

Housing Kentucky Families:

new vision
new strategies

2015 Kentucky Affordable Housing Conference



April 2015

Expanding on Fairness:
Following in the Steps of Vicco, KY

Karen Quinn
KHC Deputy General Counsel







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THIS LAND

Sewers, Curfews and a Ban on Gay Bias



Nicole Bergheno/The New York Times

City commissioners in Vicco, Ky., recently hired a company to repair a sewer plant, tweaked the wording for a curfew, and voted to ban discrimination against others based on sexual orientation or gender identity. More Photos >

By DAN BARRY
Published: January 28, 2013

VICCO, Ky. — In a former pool hall that is now the municipal building for a coal smudge of a place in eastern Kentucky called Vicco, population 335, the January meeting of the City Commission came to order. Commissioners and guests settled into patio chairs, bought at a discount and arranged around a long conference table. Those who smoked did.

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MOST EMAILED

RECOMMENDED FOR YOU

1. LETTER Don't Exclude Latinos



2. St. Patrick's Day Parade Includes First Gay Group, but Dismay Remains

3. LETTER McConnell and Coal



4. A Kentucky Team and Its Star Seek Their Own Fame

5. \$200 Million to Help Food Stamp Recipients Find Jobs



6. Iran Nuclear Talks Lag, With Status of New Centrifuges Another Hurdle

Kentucky v. Wasson (Ky. Sup. 1992):

“Equal Justice Under Law” inscribed above the entrance to the United States Supreme Court expresses the unique goal to which all humanity aspires. In Kentucky, it is more than a mere aspiration. It is part of the inherent and inalienable rights protected by our Kentucky constitution.

United States Supreme Court Justice
Oliver Wendell Holmes: The life of the law
is not logic but experience.



BEGIN PURGING STATE DEPT. OF HOMOSEXUALS

BY WILLIAM MOORE

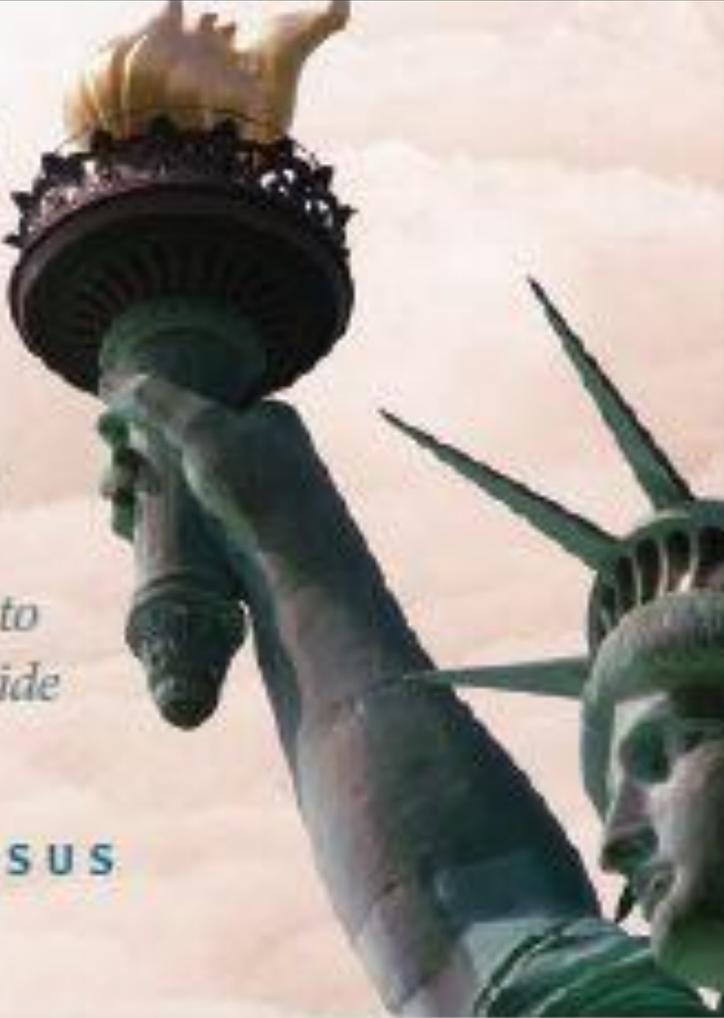
[Chicago Tribune Press Service]

Washington, April 20—A senate appropriations subcommittee today began the task of ridding the state department of homosexuals, subversives, wasters, and propagandists for international causes.

