

WALTER FRANK

LAW AND THE

GAY RIGHTS STORY

The Long Search for Equal Justice in a Divided Democracy

Gay Rights And American Law

David A. J. Richards



Gay Rights And American Law:

Gay Rights and American Law Daniel R. Pinello, 2003-06-09 *Gay Rights and American Law* investigates how American appellate courts dealt with the struggle for lesbian and gay civil rights during the last two decades of the twentieth century. The study is grounded on an exhaustive database of both federal and state cases rendered between 1981 and 2000 and of the personal attributes of the judges who decided them as well as the ideological, institutional, and legal environments in which the decisions were situated. The work both explains how diverse factors influenced the adjudication of civil rights claims during a vital era of the homosexual civil rights movement and formulates promising methodologies for the meaningful quantitative empirical study of law.

The Gay Rights Question in Contemporary American Law Andrew Koppelman, 2010-02-15 The gay rights question is whether the second class legal status of gay people should be changed. In this book, Andrew Koppelman shows the powerful legal and moral case for gay equality but argues that courts cannot and should not impose it. *The Gay Rights Question in Contemporary American Law* offers an unusually nuanced analysis of the most pressing gay rights issues: Does antigay discrimination violate the Constitution? Is there any sound moral objection to homosexual conduct? Are such objections the moral and constitutional equivalent of racism? Must state laws recognizing same sex unions be given effect in other states? Should courts take account of popular resistance to gay equality? Koppelman sheds new light on all these questions. Sure to upset purists on either side of the debate, Koppelman's book criticizes the legal arguments advanced both for and against gay rights. Just as important, it places these arguments in broader moral and social contexts, offering original, pragmatic, and workable legal solutions.

The Future of Gay Rights in America H.N. Hirsch, 2020-03-25 Sandra Day O'Connor has called the gay rights movement the first important civil rights struggle of the twenty-first century. Recent court decisions to overturn sodomy laws and to recognize gay marriage have emboldened activists but have also resulted in a tremendous backlash, not the least of which has been a call for a constitutional amendment defining marriage as only between members of the opposite sex. Through its historical and legal contextualization of these decisions, *The Future of Gay Rights in America* is essential for understanding an epochal moment in the history of gay rights.

In Support of Same-Sex Marriage and Gay Rights in America Thomas J. Schuh, 2004 This is intended as a statement in support of Same Sex Marriage, Gay Rights, and a Non-Discrimination Amendment to the U.S. Constitution that includes non-discrimination on the basis of sexual orientation. The book covers the social, political, cultural, scientific, religious, and legal aspects in a historical perspective. The book includes examples and references from the beginning of the Christian era to the present time. Specifically, it measures tolerance and acceptance factors.

Wisconsin and the Shaping of American Law Joseph A. Ranney, 2017-07-18 Examines the full course of American history from a comparative state law perspective using Wisconsin as a case study to emphasize the vital role states have taken in creating American law. Law and the Gay Rights Story Walter Frank, 2014-08-05 For much of the 20th century, American gays and lesbians lived in fear.

that public exposure of their sexualities might cause them to be fired blackmailed or even arrested Today they are enjoying an unprecedented number of legal rights and protections Clearly the tides have shifted for gays and lesbians but what caused this enormous sea change In his gripping new book Walter Frank offers an in depth look at the court cases that were pivotal in establishing gay rights But he also tells the story of those individuals who were willing to make waves by fighting for those rights taking enormous personal risks at a time when the tide of public opinion was against them Frank s accessible style brings complex legal issues down to earth but as a former litigator never loses sight of the law s human dimension and the context of the events occurring outside the courtroom *Chronicling the past half century of gay and lesbian history Law and the Gay Rights Story* offers a unique perspective on familiar events like the Stonewall Riots the AIDS crisis and the repeal of Don t Ask Don t Tell Frank pays special attention to the constitutional issues surrounding same sex marriage and closely analyzes the two recent Supreme Court cases addressing the issue While a strong advocate for gay rights Frank also examines critiques of the movement including some coming from the gay community itself Comprehensive in coverage the book explains the legal and constitutional issues involved in each of the major goals of the gay rights movement a safe and healthy school environment workplace equality an end to anti gay violence relationship recognition and full integration into all the institutions of the larger society including marriage and military service Drawing from extensive archival research and from decades of experience as a practicing litigator Frank not only provides a vivid history but also shows where the battle for gay rights might go from here

