
A BILL FOR AN ACT

RELATING TO EVIDENCE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that Act 210, Session
2 Laws of Hawaii 2008 (Act 210), established a limited news media
3 privilege against the compelled disclosure of sources and
4 unpublished information to a legislative, executive, or judicial
5 officer or body, or to any other person who may compel
6 testimony. Act 210 is scheduled to be repealed on June 30,
7 2011.

8 The purpose of this Act is to extend the news media
9 privilege to June 30, 2013.

10 SECTION 2. Act 210, Session Laws of Hawaii 2008, is
11 amended by amending section 3 to read as follows:

12 "SECTION 3. This Act shall take effect upon its approval
13 and shall be repealed on June 30, [~~2011-~~] 2013."

14 SECTION 3. The judiciary, through its standing committee
15 on rules of evidence, shall report to the legislature no later
16 than twenty days prior to the convening of the regular session
17 of 2012, the following information or recommendations:

18 (1) Whether or not to:



1 (A) Retain the current statutory enactment of Act
2 210, Session Laws of Hawaii 2008 (Act 210), under
3 chapter 621, Hawaii Revised Statutes, relating to
4 evidence and witnesses;

5 (B) Codify Act 210 under chapter 626, Hawaii Revised
6 Statutes, the Hawaii Rules of Evidence; or

7 (C) Allow Act 210 to be repealed.

8 (2) Other states that have enacted legislation that is
9 similar to Act 210 and a citation to any enacted
10 legislation;

11 (3) The effects of Act 210 on the media and the
12 prosecution of cases; and

13 (4) Any proposed legislation to amend Act 210.

14 SECTION 4. Statutory material to be repealed is bracketed
15 and stricken. New statutory material is underscored.

16 SECTION 5. This Act shall take effect on June 29, 2011.

17



Report Title:

News Media Privilege; Evidence

Description:

Extends the limited news media privilege against the compelled disclosure of sources and unpublished information to 6/30/2013. Reporting requirements for the judiciary. Effective 6/29/2011. (SD1)

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