INDEX

References are to Pages

ABANDONMENT
Child’s abandonment of parent,
termination of support obligation on, 701

ABORTION RIGHTS
Constitutional Rights, this index
Minors, 224
Partial-Birth Abortion Ban, 224
Spousal notification laws, 217
Veto, husband’s, 219

ABUSE AND NEGLECT OF CHILDREN
See also Domestic Violence, this index
Client confidence, reporting duty conflicts, 999
Polygamous practices, child abuse related investigations, 115
Reporting statutes
Client confidence conflicts, 1000
Sex abuse reporting, 1000
Termination of parental rights, 365

ADOPTION
Generally, 365 et seq.
Age of adoptive parents, 382
Agencies, 368
Annulments of adoptions, 400
Assisted Reproductive Technology, this index
Baby selling prosecutions, 394
Best interests standard
Generally, 377
Open adoption, 405
Brokers, restrictions, 394
Child’s consent, 373
Closed vs open adoptions, 403
Confidentiality, 403, 405
Consent to adoption
Generally, 372
Child’s consent, 373
Retractions, 400
 Constitutional rights of adoptive parents, 365
 Contested stepparent adoptions, 381
 Criminal laws, 372
 Cultural factors, 386
 De facto parent adoptions, 930
 Disabled persons, adoptions by, 382
 Effect of, 373
 Equitable adoption, 385
 Extended family adoptions, 380
 Foster parent adoptions, 381
 Grandparent adoptions, 381
 Home studies, 383
 Incest laws, 130
 Independent adoptions, 368
 Indian Child Welfare Act (ICWA), 389
 International adoptions, 391
 Internet, effect on adoption processes, 370
 Interstate Compact on the Placement of Children (ICPC), 371
 Investigations, 383
 Jurisdiction, 365
 Legal effect of, 365
 Medical necessity vs confidentiality of adoptions, 410
 Multiethnic Placement Act of 1994 (MEPA), 387
 Native American adoptions, 389
 Noticed consent requirements, 374
 Open adoptions, 403, 405
 Parenthood through, 365
 Post-adoption disputes, 400
 Practice considerations, 371
 Private placements, 368
 Probationary periods, 383, 400
 Procedures, 368
 Racial factors, 386
 Registry statutes, 411
 Religious factors, 390
 Revocation of consent, 374
 Roots quests, 409, 410
 Sealing of adoption records, 403
 Secrecy and confidentiality, 403
 Sibling separation, 382
 Single persons, adoption by, 380
 Special-needs children, 369
 Stepparent adoptions
 Contested, 381
 Legal effect of, 365
 Subsidies, 370
 Support obligations of adoptive parents, 703, 704
 Termination of parental rights by
 Generally, 365
 Consent, termination by, 372
 Transracial adoptions (TRA), 386
 Uniform Adoption Act, 384
 Visitation, post-adoption, 405, 407

