

Another Court Legislates from the Bench; Forces Same-Sex Marriage Upon State

(Indianapolis - May 15, 2008) - The California State Supreme Court ignored the will of its citizens today when it rewrote state law defining marriage as only between one man and one woman. California voters had clearly spoken their desire to preserve marriage when they easily passed Proposition 22 in 2000. Nevertheless, the court moved through a 4-3 decision to rewrite state law in support of same-sex marriage.

Over one million Californians have signed petitions to put a **Marriage Protection Amendment** on the November ballot in anticipation of exactly this type of judicial activism when a court legislates from the bench, rather than interprets the law.

“Those Hoosier politicians, like **House Speaker Patrick Bauer** and **Rules Committee Chairman Scott Pelath**, who claimed that a Marriage Protection Amendment was not necessary are purposefully ignoring the relentless, systematic legal attacks upon marriage occurring across the nation,” said **Micah Clark**, Executive Director of AFA of Indiana.

Same-sex marriage advocates want to use the courts to force society, including schools and churches, to embrace homosexual or polygamous relationships as the moral and legal equivalent of a married husband and wife. Twenty-seven states have protected their marriage laws from similar judicial activism with constitutional amendments. Unfortunately, Indiana is not one of those states. Indiana House leadership has repeatedly refused to allow Hoosiers to vote on an amendment by blocking a floor vote on **SJR 7**. The measure would have easily passed and gone on to voters for their consideration on the November ballot this fall.

“Today’s ruling should be a wake-up call to Hoosier politicians who think that our marriage laws are safe without a Marriage Protection Amendment. Hoosier voters should take note of where their state legislator stood in 2007 and 2008 when they had the chance to protect our marriage laws,” said Clark.

“People who want to live outside the mainstream are free to do so, but we shouldn’t allow a handful of liberal judges to destroy the time-tested truth that gender, (mothers and fathers, husbands and wives) matters to children and to state policy. Marriage is not merely the bringing together of two or three people for their own desires, it is the bringing together of the two sexes for the benefit of children and a strong society,” said Clark.

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