



From: Kelly Hendricks [redacted]
Sent: Thursday, July 18, 2013 2:44 PM
To: [redacted]; Ree Hubbard [redacted]
Subject: JPCOT Committee TALEPI

Committee Members =



Kelly Hendricks, Chair

. Maria "Ree" Hubbard

Dear Members,

Our charge from the President is to come up with a document that we can send to our members and clients that will accommodate the recent court rulings regarding use of polygraph in Post Conviction cases.

It is my understanding that the rulings are consistent with the 5th amendment.

During the course of the Full Sexual History Disclosure; Monitoring; or Maintenance exams an examiner cannot require the examinee to admit crimes. That does not mean we cannot ask them about any other victims.

Other victims can be identified by a unit number or letter and not give enough info to be charged or investigated for a new crime.

Further, it is up to the individual to refuse to answer and or invoke the 5th.

This testing procedure is "voluntary" and the examinee is not under arrest.

We have no requirement to issue a Miranda Warning prior to or during a JPCOT / PCSOT exam.

If I am incorrect in this or misunderstand the ruling, please correct me.

I feel we should keep this dialog within our group until we have reached consensus.

Please respond by email to the group as we hash this out.

Professionally Yours,

Kelly

--

Kelly B. Hendricks



<Kaufman County Ruling Sex offender.pdf>