The Encyclopedia of American Law David A. Schultz, 2014-05-14 There s an old saying Ignorance of the law is no excuse for breaking it Yet for most people *America's War on Same-Sex Couples and their Families* Daniel R. Pinello, 2016-09-26 America s War on Same Sex Couples and Their Families is a legal political and social history of constitutional amendments in twenty American states with 43 percent of the nation s population that prohibited government recognition of all forms of relationship rights marriage civil unions and domestic partnerships for same sex couples Based on 175 interviews with gay and lesbian pairs in Georgia Michigan North Carolina Ohio Texas and Wisconsin the volume has great human interest value and chronicles how same sex couples and their children coped within harsh legal environments The work ends with a lively explanation of how the federal judiciary rescued these families from their own governments In addition the book provides a model of the grassroots circumstances under which harassed minority groups migrate out of oppressive state regimes together with an estimate of the economic and other costs to the refugees and their governments of the flight from persecution

Queers in Court Susan Gluck Mezey, 2007-03-27 In *Queers in Court* Susan Gluck Mezey examines the contemporary battle for gay and lesbian rights in the United States tracing the evolution of issues from same sex marriage and privacy rights to military service and employment discrimination By combining analyses of nearly three hundred cases from both federal and state courts with detailed explorations of the paths these issues have taken through legislative and executive bodies she provides the most comprehensive analysis of queer rights in law and policy to

date Both scholars seeking a case study in minority rights and those looking for a primer in gay and lesbian politics will find Mezey's book of interest **Identity and the Case for Gay Rights** David A. J. Richards, 1999 1 THE RACIAL ANALOGY

The Morality of Gay Rights Carlos Ball, 2014-04-08 In *The Morality of Gay Rights* Ball presents a comprehensive exploration of the connection between gay rights and political philosophy He discusses the writing of contemporary political and legal philosophers including Rawls, Walzer, Nussbaum, Sandel, Rorty, and Dworkin to evaluate how their theoretical frameworks fit the specific gay rights controversies such as same sex marriage and parenting by lesbians and gay men that are part of our nation's political and legal debates **The United States and Canada** Paul J. Quirk, 2019 The United States and Canada share the longest border in the world, maintain one of the closest alliances, and are notably similar in many ways Yet the two countries also have important differences including sharply contrasting political institutions In *The United States and Canada* Paul J. Quirk has gathered a distinguished cast of contributors to present an integrated comparative examination of the political systems of the United States and Canada with special attention to the effects of political institutions and their interaction with political values, geographic and demographic factors, and other influences The volume explores the differences between the American presidential or separation of powers system and the Canadian parliamentary system, focusing on electoral and party systems, executive leadership and the legislative process, bureaucratic influence, and federalism It proceeds to examine patterns of governance in a wide range of issue areas: economic policy, climate change policy, healthcare policy, civil rights, integration and immigration, and abortion and gay rights A sweeping comparative account, this volume serves as an authoritative guide for anyone interested in why the two countries differ and where they might be headed **Same Sex, Different Politics** Gary Mucciaroni, 2009-05-15 Why is it so much harder for American same sex couples to get married than it is for them to adopt children? And why does our military prevent gays from serving openly even though jurisdictions nationwide continue to render such discrimination illegal? Illuminating the conditions that engender these contradictory policies, *Same Sex, Different Politics* explains why gay rights advocates have achieved dramatically different levels of success from one policy area to another The first book to compare results across a wide range of gay rights struggles, this volume explores debates over laws governing military service, homosexual conduct, adoption, marriage, and partner recognition, hate crimes, and civil rights It reveals that in each area the gay rights movement's achievements depend both on Americans' perceptions of its demands and on the political venue in which the conflict plays out Adoption policy, for example, generally takes shape in a decentralized system of courts that enables couples to target sympathetic judges, while fights for gay marriage generally culminate in legislation or ballot referenda against which it is easier to mount opposition Brilliantly synthesizing all the factors that contribute to each kind of outcome, *Same Sex, Different Politics* establishes a new framework for understanding the trajectory of a movement **Queer Inclusions, Continental Divisions** David Rayside, 2008-04-05 No area of public policy and law has seen more change than lesbian, gay, bi-sexual, and trans-gender

