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New York State Constitutional Decisions: 1990 Compilation

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NEW YORK STATE CONSTITUTIONAL DECISIONS:
1990 COMPILATION

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A note to our Readers:

With great enthusiasm and pride we present the first of our annual volumes regarding issues raised under the New York State Constitution. This volume contains professional and student authored articles, along with a Compilation of selected New York State court decisions that implicate the New York State Constitution. This Compilation was authored by members of the Touro Law Review. A summary of the activities of the New York State Bar Association's Committee on State Constitution will also appear in each annual issue.

The format of the Compilation is novel for a traditional law review. We, however, believe that this format will be useful as a resource for the law practitioner and as a source of New York State's constitutional jurisprudence. Any comments or suggestions, along with contributions for upcoming volumes, are welcome.

If you glance through the following pages you will find that each clause of the state constitution has its own heading. The text of the relevant clause is set out along with its federal counterpart, if one exists. Next, the cases are arranged in order according to the court that wrote the decision. Third, under the subheading of the court, the department or the county is listed. Within each heading, the cases are organized in chronological order. The order was purposely chosen because one case will build on another. Because many cases contain more than one constitutional claim, there is a comprehensive summary of the case under one constitutional provision and brief excerpts under the other provisions that refer the reader to the complete discussion. You may expect the next volume of our annual issue on New York State Constitutional Law in early 1992.

The Law Review is grateful to the New York State Bar Association's Committee on State Constitution for its support. We especially wish to thank Professor Martin A. Schwartz and Shirley Adelson Siegel for their encouragement and guidance throughout this project.

The Touro Law Review