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Introduced by Senator Gaines

February 5, 2015

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An act to amend Section 46 of the Civil Code, relating to civil law.

LEGISLATIVE COUNSEL'S DIGEST

SB 170, as introduced, Gaines. Personal rights.

Existing law defines "slander" as a false and unprivileged publication, communicated orally or by radio, mechanical, or other means, which causes specified damages.

This bill would make technical, nonsubstantive changes to this provision.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 46 of the Civil Code is amended to read:  
2 46. Slander is a false and unprivileged ~~publication, orally~~  
3 ~~uttered, and also communications by radio or any mechanical~~  
4 *publication communicated orally, or by radio, mechanical, or other*  
5 ~~means means~~, which *does any of the following*:  
6 ~~1.~~  
7 (a) Charges ~~any~~ a person with a crime, or with having been  
8 indicted, convicted, or punished for ~~crime~~; *a crime*.  
9 ~~2.~~  
10 (b) Imputes in him *or her* the present existence of an infectious,  
11 contagious, or loathsome ~~disease~~; *disease*.  
12 ~~3.~~

- 1 (c) Tends directly to injure him *or her* in respect to his *or her*
- 2 office, profession, trade or business, either by imputing to him *or*
- 3 *her* general disqualification in those respects which the office or
- 4 other occupation peculiarly requires, or by imputing something
- 5 with reference to his *or her* office, profession, trade, or business
- 6 that has a natural tendency to lessen its ~~profits~~; *profits*.
- 7 ~~4.~~
- 8 (d) Imputes to him *or her* impotence or a want of ~~chastity~~; *or*
- 9 *chastity*.
- 10 ~~5. Which, by~~
- 11 (e) ~~By natural consequence~~; *consequence* causes actual damage.