The subcom-





A close-up photograph of the Statue of Liberty's right hand holding the torch. The torch is lit, with a bright flame. The background is a cloudy sky. The statue's head and crown are partially visible on the right side of the frame.

*“Give me your tired,
your poor, your
huddled masses
yearning to breathe
free, The wretched
refuse of your teeming
shore. Send these, the
homeless, tempest-sty to
me, I lift my lamp beside
the golden door!”*

THE NEW COLOSSUS

by Emma Lazarus



Evelyn Hooker



Her studies contributed to a change in the attitudes of the psychological community towards homosexuality and to the American Psychiatric Association's decision to remove homosexuality from its handbook of disorders in 1973. This in turn helped change the attitude of society at large.

Kvinnehistorisk Natt 2013

McConnell v. Andersen (8th Cir. 1972)

Upholding the termination of a male employee who had sought a marriage license to marry his boyfriend.

NPR/Story Corps



<http://storycorps.org/listen/ruth-coker-burks-and-paul-wineland/>



photograph by Mark Hinesen
© 1992 The NAMES Project AIDS Memorial Quilt

Bowers v. Hardwick (U.S. Sup. Ct. 1986)

Upholding Georgia statute criminalizing sexual conduct between two consenting male adults in the privacy of one's home.



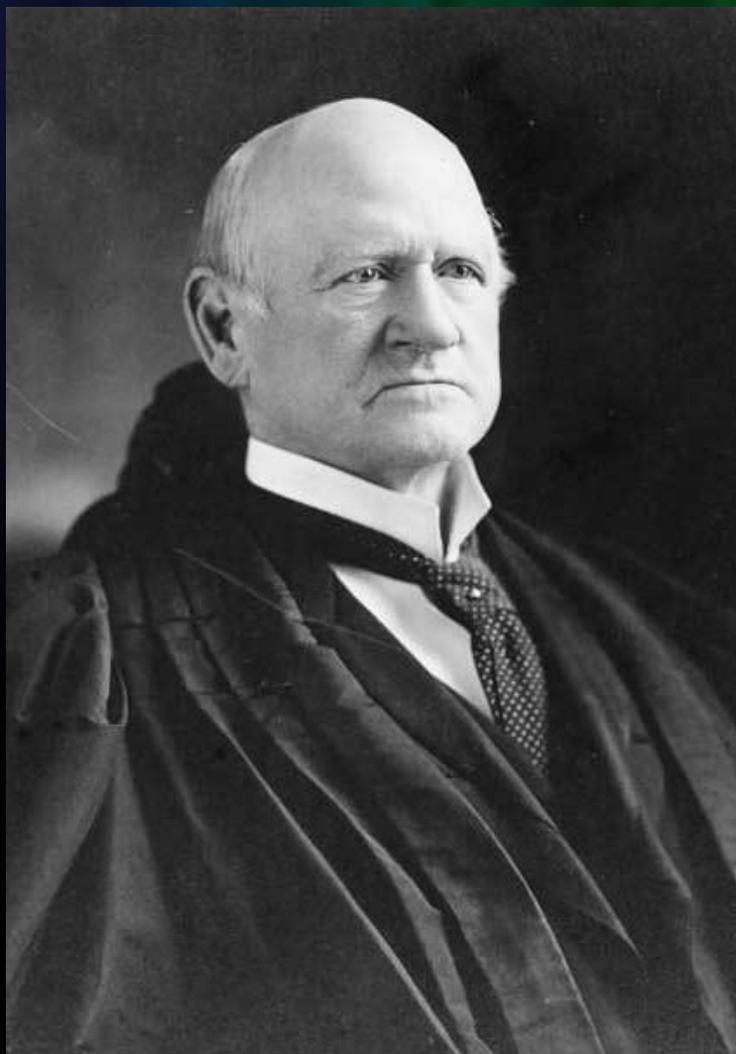
Since the 1986 *Bowers v. Hardwick* decision, the United States Supreme Court has:

- Declared that legislation discriminating against the gay community violates the Equal Protection Clause of the Constitution (*Romer v. Evans* 1995).
- Over-ruled *Bowers* and found that conduct between same sex adults is protected by the liberty interest of the Due Process Clause (*Lawrence v. Texas* 2003).
- Struck down the Defense of Marriage Act as a violation of due process and equal protection (*U.S. v. Windsor* 2013).

