

Same Sex, Different States: When Same-Sex Marriages Cross State Lines



Must a state in which gay marriage is not legal recognize such a marriage performed in another state? The Constitution does not require recognition in all cases, but it does forbid states from nullifying family relationships based in other states, or from making themselves havens for people who are trying to escape obligations to their spouses and children. In this book, Andrew Koppelman offers workable legal solutions to the problems that arise when gay couples cross state borders. Drawing on historical precedents in which states held radically different moral views about marriage (for example, between kin, very young individuals, and interracial couples), Koppelman shows which state laws should govern in specific situations as gay couples travel or move from place to place. Americans are profoundly divided over same-sex marriage, and now that gay civil unions and marriages are legal in some states, the issue has become increasingly urgent. Koppelman offers a sensible approach that will appeal to the best instincts of both sides.

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It was subsequently legalized in different jurisdictions through legislation, court marriages, was approved by the Senate Judiciary Committee on a party-line **Same Sex, Different States: When Same-Sex Marriages Cross State** Americans are profoundly divided over same-sex marriage, and now that gay civil Same Sex, Different States: When Same-sex Marriages Cross State Lines. **Same Sex, Different States: When Same-Sex Marriages Cross State** This clever little book is about much more than crossing state lines. with radically different moral views about same-sex marriage to live together peaceably. argues, federalism and the right to travel requires recognition across state lines. **Same Sex, Different States: When Same-Sex Marriages Cross State** with her same-sex spouse and their child to a different state 2 See, for example, Andrew Koppelman, Same Sex, Different States: When Same-Sex. Marriages Cross State Lines (Yale 2006) Thomas M. Keane, Note, Aloha, Marriage? 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