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Constitutional Law

Fourth Edition

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Preface

This edition retains its predecessors' emphasis on constitutional theory, interdisciplinary and empirical studies, and comparative constitutional law. The overall presentation has, however, been updated and changed. Developments in constitutional law outside the Supreme Court led to the inclusion of a greatly expanded treatment of impeachment, for example. We have continued to increase the number of references to constitutional law in other nations, with the thought that American constitutional law remains far too insular. Some topics in the law of free expression, previously treated as raising discrete issues, have been integrated into the general treatment of free expression.

The Supreme Court's decisions, particularly on federalism and gender equality, continue to affect the book's content. A new Note on state immunity from suit has been added, for example. The discussion of equality and sexual orientation has been expanded substantially, and the material on race-based districting has been expanded and reorganized. In addition, material on the takings and obligation of contracts clauses has been relocated so that it appears together with the discussion of economic rights in Chapter Six.

Many users will be pleased to learn of another major change in this edition from the preceding one: a significant reduction in length. The reduction was accomplished even as the edition contains substantial treatments of developments since the Third Edition. Cases and notes have been edited more tightly, and some of the less important older material has been reduced or deleted.

We repeat our acknowledgment of our debts to others: We are grateful to the many users of this book, both students and teachers, for their continuing help with this work-in-progress. Fortunately, people have not been reluctant to point to errors, confusions, and possible improvements. We owe a special debt to the hundreds of law teachers on whose work we have drawn throughout this book.

G.R.S.
L.M.S.
C.R.S.
M.V.T.

February 2001

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