



# What a Trump/Pence Presidency Means For LGBTQ Family Rights

Most of us are worried about the future of our families, communities and country. Now more than ever we need our LGBTQ family community. Our Family Coalition remains a strong voice for LGBTQ caregivers in California and we will continue to advocate for the rights of our families.



## What does this mean for marriage rights?

It is highly unlikely that marriage equality will be overturned. The process would take years and include replacing several Supreme Court judges and working a case through the Supreme Court. It is also very unlikely that married couples would see their marriages overturned. The law has strong protections against valid marriages being invalidated by subsequent changes law. "For individuals who are not currently married but who may wish to marry in the future, it is also highly unlikely that the fundamental right of same-sex couples to marry will be challenged or that the Supreme Court would revisit its 2015 holding that same-sex couples have that fundamental right." We highly recommend anyone who counters any problem with your marriage being fully respected to

contact our partners at the National Center for Lesbian Rights.



## What does this mean for parental rights?

We cannot say this enough: it is highly recommended that non-biological parents complete a second-parent adoption or parentage judgement. Being on the birth certificate or being married to the child's biological and/or legal parent does not ensure parental rights. By completing a second-parent adoption the parental legal relationship is secured in states outside of California. We understand that this process can be expensive for working class families and encourage you to contact the National Center for Lesbian Rights for referrals to attorneys who may be able to offer pro bono services and/or reduced fees to those who may qualify.



## What does this mean for trans parents?

The federal rights of transgender students and employees should remain secure as those are based on federal stat-



utes and the U.S. Constitution. It is recommended to get your ID documents updated while choosing your gender marker is an option. This includes passport, state ID, social security.



## What does this mean for healthcare?

While it is not yet clear what will happen with the Affordable Care Act, any changes will take time. Check to see where your insurance plan is from and if it is covered by the Affordable Care Act and if any LGBT provisions may be affected.



## How will the election affect undocumented immigrant people & families?

We encourage folks to contact a legal services provider to be screened for any possible immigration options immediately. The Immigration Advocates Network maintains a national directory of more than 950 free or low-cost nonprofit immigration services providers in all 50 states. We are also collecting stories of LGBTQ immigrant families who may wish to support advocacy campaigns. Please email [policy@ourfamily.org](mailto:policy@ourfamily.org) if interested in participating.



## Need more information?

### LGBTQ FAMILY COMMUNITY CALL ON DECEMBER 8 AT 12PM

Our Family Coalition is hosting a "Post-Elections Community Call" on December 8 for all LGBTQ parents, caregivers, and prospective parents who may have questions about the election results on their families and children. Legal representatives with expertise in LGBTQ family issues; including marriage, adoption and immigration, and reproductive justice will be present to answer questions. RSVP in advance via [www.ourfamily.org](http://www.ourfamily.org) or contact [policy@ourfamily.org](mailto:policy@ourfamily.org) with any questions or comments.



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