

HB0103HS001

- 1 Page 1-line 2 After "disclose" insert "news".
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- 3 Page 1-line 8 Delete "1-12-703" and insert "1-12-707".
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- 5 Page 1-line 14 After "**disclose**" inset "**news**".
- 6
- 7 Page 2-line 4 After "any" insert "news".
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- 9 Page 3-line 2 After "law," insert "and except as provided in
- 10 this act,".
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- 12 Page 3-line 11 After "Any" insert "news".
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14 Page 4-after line 13 insert:

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16 **"1-12-704 Burden of proof.**

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18 Except as provided in W.S. 1-12-705(a)(ii) with respect to
19 defamation actions, in any action to compel disclosure of news
20 information, the journalist asserting a privilege under W.S.
21 1-12-701 shall have the burden of proving the existence of the
22 privilege.

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24 **1-12-705 Exceptions allowing compelled disclosure.**

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26 (a) There is no privilege under W.S. 1-12-701 if either of
27 the following conditions is met:

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29 (i) Failure to disclose the news information will
30 create an imminent risk of death or serious bodily harm;

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32 (ii) In a defamation action where a person seeking
33 disclosure of news information which would otherwise be privileged
34 under W.S 1-12-701 can demonstrate that the news information will
35 lead to evidence that is relevant to an element of the defamation
36 claim.

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38 **1-12-706 Waiver.**

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40 A journalist waives the privilege under W.S. 1-12-701 if the
41 journalist voluntarily discloses or consents to disclosure of the
42 news information.

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44 **1-12-707 Definitions.**

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(a) As used in this act:

(i) "Journalist" means any person who is professionally engaged in gathering, preparing, writing, editing, filming, taping, photographing or broadcasting news on a radio or television station licensed by the federal communications commission or for publication in or with a newspaper, magazine, news media, press association, wire service, website or other professional medium or agency that has as one of its principal functions the processing and researching of news intended for publication. "Journalist" includes any person who is an employee of or who is otherwise affiliated with a medium or agency that has as one of its principal functions the processing and researching of news intended for publication and includes any student enrolled at the University of Wyoming or a Wyoming community college who, regardless of pay, otherwise meets the requirements of this paragraph.

(i) "News information" means:

- (A) Any written, oral, pictorial, photographic or electronically recorded information or communication concerning local, national or worldwide events or other matters of public concern or public interest or affecting the public welfare; and
- (B) The identity of the source of the information.

(b) "This act" means W.S. 1-12-701 through 1-12-707."

Page 5-line 10 Delete "1-12-703." and insert "1-12-707.".
OLSEN, CHAIRMAN