

The Digital Privacy Protection Constitutional Amendment

Purpose:

This proposal restricts the ability of law enforcement to obtain, access, and use a person's digital information, whether stored on their own device or in the cloud, by way of a constitutional amendment.

Your state has a provision of its own constitution that is the equivalent of the U.S. Constitution's Fourth Amendment. This proposal merely amends in language to ensure that the courts apply its jurisprudence on privacy to digital data as well.

Text:

Section 1. Unreasonable Searches Forbidden — Issuance of Warrant.

The right of the people to be secure in their persons, houses, *electronic data and communications*, papers, and effects against unreasonable searches and seizures shall not be violated; and no warrant shall issue but upon probable cause supported by oath or affirmation, particularly describing the place to be searched, and the person or thing to be seized.

To learn more about this model language, please contact Rees Empey at rees@libertas.org