The Bedrock:

- Equal Protection
- Right to Liberty/Privacy

The Wild Card: Gender Stereotypes

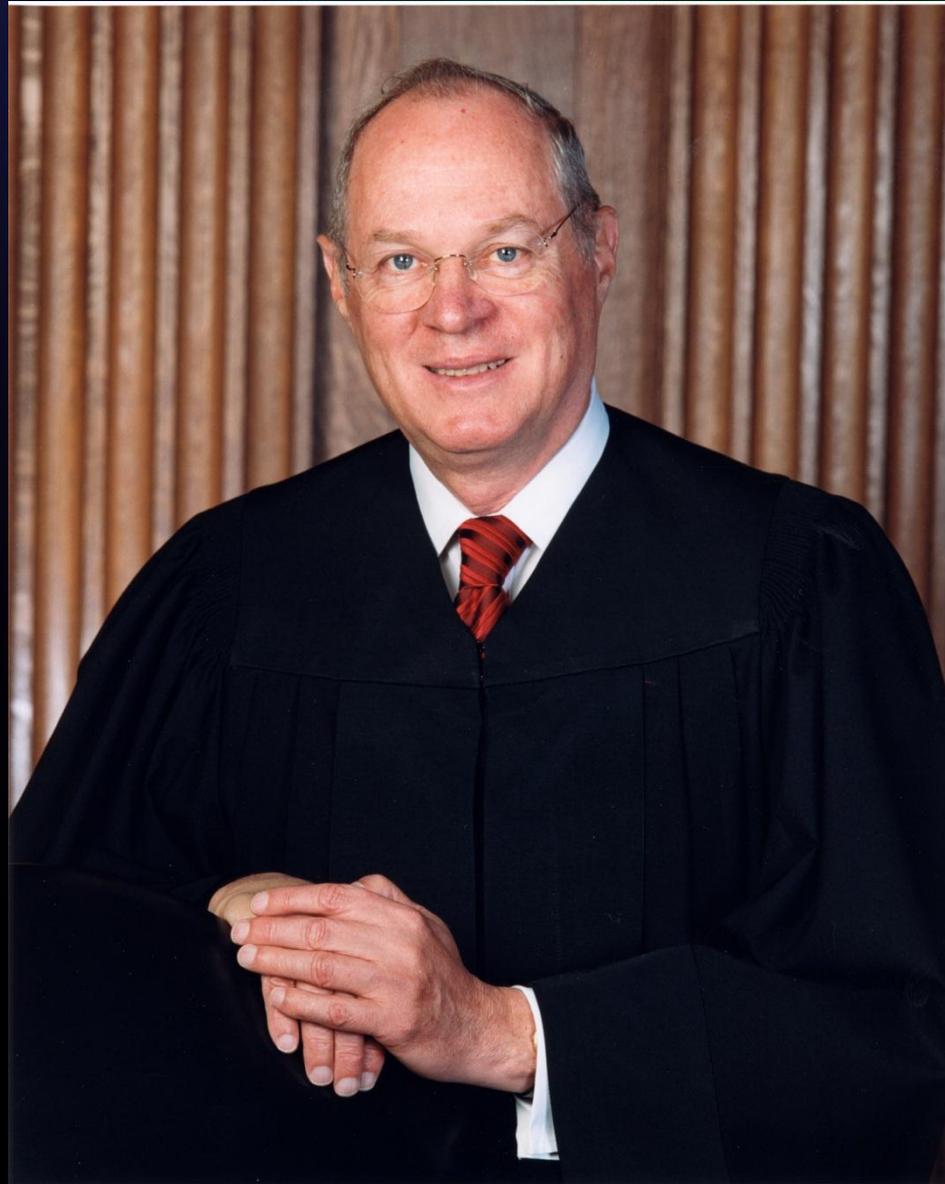


Plessy v. Ferguson (U.S. Sup. Ct. 1896)