ADULTERY
Breach of promise to divorce, 484
<table>
<thead>
<tr>
<th>INDEX</th>
</tr>
</thead>
<tbody>
<tr>
<td>Connivance defense, 522</td>
</tr>
<tr>
<td>Criminal conversation, 482</td>
</tr>
<tr>
<td>Divorce grounds</td>
</tr>
<tr>
<td>Generally, 508</td>
</tr>
<tr>
<td>Condonation defense, 522</td>
</tr>
<tr>
<td>Post-separation, 516</td>
</tr>
<tr>
<td>Proof requirements, 515</td>
</tr>
<tr>
<td>Postnuptial agreement, adultery penalties, 1111</td>
</tr>
<tr>
<td>Post-separation, 516</td>
</tr>
<tr>
<td>Tort remedies, 488</td>
</tr>
<tr>
<td>Virtual, 516</td>
</tr>
<tr>
<td>ADVANCE DIRECTIVES</td>
</tr>
<tr>
<td>Medical decisionmaking, 230</td>
</tr>
<tr>
<td>AGE OF CONSENT</td>
</tr>
<tr>
<td>Gender distinctions, 140</td>
</tr>
<tr>
<td>Marriage age, demographic changes, 4</td>
</tr>
<tr>
<td>Marriage and statutory rape law conflicts, 140</td>
</tr>
<tr>
<td>Marriage laws, 140</td>
</tr>
<tr>
<td>Support obligations, 708</td>
</tr>
<tr>
<td>AGREEMENTS BETWEEN SPOUSES AND PARTNERS</td>
</tr>
<tr>
<td>Generally, 1057 et seq.</td>
</tr>
<tr>
<td>Adultery penalties, postnuptial agreements, 1111</td>
</tr>
<tr>
<td>Advice of counsel</td>
</tr>
<tr>
<td>Postnuptial agreements, 1104</td>
</tr>
<tr>
<td>Premarital agreements, 1072, 1078, 1083</td>
</tr>
<tr>
<td>ALI Principles</td>
</tr>
<tr>
<td>Premarital agreements, 1093</td>
</tr>
<tr>
<td>Separation agreements, 1126</td>
</tr>
<tr>
<td>Alimony waivers, 1060, 1096</td>
</tr>
<tr>
<td>Antenuptial agreements, 1058</td>
</tr>
<tr>
<td>Behavioral issues. Non-monetary terms, below</td>
</tr>
<tr>
<td>Changed circumstances, prenuptial agreements, 1071, 1075</td>
</tr>
<tr>
<td>Child-related issues, 1061</td>
</tr>
<tr>
<td>Cohabitation agreements, 1059</td>
</tr>
<tr>
<td>Collaborative Law, this index</td>
</tr>
<tr>
<td>Confidential relationships, 1076</td>
</tr>
<tr>
<td>Consideration</td>
</tr>
<tr>
<td>Postnuptial agreements, 1103</td>
</tr>
<tr>
<td>Premarital agreements, 1065</td>
</tr>
<tr>
<td>Contract law applicability generally, 1059</td>
</tr>
<tr>
<td>Custody, 773</td>
</tr>
<tr>
<td>Designated Beneficiary Agreement, 300</td>
</tr>
<tr>
<td>Disclosure requirements</td>
</tr>
<tr>
<td>Fair dealing duties, 1061</td>
</tr>
<tr>
<td>Premarital agreements, 1064, 1072, 1086</td>
</tr>
<tr>
<td>Separation agreements, 1123</td>
</tr>
<tr>
<td>Disqualification agreements, collaborative law, 1055</td>
</tr>
<tr>
<td>Divorce, validity of agreements anticipating, 1057</td>
</tr>
<tr>
<td>Duress</td>
</tr>
<tr>
<td>Postnuptial agreements, 1108</td>
</tr>
<tr>
<td>Pre marital agreements, 1069, 1078, 1081</td>
</tr>
<tr>
<td>Enforcement</td>
</tr>
<tr>
<td>Postnuptial agreements, 1103</td>
</tr>
<tr>
<td>Premarital agreements, 950</td>
</tr>
<tr>
<td>Separation agreements, 1119</td>
</tr>
<tr>
<td>Fiduciary duties</td>
</tr>
<tr>
<td>Premarital agreements, 1076</td>
</tr>
<tr>
<td>Separation agreements, 1119</td>
</tr>
<tr>
<td>Fraud challenges, 1072</td>
</tr>
<tr>
<td>Good faith and fair dealing</td>
</tr>
<tr>
<td>Premarital agreements, 1061</td>
</tr>
<tr>
<td>Separation agreements, 1121</td>
</tr>
<tr>
<td>Marriage as contract or status, 1058</td>
</tr>
<tr>
<td>Mid-marriage agreements, 1058</td>
</tr>
<tr>
<td>Modifications, 742</td>
</tr>
<tr>
<td>No-child clauses, premarital agreements, 1099</td>
</tr>
<tr>
<td>Non-monetary terms</td>
</tr>
<tr>
<td>Postnuptial agreements, 1111</td>
</tr>
<tr>
<td>Premarital agreements, 1096</td>
</tr>
<tr>
<td>Overreaching, 1078</td>
</tr>
<tr>
<td>Postmarital agreements, 1058</td>
</tr>
<tr>
<td>Postnuptial agreements</td>
</tr>
<tr>
<td>Generally, 1057</td>
</tr>
<tr>
<td>Adultery penalties, 1111</td>
</tr>
<tr>
<td>Consideration, 1103, 1014</td>
</tr>
<tr>
<td>Duress, 1014</td>
</tr>
<tr>
<td>Enforcement, 1103</td>
</tr>
<tr>
<td>Non-financial provisions, 1111</td>
