

October 2, 2007

Initiative Coordinator  
Office of the Attorney General  
State of California  
1300 I Street  
Sacramento, CA 95814

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INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

Two minor corrections to proposed Initiative

Dear Initiative Coordinator,

Please replace the prior submitted Initiative with the attached corrected version. The correction is to change 38 into 32, in two places of SECTION 4 of the Initiative proposal:

Change: Section 38 of Article I  
To Read: Section 32 of Article I

Change: SEC. 38. (a) The right  
To Read: SEC. 32. (a) The right

Thank you very much for your time and service. Should you have any questions or require additional information, you can contact me through **Bryan Costales, PO Box 190848, San Francisco, California 94119-0848**, or through telephone number (415) 240-4554.

Sincerely,

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Bryan Costales  
<http://www.bcx.org/health>

**INITIATIVE MEASURE TO BE SUMMITTED DIRECTLY TO VOTERS****SECTION 1: Title**

This addition to the Constitution is the "Health is a right act."

**SECTION 2: Findings and Declarations.** The people find and declare as follows:

(a) ARTICLE 1 of the California Constitution enumerates the rights available to residents, persons, and citizens. That article fails to enumerate as rights, the right to protection of health and the right of access to health care.

**SECTION 3: Purpose and Intent.**

(a) The right to health is a fundamental social principle implemented by way of public health policies, which include prevention, education, combating epidemics and endemic disease, and the organization of treatment. Just as is true for environmental protection and consumer protection, health protection includes a commitment to ensure a high level of human health protection in the implementation of all California State policies and activities. In this context everyone must be recognised as having the right of access to preventive health care and the right to benefit from medical treatment under the conditions established by state laws and practices.

**SECTION 4:** Section 32 of Article 1 of the Constitution is added to read:

*SEC. 32. (a) The right to health is a fundamental human right.*

*(b) Equality of rights under the law shall not be denied or abridged on account of health.*

*(c) The Legislature shall have the power to enforce, by appropriate legislation, the provisions of this section.*

*(d) This section shall not become effective until one calendar year following enactment.*