separate is equal

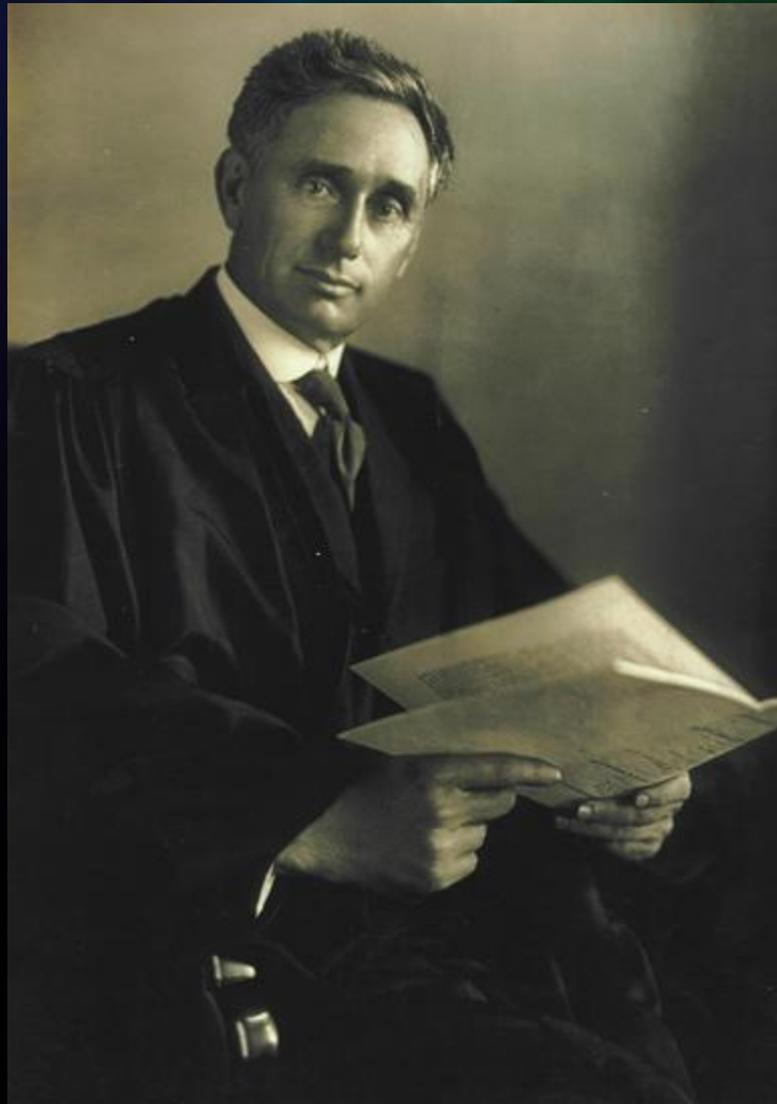






Romer v. Evans (U.S. Sup. Ct. 1995):

One century ago, the first Justice Harlan admonished this Court that the constitution, 'neither knows nor tolerates classes among citizens.' Unheeded then, those words now are understood to state a commitment to the law's neutrality where the rights of persons are at stake.



Olmstead v. U.S. (U.S. Sup. Ct. 1928)

(Brandeis Dissent): The makers of our Constitution undertook to secure conditions favorable to the pursuit of happiness. They recognized the significance of man's spiritual nature, of his feelings, and of his intellect. They knew that only a part of the pain, pleasure, and satisfactions of life are to be found in material things. They conferred, as against the Government, the right to be let alone – the most comprehensive of rights, and the right most valued by civilized men.

Lawrence v. Texas (U. S. Sup. Ct. 2003): Liberty protects the person from unwarranted government intrusions into a dwelling or other private places. In our tradition, the State is not omnipresent in the home. And there are other spheres in our lives and existence, outside the home, where the State should not be a dominant presence. Freedom extends beyond spatial bounds. Liberty presumes an autonomy of self that includes freedom of thought, belief, expression and certain intimate conduct. The instant case involves liberty of the person both in its spatial and in its more transcendent dimensions.



