

1 to the model State Constitution provisions on electronic
2 interceptions and wiretapping as being prohibited under
3 the Declaration of Rights. At this point I am not saying
4 that I advocate its inclusion, but apparently it is an
5 important consideration because without it, as I read
6 the commentary in the model Constitution, there would be
7 on constitutional protection either federally or State
8 against undue invasions of privacy through the use of
9 electronic devices. I think it is something that any
10 Constitutional Convention Commission should consider one
11 way or the other. Has the Committee given it any thought,
12 and if so, what is its comments?

13 PROFESSOR ASPER: I think our comment right
14 at this point is that although we considered it, we con-
15 sidered it in connection with Section 6, the search and
16 seizure problem, instead of 4.

17 MRS. BOTHE: I know the model State Constitu-
18 tion considers it as part of the due process clause. I
19 will reserve my question until then.

20 THE CHAIRMAN: All right. Any further question
21 on Section 4? If not, we will move to a consideration