

S 369

Free Speech Protection Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Civil Rights and Liberties, Minority Issues

Introduced: Feb 14, 2005

Current Status: Read twice and referred to the Committee on the Judiciary.

Latest Action: Read twice and referred to the Committee on the Judiciary. (Feb 14, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/369>

Sponsor

Name: Sen. Dodd, Christopher J. [D-CT]

Party: Democratic • **State:** CT • **Chamber:** Senate

Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Feingold, Russell D. [D-WI]	D · WI		Apr 4, 2005
Sen. Lieberman, Joseph I. [D-CT]	D · CT		Jun 7, 2005
Sen. Clinton, Hillary Rodham [D-NY]	D · NY		Jun 28, 2005

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Feb 14, 2005

Subjects & Policy Tags

Policy Area:

Civil Rights and Liberties, Minority Issues

Related Bills

No related bills are listed.

Free Speech Protection Act of 2005 - Prohibits judicial, legislative, or executive branch entities of the Federal Government with the power to issue subpoenas or provide other compulsory process from compelling any person who engages in news or information gathering for dissemination to the public (covered person) through the news media to disclose: (1) the source of news or information, or any information that would tend to identify the source, whether or not the source has been promised confidentiality; or (2) any news or information procured while providing services to the news media that is not itself communicated to the news media. Extends this protection to supervisors, employers, or other persons assisting a covered person.

Renders inadmissible in any Federal action, proceeding, or hearing news or information obtained in violation of this Act.

Creates an exception from the prohibition on compelled disclosure for news or information not communicated to the news media if a court finds that the requesting party has established by clear and convincing evidence that: (1) disclosure is critical and necessary to the resolution of a significant legal issue; (2) the news or information could not be obtained by alternative means; and (3) there is an overriding public interest in disclosure.

States that publication by the news media, or dissemination by a person while providing services for the news media, of a source of news or information shall not constitute a waiver of the protections provided by this Act.

Actions Timeline

- **Feb 14, 2005:** Introduced in Senate
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