WCADV/WCASA
LGBTQ
Resource Library

WCADV/WCASA LGBTQ Committee Mission Statement:

By raising awareness through prevention and education, we give voice to people who are marginalized based on gender identity, sexual identity and/or sexual orientation, and whose lives have been affected by all violence, including sexual, domestic, and intimate partner violence.

LGBTQ Resource Library Created: 6/23/2012
Last Updated: 11/26/2012
I. LGBTQ Domestic Violence and Sexual Assault web resources:

**Anti-Violence Project**
Anti-Violence Project empowers lesbian, gay, bisexual, transgender, queer, and HIV-affected communities and allies to end all forms of violence through organizing and education, and support survivors through counseling and advocacy.

24 Hour Bilingual Hotline: 212-714-1141
http://avp.org/index.htm

**Casa De Esperanza**
A Latina organization out of Minnesota, Casa de Esperanza collaborates with the community in an approach to end domestic violence. Casa De Esperanza also holds resources for LGBTQ domestic violence victims, as well as youth victims, immigrants, and elders.

24-Hour Hotline: 651.772.1611
https://www.casadeesperanza.org/

**Community Against Violence**
The mission of Community Against Violence, Inc. (CAV) is to foster and support communities free from all forms of domestic and sexual violence. CAV is the only non-profit agency in Taos County exclusively addressing the needs of victims of domesticsexual violence

http://www.taoscav.org/en/

**Gay Men’s Domestic Violence Project**
Gay Men’s Domestic Violence Project provides crisis intervention and offers support and resources for victims and survivors of domestic abuse. Included is information on legal advocacy and court accompaniment, as well as safety planning. Advice given by 24-hour phone hotline or email.

24-Hour Hotline: 1.800.832.1901
Email: support.gmdvp.org
http://gmdvp.org/

**FORGE**
FORGE leads as an organization that provides peer support for people of LGBTQ. Founded in Milwaukee, Wisconsin in 1994, its mission is to support, educate, and advocate for the rights and lives of transgender individuals and SOFFAS (Significant Others, Friends, Families, and Allies). “FORGE is dedicated to helping move fragmented communities beyond identity politics and forge a movement that embraces and empowers our diverse complexities”.

http://forge-forward.org/
Minnesota Center Against Violence and Abuse
MINCAVA Electronic Clearinghouse
The mission of the Minnesota Center Against Violence and Abuse (MINCAVA) is to support research, education, and access to violence related resources. MINCAVA is considered a leader in innovative violence-related education, research and Internet publishing and now coordinates four nationally and internationally renowned projects.

http://www.mincava.umn.edu/

National Center for Lesbian Rights (NCLR)
The National Center for Lesbian Rights is a national legal organization committed to advancing the civil and human rights of lesbian, gay, bisexual, and transgender people and their families through litigation, public policy advocacy, and public education.

http://www.nclrights.org/site/PageServer

National Coalition of Anti-Violence Programs
NCAVP works to prevent, respond to and end all forms of violence against and within lesbian, gay, bisexual, transgender, queer and HIV-affected (LGBTQH) communities. Assistance is provided through publications, outreach, and research. In support of Anti-Violence government legislation and policies, programs work with community leaders, law enforcement, schools, social service agencies as well as survivors to help reach a violent-free community.

24-Hour Bilingual Hotline: 212-714-1141

http://www.avp.org/ncavp.htm

National Sexual Violence Resource Center
This organization puts out an information packet (“Sexual Violence & Individuals Who Identify As LGBTQ”) containing nearly a dozen resources focused on serving, engaging, and collaborating with individuals and communities who identify as LGBTQ. The packet contains resources to support counselors, advocates, technical assistance providers, and allied professionals committed to affirming all individuals and communities.


The Network/La Red
The Network/La Red is a survivor-led, social justice organization that works to end partner abuse in LGBTQ communities. This organization is a national resource and model for domestic violence service providers, batterer intervention programs and other LGBTQ organizations beginning to address partner abuse in LGBTQ relationships. Their website is available in English or Spanish.

http://tnlr.org/
The Northwest Network
The NW Network increases our communities’ ability to support the self-determination and safety of bisexual, transgendered, lesbian and gay survivors of abuse through education, organizing and advocacy. Their vision includes helping individuals and communities build loving and equitable relationships.

http://nwnetwork.org/

Rm2BSafe
Rm2bsafe is a state-wide initiative designed to educate about healthy and unhealthy relationships in lesbian, gay, bisexual and transgender (LGBT) communities in Wisconsin. Information provides resources for the following: LGBT people who are abuse survivors, LGBT people who are abusive, family and friends of LGBT, LGBT community organizations, partner abuse service providers, and law enforcement and legal advocates.