</tr>
<tr>
<td>Premarital agreements compared, 1111</td>
</tr>
<tr>
<td>Public policy, 1103</td>
</tr>
<tr>
<td>Reconciliation agreements, 1114</td>
</tr>
<tr>
<td>Separation agreements compared, 1125</td>
</tr>
<tr>
<td>Three types compared, 1058</td>
</tr>
<tr>
<td>Uniform Premarital Agreement Act applicability, 1115</td>
</tr>
<tr>
<td>Validity, 1103</td>
</tr>
<tr>
<td>Premarital agreements</td>
</tr>
<tr>
<td>Generally, 1057, 1062 et seq.</td>
</tr>
<tr>
<td>Advice of counsel, 1072, 1079, 1083</td>
</tr>
<tr>
<td>ALI Principles, 1092</td>
</tr>
<tr>
<td>Alimony, 1096</td>
</tr>
<tr>
<td>Alimony waivers, 939</td>
</tr>
<tr>
<td>Changed circumstances, 1072, 1075</td>
</tr>
<tr>
<td>Confidential relationship, 1076</td>
</tr>
<tr>
<td>Consideration, 1065</td>
</tr>
<tr>
<td>Disclosure requirements, 1064, 1074, 1086</td>
</tr>
<tr>
<td>Duress, 1078, 1097</td>
</tr>
<tr>
<td>Enforcement, 1064</td>
</tr>
<tr>
<td>Fiduciary duties, 1076</td>
</tr>
<tr>
<td>Fraud challenges, 1072</td>
</tr>
<tr>
<td>History of, 1062</td>
</tr>
<tr>
<td>No-child clauses, 1099</td>
</tr>
<tr>
<td>Non-monetary terms, 1097</td>
</tr>
<tr>
<td>Overreaching, 1078</td>
</tr>
<tr>
<td>Postnuptial agreements compared, 1111</td>
</tr>
<tr>
<td>Public policy, 1058</td>
</tr>
<tr>
<td>Topic</td>
</tr>
<tr>
<td>----------------------------------------------------------------------</td>
</tr>
<tr>
<td>Separation agreements compared,</td>
</tr>
<tr>
<td>Support of children,</td>
</tr>
<tr>
<td>Three types compared,</td>
</tr>
<tr>
<td>Unconscionability,</td>
</tr>
<tr>
<td>Uniform Premarital Agreement Act (UPAA),</td>
</tr>
<tr>
<td>Uniform Premarital and Marital Agreements Act,</td>
</tr>
<tr>
<td>Validity,</td>
</tr>
<tr>
<td>Voluntariness,</td>
</tr>
<tr>
<td>Writing requirements,</td>
</tr>
<tr>
<td>Prenuptial agreements,</td>
</tr>
<tr>
<td>Privatization of the marriage relationship,</td>
</tr>
<tr>
<td>Public policy</td>
</tr>
<tr>
<td>Postnuptial agreements,</td>
</tr>
<tr>
<td>Premarital agreements,</td>
</tr>
<tr>
<td>Reconciliation agreements,</td>
</tr>
<tr>
<td>Separation agreements</td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>ALI Principles,</td>
</tr>
<tr>
<td>Child-related issues,</td>
</tr>
<tr>
<td>Disclosures,</td>
</tr>
<tr>
<td>Divorce decree, relation to,</td>
</tr>
<tr>
<td>Enforcement,</td>
</tr>
<tr>
<td>Fiduciary duties,</td>
</tr>
<tr>
<td>Good faith and fair dealing,</td>
</tr>
<tr>
<td>Incorporation in decrees,</td>
</tr>
<tr>
<td>Modifications in decrees,</td>
</tr>
<tr>
<td>No-fault divorces,</td>
</tr>
<tr>
<td>Premarital and postnuptial agreements compared,</td>
</tr>
<tr>
<td>Reconciliation, effect of,</td>
</tr>
<tr>
<td>Support of children,</td>
</tr>
<tr>
<td>Three types compared,</td>
</tr>
<tr>
<td>UMDA,</td>
</tr>
<tr>
<td>Unconscionability,</td>
</tr>
<tr>
<td>Validity,</td>
</tr>
<tr>
<td>Support of Children</td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>Premarital agreements,</td>
</tr>
<tr>
<td>Separation agreements,</td>
</tr>
<tr>
<td>Surrogacy agreements,</td>
</tr>
<tr>
<td>UMDA, separation agreements,</td>
</tr>
<tr>
<td>Unconscionability</td>
</tr>
<tr>
<td>Premarital agreements,</td>
</tr>
<tr>
<td>Separation agreements,</td>
</tr>
<tr>
<td>UPAA</td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>Postnuptial agreements, applicability to,</td>
</tr>
<tr>
<td>UPMAA</td>
</tr>
<tr>
<td>Validity</td>
</tr>
<tr>
<td>Postnuptial agreements,</td>
</tr>
<tr>
<td>Separation agreements,</td>
</tr>
<tr>
<td>Voluntariness,</td>
</tr>
<tr>
<td>Writing requirements,</td>
</tr>
<tr>
<td><strong>ALI PRINCIPLES</strong></td>
</tr>
<tr>
<td>Alimony</td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>Guidelines</td>
</tr>
<tr>
<td>Approximation standard in custody determinations,</td>
</tr>
<tr>
<td>Best interest standard,</td>
