

Fourth Amendment

Sample 1000 General Population Respondents
Conducted May 21-23, 2013
Margin of Error $\pm 4\%$

1. The following is a summary of the bill of rights in shuffled order. Please select the one which you believe corresponds to the 4th Amendment. *Note that because of shuffling, the 4th Amendment could be, but is probably not, the 4th item in the list.*

Establishment Clause, Free Exercise Clause; freedom of speech, of the press, and of assembly; right to petition	4%
Right to keep and bear arms.	15%
Protection from quartering of troops.	3%
Protection from unreasonable search and seizure.	45%
Due process, double jeopardy, self-incrimination, eminent domain.	7%
Trial by jury, rights of the accused; confront accuser, speedy and public trial, right to counsel	6%
Civil trial by jury.	3%
Prohibition of excessive bail and cruel and unusual punishment.	1%
The bill of rights is not exhaustive	2%
Powers reserved to the states and people.	2%
Right to privacy	11%
Establishment of the US as a Christian nation	1%

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2. You might have noticed in the previous question that there were 12 choices while the bill of rights only includes 10 amendments. Which **two** of the following do you believe are *not explicitly listed* in the bill of rights.

Establishment Clause, Free Exercise Clause; freedom of speech, of the press, and of assembly; right to petition	2%
Right to keep and bear arms.	5%
Protection from quartering of troops.	20%
Protection from unreasonable search and seizure.	4%
Due process, double jeopardy, self-incrimination, eminent domain.	5%
Trial by jury, rights of the accused; confront accuser, speedy and public trial, right to counsel	2%
Civil trial by jury.	7%
Prohibition of excessive bail and cruel and unusual punishment.	7%
The bill of rights is not exhaustive	29%
Powers reserved to the states and people.	7%
Right to privacy	21%
Establishment of the US as a Christian nation	63%

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3. Please rank the rights granted by the bill of rights in importance to you - there are no fake ones this time! To keep things short we'll only ask you to rank your top five, from most important to least.

	1	2	3	4	5
Establishment Clause, Free Exercise Clause; freedom of speech, of the press, and of assembly; right to petition	52%	17%	14%	10%	8%
Right to keep and bear arms.	35%	27%	14%	12%	12%
Protection from quartering of troops.	13%	19%	20%	23%	26%
Protection from unreasonable search and seizure.	13%	26%	30%	19%	12%
Due process, double jeopardy, self-incrimination, eminent domain.	6%	13%	21%	32%	27%
Trial by jury, rights of the accused; confront accuser, speedy and public trial, right to counsel	10%	23%	22%	24%	21%
Civil trial by jury.	8%	22%	21%	26%	23%
Prohibition of excessive bail and cruel and unusual punishment.	5%	9%	22%	28%	37%
The bill of rights is not exhaustive	12%	19%	19%	14%	35%
Powers reserved to the states and people.	14%	18%	18%	23%	27%

4. Please check the types of people to which you believe the bill of rights (and the US Constitution in general) apply:

US citizens on US soil	85%
US citizens abroad	47%
US citizens at a US border (going through immigration and customs)	63%
Citizens of other countries on US soil	31%
Citizens of other countries outside the US	9%
Foreign terrorists operating on US soil	15%
Domestic terrorists (US citizens committing terrorist acts) on US soil	33%
Enemy <i>soldiers</i> fighting US troops in foreign countries	7%
Enemy <i>combatants</i> fighting US troops in foreign countries	6%
US citizens fighting for adversaries of the US on US soil	54%
US citizens fighting for adversaries of the US while in foreign countries	37%

5. Which statement comes closer to your view?

It should be harder for the government to access my private information and communications.	57%
The government needs easier access to everyone's information and communications in order to make us more safe.	8%
The current level of government access to information and communications fairly balances people's 4th Amendment rights with the government's security requirements.	30%
Other	5%

6. Which comes closer to your view of the Patriot Act?

It is a necessary tool that helps the government find terrorists	43%
It goes too far and poses a threat to civil liberties	41%
I don't know	16%

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7. Based on *your* understanding of the Constitution, what do you believe the police, FBI, IRS, US Customs, or other authority needs in order to

	A warrant issued by a judge	A subpoena	A national security letter (NSL)	Permission of a supervisor	No special permission
Listen in on your phone conversations	57%	13%	16%	4%	11%
Read your emails	52%	17%	16%	3%	11%
Examine the contents of your laptop, phone, or computer	63%	16%	12%	2%	8%
Enter your home (without your permission or probable cause)	76%	10%	6%	1%	7%
Track <i>who</i> you communicate with (not <i>what</i> is said)	39%	13%	26%	5%	16%
Access your private social network data	48%	17%	18%	4%	13%
Access your public social network data	35%	13%	12%	6%	34%
See what books you've checked out of a library or what movies you've rented	37%	14%	15%	8%	26%
Track your movements (ex: by attaching a GPS tracker to your car)	58%	9%	17%	4%	12%
Search you on the street (aka <i>stop & frisk</i> without probable cause)	46%	9%	7%	8%	30%
Compelling you to identify yourself	20%	7%	5%	7%	61%
Ask you to provide identification (not at a border or during a traffic stop)	20%	6%	8%	6%	60%
Look inside your car or home through a window	34%	8%	6%	6%	47%

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8. How concerned are you that the government could be recording all phone calls in the US without a warrant?

Extremely concerned				Not at all concerned		
1	2	3	4	5	6	Not sure
32%	15%	13%	13%	12%	10%	6%

9. Which statement best captures your position on the Department of Justice obtaining these records?

- It is important for the government to stop leaks that damage national security. I support the Department of Justice. 19%
- The investigation went too far. Journalists should be protected from such searches by the first and/or fourth amendments. 33%
- The investigation was appropriate but the AP needed to be informed. ... 13%
- A warrant signed by a judge should have been required. 32%
- Other 2%

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10. How would you rate these organizations' efforts to protect your 4th Amendment rights?

	Excellent defenders of my rights	Good defenders of my rights	Poor defenders of my rights	Extremely poor defenders of my rights
The American Civil Liberties Union (ACLU)	23%	38%	21%	19%
The Supreme Court of the United States	12%	42%	30%	16%
President Obama	17%	26%	19%	38%
Attorney General Eric Holder	6%	31%	26%	37%
The US House of Representatives	6%	31%	35%	28%
The US Senate	5%	28%	39%	29%
The Republican Party	9%	28%	30%	33%
The Democratic Party	12%	31%	26%	32%
The FBI	9%	33%	32%	27%
The CIA	7%	29%	32%	32%
The National Security Agency (NSA)	6%	33%	31%	30%
The press/media	8%	28%	39%	26%

11. Age

18-29	21%
30-44	29%
45-65	33%
65+	17%

12. Gender

Male	49%
Female	51%

13. Party ID

Dem	39%
Rep	21%
Ind	40%

14. What racial or ethnic group best describes you?

White	68%
Black	12%
Hispanic	14%
Asian	2%
Native American	1%
Middle Eastern	0%
Mixed	2%
Other	2%

15. What is the highest level of education you have completed?

No HS	10%
High school graduate	32%
Some college	23%
2-year	11%
4-year	15%
Post-grad	10%

16. What is your marital status?

Married	51%
Separated	1%
Divorced	10%
Widowed	5%
Single	29%
Domestic partnership	4%

17. Would you describe yourself as a "born-again" or evangelical Christian, or not?

Yes	32%
No	68%

18. Tea Party Follower

Yes	25%
No	75%