http://www.rm2bsafe.org/

Services and Advocacy for GLBT Elders (SAGE)
SAGE is a national organization that offers supportive services and consumer resources to LGBT older adults and their caregivers, advocates for public policy changes that address the needs of LGBT older people, and provides training for aging providers and LGBT organizations through its National Resource Center on LGBT Aging.

http://sageusa.org/index.cfm

Survivor Project
Survivor Project is a non-profit organization dedicated to addressing the needs of intersex and transgender survivors of domestic and sexual violence through caring action, education and expanding access to resources and to opportunities for action.

http://survivorproject.org/

Women’s Law
An online resource dedicated in providing legal information and support to victims of domestic violence and sexual assault.

http://womenslaw.org/index.php
II. Domestic Violence/Sexual Assault in the LGBTQ Community
Legal Resources by Topic

- Anti-Violence

Anti-Violence Project
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http://avp.org/index.htm

Milwaukee LGBT Community Center
Created in 1998, the Milwaukee LGBT Community Center has been a home to the LGBT population of metro Milwaukee, providing culturally sensitive and competent educational, social, and health and wellness services that meet the needs of LGBT youth, adults and their allies.

- Milwaukee Anti-Violence Project - The Anti-Violence Project (AVP) of the Milwaukee LGBT Community Center was established to address the impact of different forms of violence upon LGBT individuals and communities in Milwaukee.
http://www.mkelgbt.org/index.asp?p=15  Call: (414) 292-3072

National Sexual Violence Resource Center
This organization’s information packet Sexual Violence & Individuals Who Identify As LGBTQ contains a resource that outlines recent laws in the U.S. concerning hate and bias-motivated crimes.

Southern Poverty Law Center
The SPLC is dedicated to defending the rights of the LGBT community, which includes monitoring anti-gay hate and extremist groups. A SPLC analysis of FBI hate crime data found the LGBT people are far more likely to be victims of a violent hate crime than any other minority group in the United States. The SPLC’s work has a national reach but is primarily focused on the Southeast.
http://www.splcenter.org/what-we-do/lgbt-rights
• Community Education

National Sexual Violence Resource Center
The information packet Sexual Violence & Individuals Who Identify As LGBTQ contains a resource for organizations seeking to engage and facilitate prevention efforts with LGBTQ communities. This resource, “Creating Inclusive Agencies” also outlines steps for organizations to take to provide services to survivors who identify as LGBTQ.

http://nsvrc.org/publications/nsvrc-publications-guides/creating-inclusive-agencies

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http://www.rm2bsafe.org/

• Elders

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❖ Domestic Violence and Elder Abuse

https://www.casadeesperanza.org/resources/elder-abuse/

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http://sageusa.org/index.cfm

❖ HIV & Aging Policy White Paper-January 2010

A SAGE publication taking a look into the special circumstances in which the elder population is growing with the number of HIV-infected individuals. Topics include the risks, and factors contributing to the rising population as well as prevention recommendation and the importance of spreading awareness.

National Center for Lesbian Rights (NCLR)
The National Center for Lesbian Rights is a national legal organization committed to advancing the civil and human rights of lesbian, gay, bisexual, and transgender people and their families through litigation, public policy advocacy, and public education.

http://www.nclrights.org/site/PageServer
- Elder Law Answers and Publications-including:
  1. Know-Your-Rights Guide for Lesbian, Gay, Bisexual, and Transgender Elders,
  2. Planning with Purpose: Legal Basics for LGBT Elders,
  3. Asserting Choice: Health Care, Housing, and Property—Planning for Lesbian, Gay, Bisexual, and Transgender Older Adults

http://www.nclrights.org/site/PageServer?pagename=issue_elderLaw_docsDownloads

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http://forge-forward.org/
- FORGE’s Transgender Aging Network (TAN)
  Transgender Aging Network works as a partner with the federally funded National Resource Center on LGBT Aging, headed by SAGE. It promotes awareness of issues, concerns and realities that trans/SOFFA aging individuals and communities deal with.
  http://forge-forward.org/aging/

- Faith-based/spirituality

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http://www.mincava.umn.edu/
- Domestic Violence and Faith Based Communities: Focus on African American Communities- This forum highlights some of the common, complex and culturally specific contributors to violence against African American women. It addresses the role of faith as a resource and a roadblock and offer concrete ways in which faith
communities can respond to and support abused women and their children in the African American Community.
http://www.trainingforums.org/forums/viewtopic.php?f=18&t=157&sid=b0dc83d7944fa4717bec7a22edf37448

- **Health Care**

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http://forge-forward.org/
- *Trans-Positive Physicians and Therapists in Wisconsin*

**Gay Men’s Health Crisis**
GMHC is the world’s first and leading provider of HIV/AIDS prevention, care and advocacy. Building on decades of dedication and expertise, GMHC educates on the reality of HIV/AIDS and empower a healthy life for all.
http://www.gmhc.org/
- *Matching Women to Freedom From Violence* – A look into why several studies have shown that poverty and domestic violence place women at a much higher risk of contracting HIV.