rights and none so greatly needs careful comparative analysis *Queer Inclusions Continental Divisions* explores the politics of sexual diversity in Canada and the United States by analyzing three contentious areas relationship recognition parenting and schooling It enters into long standing debates over Canadian American contrasts while paying close attention to regional differences David Rayside s examination of change over time in the public recognition of sexual minorities is based on his long experience with the analysis of trends as well as on a wide ranging search of media legal and social science accounts of developments across Canada and the United States Rayside points to a take off pattern in Canadian policy change on relationship recognition and parenting but not in schooling At the same time he explores the reasons for a pioneering pattern in early gains by American LGBT activists a surprising number of court wins by American lesbian and gay parents and changes in American schooling that while still modest are more substantial than those instituted by the Canadian system *Queer Inclusions Continental Divisions* is a timely examination of controversial policy areas in North America and a reasoned judgment on the progress of lesbian and gay issues in our time

[Gay Rights on Trial](#) Lee Walzer,2002-01-11 An in depth examination of the relationship between gay rights public opinion and legislation since the late 1800s In this comprehensive overview of how the American legal system has approached issues pertaining to sexual orientation and how the law has advanced or hindered civil rights author Lee Walzer reveals that while the United States has the world s most developed lesbian and gay community it lags other countries on equality for sexual minorities *Gay Rights on Trial* focuses on four significant cases that have shaped the development of gay rights including detailed discussion of majority and dissenting decisions and analysis of their legacy and impact Also included are a chronology a section of key people laws and concepts a table of cases key legal documents such as the Defense of Marriage Act and the Vermont Civil Union Act and an annotated bibliography

[Homosexual Issues In The Workplace](#) Louis Diamant,2018-10-24 First published in 1993 This book looks at the stress of gay and lesbian workers within the work world and for that reason alone deserves its place on a list of recommended mental health psycho social health readings However more than this major factor merits consideration Issues that are core to the identity of any person must be examined from the particular position of the homosexual worker and career seeker and include such fundamental concepts as fairness self esteem economics survival the need and right to participate in the work force and the need and right for a voice and basic identity in vocational systems

Religious Freedom, LGBT Rights, and the Prospects for Common Ground William N. Eskridge (Jr.),Robin Fretwell Wilson,2018-11-22 LGBT faith and academic thought leaders explore prospects for laws protecting each community s core interests and possible resolutions for culture war conflicts

[The Politics of Gay Rights](#) Craig A. Rimmerman,Kenneth D. Wald,Clyde Wilcox,2000-07 The contributors to this volume thoroughly investigate the politics of the gay and lesbian movement beginning with its political organizations and tactics The essays also address the strategies and ideology of conservative opposition groups

[Gay Rights](#) Rachel Kranz,Tim Cusick,2014-05-14 Provides an overview of issues related to

gay rights including history terminology biographical information on important individuals and a complete annotated bibliography *Political Institutions and Lesbian and Gay Rights in the United States and Canada* Miriam Smith, 2008-08-18
This book examines why the US and Canada have produced such divergent policy outcomes in affording rights to their gay and lesbian citizens Smith's contribution will prove vital as movements for lesbian and gay rights continue to recast the social landscape in North America and beyond

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