

ACT 113

H.B. NO. 1376

A Bill for an Act Relating to Evidence.

Be It Enacted by the Legislature of the State of Hawaii:

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of Hawaii 2008 (Act 210), established a limited news media privilege against the compelled disclosure of sources and unpublished information to a legislative, executive, or judicial officer or body, or to any other person who may compel testimony. Act 210 is scheduled to be repealed on June 30, 2011.

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

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

“SECTION 3. This Act shall take effect upon its approval¹ and shall be repealed on June 30, ~~[2011.]~~ 2013.”

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

(1) Whether or not to:

- (A) Retain the current statutory enactment of Act 210, Session Laws of Hawaii 2008 (Act 210), under chapter 621, Hawaii Revised Statutes, relating to evidence and witnesses;
- (B) Codify Act 210 under chapter 626, Hawaii Revised Statutes, the Hawaii Rules of Evidence; or

- (C) Allow Act 210 to be repealed.
- (2) Other states that have enacted legislation that is similar to Act 210 and a citation to any enacted legislation;
- (3) The effects of Act 210 on the media and the prosecution of cases; and
- (4) Any proposed legislation to amend Act 210.

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved June 14, 2011.)

Note

- 1. Prior to amendment “,” appeared here.