**Wisconsin Department of Health Services**
Find out surveillance reports on Wisconsin’s population with HIV/AIDS. Included are updated statistics and reports as well as select analyses of Wisconsin youth risk behavior surveys.
http://www.dhs.wisconsin.gov/aids-hiv/Stats/index.htm
• Gay

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❖ A compilation of web resources for male survivors of violence

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❖ Domestic Violence and the Gay Community: A Right to Peace and Safety- An article on the myths and realities about domestic violence in the LGBT community. Also included is a list of resources for LGBT victims of domestic violence.

• Legal/ Law Enforcement-National, Local-Wisconsin

➢ General

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http://www.mincava.umn.edu/

❖ Advocacy Beyond Leaving: Helping Battered Women in Contact With Current or Former Partners 05/19/2009- A guide for domestic violence advocates providing information on improving outreach and responses to domestic violence victims who are in contact with
their partners or children’s fathers. This guide addresses how to identify safety strategies, find resources and to know what to say when a victim’s focus and goals are to remain in contact, remain in the relationship or to improve their children’s relationship with their father.

Rm2BSafe
Rm2bsafe is a state-wide initiative designed to educate about healthy and unhealthy relationships in lesbian, gay, bisexual and transgender (LGBT) communities in Wisconsin.

❖ Legal issues in LGBT Partner Abuse

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❖ A PowerPoint on how legal professionals should question LBTQ victims-definitions are discussed as well as tips for questioning LGBTQ victims

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http://www.nclrights.org/site/PageServer
❖ Employment Rights
http://www.nclrights.org/site/PageServer?page=issue_employment_docsDownloads
❖ Legal Rights for Families
http://www.nclrights.org/site/PageServer?page=issue_families_docsDownloads

“And by the Way, Do You Know He Thinks He’s a Girl?” The Failures of Law, Policy, and Legal Representation for Transgender Youth in Juvenile Delinquency Courts -This article
discusses how law, policy, and legal representation are regularly failing transgender youth in juvenile delinquency systems throughout the United States.

http://nicic.gov/Library/023881 - click on Download/View PDF at bottom

➢ Criminal Law

“Hate Crime Basics”
The Milwaukee LGBT Community Center has put together a summary of the hate crime laws and enhancers in Wisconsin.

Rm2BSafe
This state-wide initiative summarizes Wisconsin’s partner abuse and sexual abuse laws, stating that “Wisconsin’s laws regarding partner abuse are written in gender neutral language” and mandatory arrest laws apply to LGBT domestic partners and can protect people in dating relationships.

➢ Discrimination

Housing
Rita M. Neuman, Closing the Door on Cohabitants Under Wisconsin’s Open Housing Law, 1995 Wis. L. Rev. 965. This article discusses the holding of a housing discrimination case (County of Dane v. Norman) that affects single-sex couples living together.

County of Dane v. Norman, 174 Wis.2d 683, 497 N.W.2d 714 (WI 1993). In this case, the Supreme Court of Wisconsin held that a landlord’s policy of not renting to unmarried persons who intended to live together did not violate county ordinance prohibiting housing discrimination based on marital status.
http://scholar.google.com/scholar_case?case=16559243809226870581&q=174+Wis.+2d+63&hl=en&as_sdt=4,50&as_vis=1
Family Law

Adoption
Rm2BSafe, a state-wide initiative includes brief bullet points about “second-parent adoption” on their website.


In re Guardianship of O.G.M-K., Wendy M., 2010 WI App 90, 787 N.W.2d 848 (Wis. Ct. App. 2010). The Wisconsin Court of Appeals held that same-sex partners in Wisconsin cannot file a joint petition to adopt a child because they are unmarried, according to the relevant state statute, Wis. Stat. Ann. § 48.82.