</tr>
<tr>
<td>Compensatory alimony,</td>
</tr>
<tr>
<td>De facto parents,</td>
</tr>
<tr>
<td>Nonmarital families,</td>
</tr>
<tr>
<td>Premarital agreements,</td>
</tr>
<tr>
<td>Property division,</td>
</tr>
<tr>
<td>Relocation disputes,</td>
</tr>
<tr>
<td>Separation agreements,</td>
</tr>
<tr>
<td><strong>ALIENATION OF AFFECTIONS</strong></td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>See also Heart Balm Torts, this index</td>
</tr>
<tr>
<td>Loss of consortium,</td>
</tr>
<tr>
<td><strong>ALIMONY</strong></td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>Agreements, premarital,</td>
</tr>
<tr>
<td><strong>ALI PRINCIPLES</strong></td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>Guidelines</td>
</tr>
<tr>
<td>Annulled marriages,</td>
</tr>
<tr>
<td>Annulment of second marriage, reviving following,</td>
</tr>
<tr>
<td>Attachment of wages,</td>
</tr>
<tr>
<td>Bankruptcy impacts on obligations,</td>
</tr>
<tr>
<td>Bridge-the-gap alimony,</td>
</tr>
<tr>
<td>Caretaker compensation,</td>
</tr>
<tr>
<td>Changed circumstances modification,</td>
</tr>
<tr>
<td>Class disparities,</td>
</tr>
<tr>
<td>Cohabitation terminations,</td>
</tr>
<tr>
<td>Compensatory,</td>
</tr>
<tr>
<td>Contempt enforcement,</td>
</tr>
<tr>
<td>Determining awards,</td>
</tr>
<tr>
<td>Dower claims and,</td>
</tr>
<tr>
<td>Enforcement of awards</td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>Attachment of wages,</td>
</tr>
<tr>
<td>Bankruptcy,</td>
</tr>
<tr>
<td>Contempt,</td>
</tr>
<tr>
<td>Incarceration,</td>
</tr>
<tr>
<td>Jurisdiction,</td>
</tr>
<tr>
<td>Military personnel,</td>
</tr>
<tr>
<td>Private enforcement methods,</td>
</tr>
<tr>
<td>Wage attachments,</td>
</tr>
<tr>
<td>Fault-based divorce and equitable determinations,</td>
</tr>
<tr>
<td>Fault-based justifications,</td>
</tr>
<tr>
<td>Form of,</td>
</tr>
<tr>
<td>Gender distinctions,</td>
</tr>
<tr>
<td>Gender issues,</td>
</tr>
<tr>
<td>Guidelines</td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>ALI Principles,</td>
</tr>
<tr>
<td>Health factors</td>
</tr>
<tr>
<td>Generally,</td>
</tr>
<tr>
<td>Modification,</td>
</tr>
<tr>
<td>History of,</td>
</tr>
<tr>
<td>Imputation of income,</td>
</tr>
<tr>
<td>Income changes, modification,</td>
</tr>
<tr>
<td>Income equalization,</td>
</tr>
</tbody>
</table>
Indefinite alimony, 666
Jurisdiction, 1144 et seq.
Justifications for, 658
Limited-duration alimony, 679
Lump-sum alimony, 665
Married women’s property acts, 653
Military personnel, enforcement of awards, 681
Modification
Generally, 682
Changed circumstances, 682
Cohabitation terminations, 687
Health factors, 683
Income changes, 685
Needs-based justifications
Generally, 658, 662
Alimony pendente lite, 667
Rehabilitative alimony, 683
Remarriage termination, 155, 689
Termination, 687
Pendente lite, 679
Periodic alimony, 665
Permanent alimony, 665
Premarital agreements, 1096
Premarital waivers, 1059
Primary caretaker compensation, 662
Property division and, interrelationship
Generally, 561, 619, 651
Bankruptcy Law, this index
Tax considerations, 690
Putative spouse doctrine, 173
Qualified domestic relations orders (QDRO), 597
Race disparities, 656
Reasonable needs, 657
Reform eras, 653
Rehabilitative
Generally, 664, 667
Modification, 682
Reimbursement alimony, 664
Reimbursement justifications, 665
Remarriage termination
Generally, 155, 689
Annulment of second marriage, 155
Restitution justifications, 665
Self-sufficiency determinations, 676
Short term, 664
Statutory factors, 663, 668
Substantial injustice principle, 661, 666
Tax considerations, 690
Temporary, 679
Termination
Generally, 153, 687
Remarriage termination, above
Transitional, 664
Types of, 679
UMDA, 656
Uniformed Services Former Spouses Protection Act, 681
Wage attachments, 682
Women, post-divorce economic status, 655

