

**ADOPTED REGULATION OF THE
PRIVATE INVESTIGATOR'S LICENSING BOARD**

LCB File No. R166-06

Effective November 13, 2006

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 648.030 and 648.185.

A REGULATION relating to polygraphs; approving certain types of analog or computerized polygraphic instruments for use in conducting polygraphic examinations; and providing other matters properly relating thereto.

Section 1. NAC 648.360 is hereby amended to read as follows:

648.360 The following types of *analog or computerized* polygraphic instruments, when adjusted properly, are approved for use in conducting polygraphic examinations:

1. The Keeler Polygraph;
2. The Associated Research Polygraph;
3. The “Pentograph,” “Statesman,” “Diplomat,” “Ambassador ~~[“and “Factfinder”]~~,”
“Factfinder,” “Factfinder II,” “Courier II,” “LX3000,” “LX4000” and any other models of polygraphic instruments produced by the Lafayette Instrument Company; ~~[and]~~
4. The “Deceptograph,” “Interrograph,” “Executive,” “Emotional Stress Monitor,” “Polyscribe,” “Executive Polyscribe ~~[“and “Ultrascribe”]~~,” *“Ultrascribe,” “CPS II” and any other* models of polygraphic instruments produced by the Stoelting Company ~~[.]~~;
5. *The “Sensor Box” and any other models of polygraphic instruments produced by Axciton Systems, Inc.; and*

6. The “DataPac_USB” and any other models of polygraphic instruments produced by Limestone Technologies, Inc.

NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R166-06

The Private Investigator's Licensing Board adopted regulations assigned LCB File No. R166-06 which pertain to chapter 648 of the Nevada Administrative Code on September 20, 2006.

Notice date: 8/18/2006
Hearing date: 6/21/2006

Date of adoption by agency: 9/20/2006
Filing date: 11/13/2006

INFORMATIONAL STATEMENT

The following is an informational statement for an adoption to the Nevada Administrative Code (NAC) 648, to allow a licensed private investigator to bring the polygraph regulation current with the existing technology available to polygraph examiners.

LCB File No. R166-06 was noticed for public workshop on June 21, 2006, at the Office of the Attorney General, Mock Courtroom, 100 North Carson Street, Carson City Nevada and videoconferenced to the Attorney General's Office, 555 E. Washington Avenue Suite 4500, Las Vegas Nevada. R0166-06 was submitted to the Legislative Counsel Bureau in July of 2006.

The notice of hearing was posted at the following locations:

- Private Investigators Licensing Board
- Office of the Attorney General, Carson City
- Legislature Building, Carson City
- Office of the Attorney General, Las Vegas
- Nevada State Library, Carson City
- Washoe County Library, Reno Nevada
- Clark County Library, Las Vegas, Nevada
- Grant Sawyer State Office Building, Las Vegas Nevada

Copies of the proposed regulations were also made available at the Private Investigators Licensing Board for inspection by the public during business hours. The Board received one written comment. A public hearing was held September 20, 2006 at The Office of the Attorney General, 100 N. Carson Street, Mock Courtroom, Carson City, Nevada and video conferenced to Office of the Attorney General, Grant Sawyer State Office Building, 555 E. Washington Avenue Suite 4500, Las Vegas Nevada, in accordance with Nevada Revised Statue (NRS) 233B. A written comment with suggestions to amend the proposed regulation was submitted to our office and distributed to the Board members at the Public Hearing. A workshop and public hearing was held on June 21, 2006 at the Office of the Attorney General, 100 N. Carson Street, Mock Courtroom, Carson City, Nevada and video conferenced to Office of the Attorney General, Grant Sawyer State Office Building, 555 E. Washington Avenue Suite 4500, Las Vegas, Nevada

Copies of the proposed amendment were sent to those persons who are licensed and would be affected. They are licensed pursuant to NRS 648. Copies were also sent to all Nevada County Public Libraries for compliance with NRS 233B.066. Eighteen individuals signed in for the

Board meeting on June 21, 2006, and there was no comment on this item at the public workshop in Carson City.

At the public hearing, R166-06 was read and discussed briefly. There were no comments at the September 20, 2006 public hearing. One written comment was received and was made part of the record and is attached to this informational statement. The licensed polygraph examiner Board member felt that the regulation as proposed was sufficient. The Board voted unanimously to adopt the temporary regulation as proposed.

Interested persons may obtain a copy of the public response and industry response by contacting the Private Investigators Licensing Board to request a copy of the minutes or visiting our website at <http://nevadapilb.glsute.us>.

It is estimated that the amendments to the regulation will have no economic impact.

It is estimated that the agency will be able to enforce the proposed regulations with minimal funds.

The amendment does not overlap or duplicate any other regulation of a state or government agency.