Divorce
Thorson, Louis, Same-Sex Divorce and Wisconsin Courts: Imperfect Harmony?, 92 Marq. L. Rev. 617 (2009). This article examines “how legally recognized same-sex couples would, or should be able to, obtain legal dissolution in states that do not recognize same-sex marriage, particularly in Wisconsin.”

http://scholarship.law.marquette.edu/cgi/viewcontent.cgi?article=1525&context=mulr

Krimmer, Christopher, The Gay Divorcee: When Same-Sex ‘Marriages’ Dissolve, Wisconsin Lawyer, July 2012. “This article discusses the emerging issue of same-sex marriage and how best to offer advice to a gay or lesbian client who was married in a “recognition state” but wishes to divorce in Wisconsin.”

http://www.wisbar.org/AM/Template.cfm?Section=Wisconsin_Lawyer&template=/CM/ContentDisplay.cfm&contentid=111977

Domestic partnerships/property rights
Wis. Stat. § 770 is the domestic partnership statute in Wisconsin. § 770.05 lists the criteria for forming a domestic partnership.

https://docs.legis.wisconsin.gov/statutes/statutes/770

Sweet, Howard, Understanding Domestic Partnerships in Wisconsin, Wisconsin Lawyer, November 2009. “This article is a brief introduction to Wisconsin's version of the domestic partner relationship. It addresses the statutory definitions, lists many of the statutes the Act affects, and identifies some of the many provisions governing the relationship between spouses that are not directly affected by the Act.”

http://www.wisbar.org/AM/Template.cfm?Section=Search&CONTENTID=87323&TEMPLATE=/CM/ContentDisplay.cfm
Rights to children/guardianship

In re Custody of H.S.H.-K., 193 Wis. 2d 649, 533 N.W.2d 419 (WI 1995). The Supreme Court of Wisconsin held that “a circuit court may determine whether visitation is in a child's best interest if the petitioner first proves that he or she has a parent-like relationship with the child and that a significant triggering event justifies state intervention in the child's relationship with a biological or adoptive parent.”

Gould v. Gould, 116 Wis. 2d 493, 342 N.W.2d 426 (WI 1984). Father petitioned for transfer of custody of his daughter. The circuit court transferred custody, and mother appealed. On review, the Supreme Court of Wisconsin held that the circuit court abused its discretion in basing its determination to transfer custody to father on its belief that the father’s “traditional” home environment was better than the mom’s “nontraditional” one.

In re Custody of Neven D.H., 2004 WI App 93, 272 Wis. 2d 796, 801, 681 N.W.2d 552, 554. A court may not base a placement decision on a parent's nonmarital sexual conduct or relationship with a third party absent specific evidence that the conduct or relationship in question has had or would have a significant adverse impact on the child. In this case, the trial court's comments reflect an impermissible consideration of her nonmarital relationship with a third party as a negative factor absent any showing that the relationship was harmful to the child, in violation of her associational rights.

In re Paternity of Christian R.H., 2011 WI App 2, 331 Wis. 2d 158, 163, 794 N.W.2d 230, 232-33. In this case, the Court of Appeals stated the following: “Wisconsin's artificial insemination statute creates a presumption that a husband whose wife is artificially inseminated with semen donated by another man is the “natural father” of the child…a same-sex partner of the child's biological mother can never receive the presumption of parenthood under Wis. Stat. § 891.40(1). The presumption operates only in favor of a male, as evidenced by the statute's use of the words “husband” and “father.” Further, same-sex couples can never satisfy the marital relationship described by the statute.

Herman, Gregg M. & Cooper, Lucy, Third-Party Visitation in Wisconsin, 74 Wisconsin Lawyer 10 (March 2001). This article discusses statutes and case law in Wisconsin that allow courts to order third-party visitation. While the “third-party” in these situations is often a grandparent, an individual in a same-sex partnership could potentially also petition for visitation in certain situations.

http://www.wisbar.org/AM/Template.cfm?Section=Search_Archive1&template=/CM/HTMLDisplay.cfm&ContentID=49961
Transgender Issues

Discrimination
Price Waterhouse v. Hopkins, 490 U.S. 228 (1989). The U.S. Supreme Court held that Title VII’s prohibition of discrimination “because of . . . sex” bars gender discrimination, including discrimination based on sex stereotypes, that is, discrimination because she failed to act like a woman. Therefore, the Supreme Court held that employers may no longer discriminate against someone who does not conform to stereotypical gender norms.

Spearman v. Ford Motor Co., 231 F.3d 1080 (7th Cir. 2000) – In this case, the United States Court of Appeals, Seventh Circuit, stated that, “The plaintiff must show that the employer actually relied on [the plaintiff's] gender in making its decision…we must consider any sexually explicit language or stereotypical statements within the context of all of the evidence of harassment in the case, and then determine whether the evidence as a whole creates a reasonable inference that the plaintiff was discriminated against because of his sex.