ALTERNATIVE DISPUTE RESOLUTION (ADR)
Generally, 1015 et seq.
Arbitration, this index
Avoiding litigation, 1015
Children’s role in mediation, 1032
Collaborative Law, this index
Confidentiality
Collaborative law, 1052
Mediation, 1033
Cooperative law movement, 1055
Counsel duties to inform clients about ADR procedures, 1055
Counsel roles
Mediation, 1032
Court-annexed arbitration, 1039
Med/arb, 1039
Mediation, this index
Negotiation, this index
Private ordering, 1022

AMERICAN ACADEMY OF MATRIMONIAL LAWYERS (AAML)
Bounds of Advocacy, 990
Guardians ad litem standards, 866

AMERICAN BAR ASSOCIATION (ABA)
Model Rules of Professional Conduct, 990

AMERICAN LAW INSTITUTE (ALI)
See also ALI Principles, this index
Principles of the Law of Family Dissolution, 284

AMERICANS WITH DISABILITIES ACT
Custody determinations, 820

ANNULMENT
Generally, 152 et seq.
Adoption annulments, 400
Alimony revivals on annulment of second marriage, 155
Alimony rights, 177
Bigamous marriages, 174
Capacity to marry, 146
Effects of, 153
Fraudulently obtained consent to marriage, 147, 150
Jurisdiction of family law limited jurisdiction courts, 154
Posthumous, 138
Property distributions, 154
Putative Spouse Doctrine, this index
Religious annulments, 156
Void and voidable marriages, 148, 152

ANTENUPTIAL AGREEMENTS
See Agreements Between Spouses and Partners, this index

ARBITRATION
Generally, 1038
Avoiding litigation, 1015
Child custody and support, 1039
Counsel duties to inform clients about ADR procedures, 1055
Court-annexed, 1039
Federal Arbitration Act (FAA), 1038
Judicial review of awards, 1038, 1041
Med/arb, 1038
Practice considerations, 62
Religious panels, 1040

ASSISTED REPRODUCTIVE TECHNOLOGY (ART)
Generally, 339 et seq.
Accidental incest, 138
Agreements for surrogacy
Generally, 345
Statutory regulation, 344
Artificial insemination, 339
Biological fathers' rights, 339
Custody conflicts, 345
Development of, 339
Donor gametes, 342
Federal regulation, 342
Fertility Clinic Success Rate and Certification Act, 342
Gestational surrogacy, 347
In vitro fertilization (IVF), 340
Parenthood determinations, 343
Procreation Rights, this index
Support obligations, 344
Surrogacies
Generally, 341, 345 et seq.
Agreements for surrogacy, above
Custody conflicts, 345
Gestational surrogacy, 347
Statutory regulation, 344
Uniform Parentage Act
Generally, 343
Visitation rights, 929

ATTORNEYS AT LAW
Ethical Practice, this index
Practice Considerations, this index

BANKRUPTCY LAW
Generally, 241
Alimony and child support obligations, 640
Alimony obligations, 682
Divorce as trigger of bankruptcy, 640
Equitable considerations in bankruptcy court, 645
Property division impacts
Generally, 640
Equitable considerations in bankruptcy court, 645
Reform Act of 2005, 641
Support of children obligations, 752

