

Appendixes

Appendix A

Informed Consent Forms

POLYGRAPH EXAMINATION WAIVER

Place: _____

Date & Time: ____ . ____

I, _____, have been requested by Special Agent _____, of the Naval Investigative Service to submit to a polygraph examination relative to my (knowledge of) (participation [n] _____)

With the respect to that request, I have been advised:

- (a) that I have the right to consult with a lawyer prior to making any decision concerning the examination; _____
- (b) that the polygraph examination will be conducted only with my prior written consent; _____
- (c) that no adverse action will be taken against me solely on the grounds that I refuse to consent to this examination; _____
- (d) that the area in which the examination is to be conducted (does) (does not) contain a two-way mirror or similar device; _____
- (e) that the area in which the examination is to be conducted (does) (does not) contain a camera; _____
- (f) that the area in which the examination is to be conducted (does) (does not) contain an electronic audio recording device and the polygraph examination (will) (will not) be monitored, _____

With an understanding of the above conditions, I have decided that I do not desire to consult with a lawyer at this time. I freely consent to be examined by polygraph and I agree to cooperate fully with the examiner during that examination, I make these decisions freely and voluntarily and they are made with no threats having been made or promises extended to me.

(Signature)

Time: _____

Witnessed:

POLYGRAPH EXAMINATION STATEMENT OF CONSENT		For use of this form see AR 195-6; the proponent agency is U.S. Army criminal investigation command	
PLACE	DATE	TIME	
STATEMENT OF CONSENT OF (Name, Grade, and SSN)	PLACE OF BIRTH	DATE OF BIRTH	
<p>(Strike out inapplicable portions indicated in parentheses.)</p> <p>In the presence of the witness whose signature(s) appear(s) below, Article 31 of the Uniform Code of Military Justice and The Fifth Amendment to the Constitution of the United States have been explained to me by</p> <p>who informed me that he is a polygraph examiner of the United States Army. He has informed me that this statement is being completed in connection with</p> <p>He explained to me the nature of the polygraph examination and told me that I cannot be required to take such examination without my consent. He explained to me that I have the right to consult with counsel prior to this examination and to have counsel present to observe the examination. He explained that this counsel may be civilian counsel retained at my expense, or counsel appointed for me at no expense to me (,or if a member of the United States Armed Forces, that I may select military counsel of my choice if such counsel is reasonably available) I (do) (do not) want to consult with counsel prior to this examination. I (do) (do not) want to have counsel present to observe the examination I was further advised that the examination room (does) (does not) contain a two-way mirror or observation device and that the examination (will) (will not) be monitored or recorded. He explained to me that I do not have to make any statement whatsoever but that any statement I do make may be used as evidence against me in a trial by court—martial (if subject to the Uniform Code of Military Justice) or in any other military or judicial proceedings. Understanding my unqualified right to refuse, I, Understand that I will be questioned prior to, during and after the instrument portion (s) of the polygraph examination and do hereby, this date, voluntarily and without duress, coercion, unlawful inducement, or promise of reward, consent to a polygraph examination.</p>			
TYPED NAME ORGANIZATION AND/OR ADDRESS		ORGANIZATION AND/OR ADDRESS	
SIGNATURE		SIGNATURE OF EXAMINER	
TYPED NAME ORGANIZATION AND/OR ADDRESS		TYPED NAME AND ORGANIZATION	
EXHIBIT NUMBER			

DA FORM 2801
AUG 67

REPLACES EDITION OF 1 JAN 55, WHICH IS OBSOLETE.

U.S. Government Printing Office 1980-310-981/9062