Kentucky v. Wasson (Ky. Sup. Ct. 1992):

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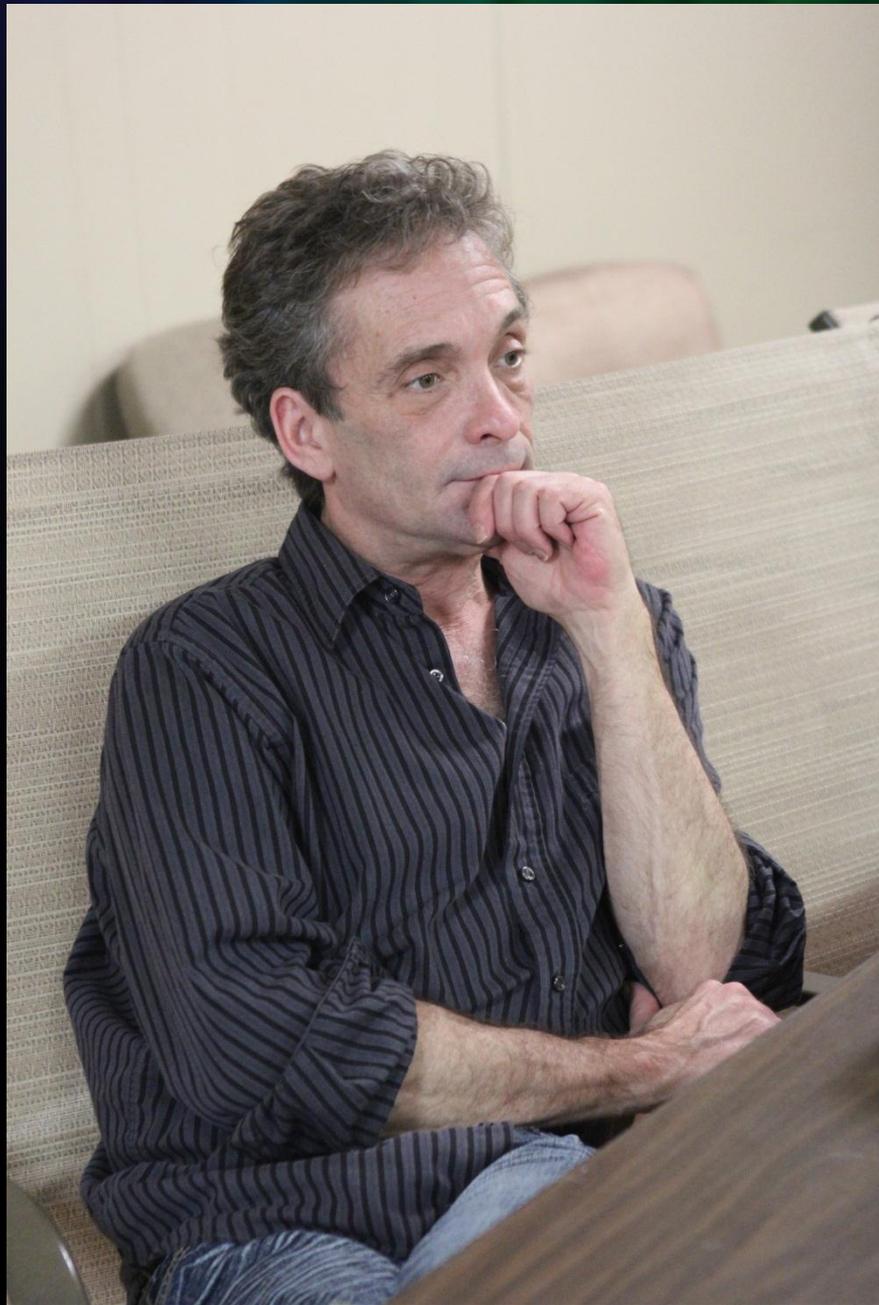


FROM: EEOC.GOV

Price v. Waterhouse (U. S. Sup. Ct. 1989):

An employer who acts on the basis of a belief that a woman cannot be aggressive, or that she must not be, has acted on the basis of gender. . .

We are beyond the day when an employer could evaluate employees by assuming that they matched the stereotype associated with their group.





VICCO CITY HALL

POLICE CHIEF
TONY VAUGHN



AXA

AXA



