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(U) This revision was written by the Office of Security

3. (U) POLYGRAPH

(U//AIUO) **SYNOPSIS.** This regulation prescribes the policy and responsibilities governing the Agency's polygraph program.

- a. (U) **AUTHORITY.** The authority for this regulation is derived from the National Security Act of 1947, as amended; the CIA Act of 1949, as amended; Executive Orders 12333 as amended and Executive Order **13526**; ICPM No. 2006-700-5, DCID 6/4 or successor documents; and other applicable law.

b. (U) POLICY

- (1) (U//AIUO) In view of the sensitive intelligence and counterintelligence mission of the Agency and in support of the statutory responsibility of the Director of the Central Intelligence Agency (D/CIA) to protect intelligence sources and methods from unauthorized disclosure, the use of the polygraph is authorized as an aid to investigations associated with determining if individuals are acceptable security risks or otherwise suitable for Agency employment or affiliation.
- (2) (U//AIUO) All persons employed by, assigned to, or detailed to the Agency or whose Agency affiliation gives them access to Agency facilities, operations, or information, as well as applicants or candidates for such positions or affiliation, are subject to being polygraphed.
- (3) (U//AIUO) Individuals covered by paragraph b(2) above, unless otherwise

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excepted by the Director of Security (D/OS) will be required as a condition of employment or affiliation, or of continued employment or affiliation, to take polygraph examinations administered or otherwise approved by the D/OS. Polygraph examinations will occur:

- (a) ~~(U//FOUO)~~ Before or upon entrance-on-duty or the beginning of the affiliation;
- (b) ~~(U//FOUO)~~ Periodically during the tenure of Agency employment or affiliation as part of the Agency's reinvestigation program; and
- (c) ~~(U//FOUO)~~ At such other times determined by the D/OS in order to assist in resolving specific questions associated with determining if individuals are acceptable security risks for Agency employment or affiliation.

(4)

- (5) ~~(U//AIUO)~~ Requests by other government agencies for OS personnel to administer polygraph examinations to U.S. persons not employed by or affiliated with the Agency must be approved in advance by the Associate Deputy Director of the Central Intelligence Agency (ADD/CIA).
- (6) ~~(U//AIUO)~~ Before U.S. persons submit to polygraph testing, their consent to the procedure will be obtained in writing.
- (7) ~~(U//AIUO)~~ Applicants or candidates required to take polygraph examinations will be informed of the polygraph requirement as early in their personnel processing as possible. Individuals scheduled for polygraph examinations as part of the reinvestigation program or required by the D/OS to take special polygraph examinations also will receive advance notification.
- (8) ~~(U//AIUO)~~ Notwithstanding any other provisions of this regulation, no U.S. person under 18 years of age will be given a polygraph examination.

c. (U) RESPONSIBILITIES

- (1) ~~(U//AIUO)~~ The D/OS is responsible for the operation of the Agency polygraph program. Only officers designated by the D/OS will apply polygraph techniques and conduct polygraph examinations.
- (2) ~~(U//AIUO)~~ The D/OS, in appropriate coordination with the General Counsel, will establish and maintain standards and procedures for the Agency polygraph program. Upon request by a U.S. person required to submit to polygraph testing, the rights and responsibilities of examinees will be explained.
- (3) ~~(U//AIUO)~~ In managing the Agency's polygraph program, the D/OS will implement and monitor safeguards to ensure against Agency use of polygraph

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testing that would constitute an unwarranted invasion of privacy.

- (4) ~~(U//AIUO)~~ The D/OS will conduct, task, and coordinate all research and development regarding polygraph testing and all other advanced techniques and methodologies concerning the detection of deception as an aid to investigations as described in paragraph b(1) above.
- (5) ~~(U//AIUO)~~ The D/OS will release to the General Counsel polygraph-derived information concerning the commission of crimes or otherwise relating to an authorized criminal investigation, as appropriate, in accordance with the provisions of 28 U.S.C. 535 and other applicable law, so that the General Counsel may make required reports to the Attorney General.

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