BATTERED WOMAN'S SYNDROME (BWS)
Generally, 444

BEST INTERESTS STANDARD
Generally, 794
Adoption determinations
Generally, 366
Open adoption, 405
ALI Principles, 808
Arbitration of child custody and support, 1040
Custody changes, 939
Custody determinations
Generally, 794 et seq.
See also Custody, this index
De facto parents, 925
Disestablishing paternity, 357
Emancipation determinations, 702
Ethical duties owed children in matrimonial disputes, 1010
Grandparent custody, 794
Hague Convention on the Civil Aspects of International Child Abduction, 972
Marriage consent restrictions, 139
Minors' abortions, 223
Name disputes, 182
Open adoptions, 405
Parental rights conflicts
Generally, 1010
Constitutional rights, 777, 783
Paternity assertions, 310, 330
Preferences conflicts, 1010
Religious factors, 843
Relocation disputes, 949
Support of children agreements, 726, 742
Tender years presumption vs, 793
UMDA, 804
Visitation
Generally, 910
Third-party rights, 925

BIGAMY
See also Polygamy, this index
Annulment of bigamous marriages, 175
Marriage laws, 80
Prosecutions, 118
Putative Spouse Doctrine, this index

BIRTH CONTROL
Fundamental rights, 22
Premarital no-child agreements, 1099
Privacy rights, 22, 32
Status of women, effect of the pill, 185
Tricked fatherhood cases, 358

BIRTHRATES
Education levels and, 6

BREACH OF PROMISE
Generally, 480, 484
See also Heart Balm Torts, this index

CAPACITY
See Incapacity, this index
CHILD SUPPORT ENFORCEMENT AMENDMENTS
Generally, 750

CHILDREN
Abortion rights of minors, 223
Abuse and Neglect of Children, this index
Custody, this index
Divorce proceedings, standing of children of in, 874
Duties of attorneys to in matrimonial disputes, 1011
Guardians Ad Litem, this index
Names, family, gender issues, 181
Parent-Child Relationships, this index
Practice considerations in representation of, 1010
Preferences of, best interests standards conflicts, 1010
Procreation Rights, this index
Single-parent household demographics, 693, 773
Support of Children, this index
Transgender identity, 941–948

CIVIL PROTECTION ORDERS (CPO)
Generally, 420
Criminal no-contact orders, 448
Due process rights in enforcement, 435, 439
Enforcement, 434
Full faith and credit, 443
Issuance, 425
Violence Against Women Act, this index

CIVIL RIGHTS
Status of women and the civil rights era, 185

CIVIL UNIONS
Generally, 293
See also Nonmarital Families, this index
Agreements to cohabitate, 1059
Evidentiary privileges, 236
Parenthood, this index

CLASS AND INCOME CONSIDERATIONS
Alimony
Class disparities, 656
Imputation of income, 676
Income changes and modifications, 685
Birthrates and education levels, 6
Cohabitation rates and education levels, 5
Deadbeat obligors, 743 et seq.
Divorce rates and education levels, 6
Equal Protection Rights, this index
Marriage rates and trends, 6
Single-parent household demographics, 693, 773
Support of Children, this index
Two- and one-income families, 238

COHABITATION
See also Nonmarital Families, this index
Agreements to cohabitate, 1059
Alimony, 686
Bigamy proscriptions, 118, 127
Common-law marriage, 178
Definition, 690
Education and cohabitation rates, 5
Meretricious relationship doctrine, 279
Palimony, cohabitation requirement, 255
Putative Spouse Doctrine, this index
Reasons for, 253
Support obligations. See Nonmarital Families, this index

COLLABORATIVE LAW
Generally, 1046 et seq.
Avoiding litigation, 1015
Confidentiality, 1052
Cooperative law movement, 1046
Counsel duties to inform clients about ADR procedures, 1055
Disqualification agreements, 1055
Practice considerations, 62

COMMITTED INTIMATE RELATIONSHIPS
Generally, 279, 283

COMMON-LAW MARRIAGE
Generally, 65, 178 et seq.
Burden of proof, 167
Capacity questions, 171
Cohabitation, 178
Common-law marriage, putative, 178
Descent and distribution rights, 165, 167
Formal marriage conflicts, 167
Formalities, defects of, 162
Historical practice, 65, 178
Holding out as married, 165, 167, 172
Informal marriage, 65
Present agreement to marry, 171
Protection of women, 163
Putative Spouse Doctrine, this index
Women, protection of, 163

COMPARATIVE LAW
Divorce, comparative rates
Generally, 491
No-fault regime, effect of, 543
Evidentiary privileges, 236
Nonmarital family property rights, 285