Marginalized Populations

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- Domestic Violence and Children
  https://www.casadeesperanza.org/resources/childrens-nins/
- Domestic Violence and Elder Abuse
  https://www.casadeesperanza.org/resources/elder-abuse/
- Domestic Violence and Immigrant Women
  https://www.casadeesperanza.org/resources/immigrant-women/
- Domestic Violence and Latina Advocacy
  https://www.casadeesperanza.org/resources/latina-advocacyintercesoria-latina/
- Domestic Violence and Youths and Teens
  https://www.casadeesperanza.org/resources/youth-and-teens/

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- **(Un)heard Voices: Domestic Violence in the Asian American Community**
  10/29/2008-This publication is based on the results of a focus group with Asian immigrant women and Asian American women from different backgrounds. Various questions and issues are addressed such as identifying victims and perpetrators, prevalence of domestic violence in Asian communities, barriers confronting Asian women and more. The report also gives recommendations to service providers and a national list of organizations committed to serving battered Asian women.


**National Sexual Violence Resource Center**

This organization’s information packet *Sexual Violence & Individuals Who Identify As LGBTQ* contains a resource entitled *The Impact of Discrimination*, which details the ways that societal attitudes and norms create unsafe spaces for people who identify as LGBTQ.


This paper addresses why so many LGBT youth are becoming and remaining homeless. It also details of model programs developed by five social service agencies to improve service delivery to LGBT homeless youth. Finally, it concludes with a series of state-, federal-, and practitioner-level policy recommendations.
• **Other- HIV/AIDS, Alcohol & Substance Abuse**

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24 Hour Bilingual Hotline: 212-714-1141

[http://avp.org/index.htm](http://avp.org/index.htm)

- *Safe Just Isn’t About Sex*- General safety tips on staying safe
  [http://avp.org/datingsafety.htm](http://avp.org/datingsafety.htm)

**Wisconsin Department of Health Services**
Find out surveillance reports on Wisconsin’s population with HIV/AIDS. Included are updated statistics and reports as well as select analyses of Wisconsin youth risk behavior surveys.


**Women’s Law**
An online resource dedicated in providing legal information and support to victims of domestic violence and sexual assault.

- Women and domestic violence- definitions and general information
- LGBTQ domestic violence- definitions and general information

• **Parent/child**

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- *Domestic Violence and Children*- How children of Domestic Violence are affected
  [https://www.casadeesperanza.org/resources/childrenls-nins/](https://www.casadeesperanza.org/resources/childrenls-nins/)

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- Watch For Signs & Take Action - This article offers information including some common warning signs of children who are being sexually abused. [http://www.taoscav.org/en/?p=557](http://www.taoscav.org/en/?p=557)


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- *Consequences of Childhood Exposure to Intimate Partner Violence 2006* - The findings presented in this report indicate that intimate partner violence has a significant and negative effect on externalizing child behavior, internalizing child behavior, general behavior problems, and drinking among children. [https://www.ncjrs.gov/pdffiles1/nij/grants/215347.pdf](https://www.ncjrs.gov/pdffiles1/nij/grants/215347.pdf)

**Transgender**

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- FORGE’s resources on Transgender offers information on:
  3. Legal rights for Transgender People
• Youth

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  ❖ Domestic Violence and Youths and Teens
    https://www.casadeesperanza.org/resources/youth-and-teens/

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  http://www.nclrights.org/site/PageServer
  ❖ Youth Resources on LGBTQ Discrimination
    1. Legal rights for youth in foster care and juvenile justice systems
       http://www.nclrights.org/site/PageServer?pagename=issue_youth_docsDownloads
    2. Harassment & Discrimination, Federal Statutes, A Legal Overview

National Sexual Violence Resource Center
This organization’s information packet Sexual Violence & Individuals Who Identify As LGBTQ contains a resource that discusses research and information regarding abuse against young people in school and community environments.
III. LGBTQ Appendix – Other Resources

General Resources


*Naming the Violence: Speaking Out About Lesbian Battering.* Lobel, Kerry.


*Same-Sex Domestic Violence: Strategies for Change.* Leventhal, Beth & Lundy, Sandra.


Woman-to-Woman Sexual Violence: Does She Call it Rape? Girshick, Lori B. (Feb. 28, 2002).

Anti-Violence

Gay

Health Care

Marginalized Populations

Domestic Violence at the Margins: Readings on Race, Class, Gender, and Culture. Pratt, Christina, Richie, Beth E., & Sokoloff, Natalie J. (April 15, 2005).

Youth