



1992

## Public Relief

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## SUPREME COURT, APPELLATE DIVISION

## SECOND DEPARTMENT

Lovelace v. Gross<sup>735</sup>  
(decided August 26, 1991)

See the case analysis under EQUAL PROTECTION.<sup>736</sup> The court rejected the plaintiff's claim that Social Services Law section 131-c(2) violated the aid to the needy clause of the New York State Constitution because "the Legislature ha[d] made its determination with regard to need and the determination may not be judicially disturbed or questioned."<sup>737</sup>

## SUPREME COURT

## NEW YORK COUNTY

Hope v. Perales<sup>738</sup>  
(decided April 15, 1991)

See the case analysis under DUE PROCESS.<sup>739</sup> The court held that the Prenatal Care Assistance Program violated article XVII, section 1 of the New York State Constitution because "[t]he Legislature may not deny aid to eligible women it categorized as needy on the basis of criteria not at all related to need."<sup>740</sup>

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735. 573 N.Y.S.2d 752 (2d Dep't 1991).

736. See *supra* notes 327-39 and accompanying text.

737. *Lovelace*, 573 N.Y.S.2d at 753.

738. 150 Misc. 2d 985, 571 N.Y.S.2d 972 (Sup. Ct. New York County 1991).

739. See *supra* notes 201-55 and accompanying text.

740. *Hope*, 150 Misc. 2d at 998, 571 N.Y.S.2d at 981 (citing, *inter alia*, *Tucker v. Toia*, 43 N.Y.2d 1, 371 N.E.2d 449, 400 N.Y.S.2d 728 (1977)).