COMPETENCY
See Incapacity, this index

CONFIDENTIALITY
Adoption records, sealing of, 403

CONFLICTS OF INTEREST
Clients and children, 1001
Constitutional rights and child’s best interests, 777, 783
Parent and child, 777, 783, 1011
Preferences vs best interests of child, 1011
Privacy rights and child protection, 30

CONJUGAL MODEL OF MARRIAGE
Generally, 7

CONSORTIUM
See Tort Law, this index

CONSTITUTIONAL RIGHTS
Abortion rights, 214
Adoptive parents, 364
Best interests standard conflicts, 777, 783
Children’s religious training, disputes as to, 843
Custody of children, 774 et seq.
Due Process Rights, this index
Equal Protection Rights, this index
Full Faith and Credit, this index
Fundamental Rights, this index
Judicial Review, this index
No-fault divorce, constitutional challenges, 541
Privacy Rights, this index
Relocations affecting custody, 963
Rigorous scrutiny standards of judicial review, 80
Standing of custodial and noncustodial parents to challenge statutes affecting children, 907

CONTEMPT
See Enforcement of Orders, this index

CONTRACEPTIVES
See Birth Control, this index

CONTRACTS BETWEEN SPOUSES
See Agreements Between Spouses and Partners, this index

CRIMINAL CONVERSATION
Generally, 482

CURTESY
Widowers’ protections, 212

CUSTODY
Generally, 773 et seq.
Agreements for, 774
ALI Principles, 808
Americans with Disabilities Act, 820
Approximation standard, ALI, 808
Arbitration of child custody and support, 1040
Bad faith claims to custody, 1011
Best interests standard
ALI Principles, 808
Contemporary interpretations, 804
Factors applied, 812
Modifications of orders, 939
Statutory embodiments, 804
UMDA, 804
Career factors, 812
Changed circumstances, modifications of orders, 938
Child abuse, fabricated claims, 1000
Childrearing decisions
Generally, 896 et seq.
Joint parenting arrangements, 896
Medical decisionmaking, 905
Medical Decisionmaking, this index
Religious training disputes, 844
Tiebreaker devices, 907
Constitutional rights, 774 et seq.
Continuity as factor, 819
Disabilities of parents as factor, 820
Domestic violence and custody determinations
Generally, 847 et seq.
Joint custody, 888
Domicile and jurisdiction, 1152
Due process rights, 774
Ethical practice, custody assertion bargaining, 1011
Expert opinions, 798
Extended families, reliance on, 791
Fabricated child abuse claims, 1000
Family home property distributions, 583
Full faith and credit, 1151, 1169
Fundamental rights of parents, 924
Gender roles factors, 812
Grandparent claims, 774, 794, 896
Guardian ad litem in custody disputes, 847
Habeas corpus actions, 1151
Health factors, 812, 815
Historical presumptions, 793
Home environment factors, 812, 817
In camera interviews, 863
Infants, presumption as to, 793
Infidelity as factor, 828
Interference with custody, civil, 972
International child abduction, 1172
International Parental Kidnapping Crime Act (IPKCA), 1173
International relocation, 966
Interracial parent factors, 833, 389
Joint custody
Generally, 876
Childrearing decision disputes, 896
Modifications of orders, 940
Jurisdiction
Generally, 1152 et seq.
See also Jurisdiction, this index
Modifications of orders, 939
Kidnapping, this index
Marital vs nonmarital children determinations, 818
Medical decisionmaking, 905
Modifications of orders
Generally, 939 et seq.
Best interests standard, 939
Changed circumstances, 939
Childrearing decisions, above
International relocation, 966
INDEX

Joint custody, 939
Jurisdiction, 939
Relocation problems, 949 et seq.
Nexus of immoral behavior mitigating against custody, 828
Occupational circumstances, 777, 786, 812, 818
Parental Kidnapping Prevention Act (PKPA), 1158, 1169
Parental-alienation syndrome, 839
Pets, custody conflicts, 845
See animal companions, 845–847
Post-dissolution disputes, 895 et seq.
Practice considerations, 774, 863
Preferences of children
Generally, 789, 791, 844
In camera interviews, 863
UMDA, 862
Presumptions, historical, 792
Primary caretaker presumption, 795, 801
Psychological parent presumption, 795
Race as factor, 835
Religious considerations as factor, 838
Religious training disputes, 844
Relocation problems, 949 et seq.
Same-sex presumption for older children, 793
Sibling placement as factor, 838
Smoking as factor, 819
Standing of custodial and noncustodial parents to challenge statutes affecting children, 907
Stepparent claims, 896
Substance abuse factors, 807
Support determinations, custody factors, 725
De facto parents
ALI Principles, 933
Best interests standard, 925
Nuclear and unconventional families, 1, 17
Single family occupancy laws, 12
Visitation, 350

