

ACA 51 (Cory)
As amended May 1
Constitution

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RIGHT OF PRIVACY

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HISTORY

Source: Constituent

Prior Legislation: ACA 69 (1971) - held in
Assembly Committee on
Judiciary

Support: Unknown

Opposition: No Known

DIGEST

Provides that all persons, rather than men,
have certain inalienable rights among which is
the right to pursue and obtain privacy (Sec. 1,
Art. I, Const.).

PURPOSE

Establish the inalienable right to privacy
as a right guaranteed to citizens of this state
by the California Constitution.

COMMENT

1. The U.S. Supreme Court in *Griswold v. Connecticut* (381, U.S. 479, 1965) upheld the right of privacy as applied to the marriage relationship by declaring this right to be within the penumbra of several fundamental constitutional guarantees.

(More)

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2. Because all fundamental rights are not absolute in nature, what, if any, limitations would exist with respect to the right of privacy created by this Constitutional Amendment, i.e., does it extend to corporations, criminal accused, public figures, wire taps and eavesdropping, etc.?

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A/M Cory
ACA 51
1972

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