DEATH
See also Descent and Distribution, this index
Children, protection of, 199
Cohabitants, 261
Elective share rights, 199
Living wills, 226
Marital support, 197
Wrongful birth and wrongful death, 490

DEFINITIONS
Adoption, 367
AI, 339
AID, 339
AIH, 339
ALI, 283
Alimony pendente lite, 679
Antenuptial agreement, 1058
BWS, 444
Cohabitation, 689
Committed intimate relationship, 279
Common-law marriage, 65
Conjugal model of marriage, 7
CPO, 420
Curtesy, 212
Divorce a mensa et thoro, 501
Domicile, 1136
Dower, 212
Equitable adoption, 384
ERA, 186
ERISA, 597
Extended family, 17
Extrinsic fraud, 357
Family household, 1
FFCCSOA, 1181
FMLA, 197
Household, 365
ICPC, 371
Illegitimacy, 306
Income, 720
Informal marriage, 65
IPKCA, 1173
IVF, 340
Med/arb, 1027
MEPA, 387
Meretricious relationship, 279
Mid-marriage agreement, 1057
Miscegenation, 68
Nuclear family, 1, 15
PDA, 200
PKPA, 1158
Postmarital agreement, 1057
Postnuptial agreement, 1057
Premarital agreement, 1057
Prenuptial agreement, 1057
Private ordering, 1017
PRWORA, 750
Psychological parent, 796
QDRO, 597
Separation agreement, 1057
Stepparent, 703
Surrogacy, 341
TANF, 750
INDEX

TRA, 386
UAA, 384
UCC/JEA, 1157
UIFSA, 1179
UDMA, 157
UPA, 328
UPAA, 1063
UPMAA, 1066
URESA, 1179

DEMOGRAPHICS
Changing demographics of American families, 4
Children in single-parent households, 693, 773
Divorce, comparative rates
   Generally, 491
   No-fault regime, effect of, 545
Domestic violence, 415
Marital property, 561
Marriage attitudes, 76
Nonmarital families, 253
Single-parent households, 693, 773
Two-income families, development of, 237

DESERT AND DISTRIBUTION
Children, protection of, 213
Ejective share rights, 212
Spousal rights, 212
Support of children, inheritance modification, 751
Women's rights at common law, 179

DESERTION
Divorce grounds, 518

DISABILITIES
   See also Incapacity, this index
Adoptions by disabled persons, 382
Alimony health factors
   Generally, 669
   Modification, 682
Americans with Disabilities Act and custody determinations, 820
Married women's historical disabilities, 181
Special-needs adoptions, 369
Support of children
   Disabled adult children, 716
   Health factors, 740
   Needs determinations, 733

DISSOLUTION OF MARRIAGE
See Divorce, this index

DIVORCE
A mensa et thoro, 502, 504
   Generally, 491 et seq.
Absolute vs limited divorce, 506
Adultery
   Generally, 508
   Condonation defense, 522
   Connivance defense, 522
   Post-separation, 516
   Proof requirements, 515
   Virtual, 516
Alimony, this index
Annulment, this index
Bankruptcies triggered by, 640
Bars and defenses to fault-based divorce, 519
Bed and board, divorce from, 557
Blackmail, custody, and joint custody assertions, 887
Breach of promise to divorce, 484
Children of
   Generally, 693, 773
   Standing to participate in divorce proceedings, 874
Collusive practices and fault-based divorce, 524
Common-law marriage after, 167
Comparative divorce rates
   Generally, 491
   No-fault regime, effect of, 545
Condonation defense, 522
Connivance defense, 522
Covenant marriage
   Generally, 545
Cruelty
   Generally, 415
Divorce jurisdiction, 1143
Mental, 506
Physical, 502
Custody, this index
Decrees
   Ex parte, 1133, 1136
   No-fault, 525
Demographic changes, 4
Desertion, 518
Divisible divorce jurisdictional approach, 1145
Do-it-yourself divorces
   Attorneys, 1008, 1011
   Non-attorneys, 994
Domestic violence as cruelty based divorce, 415
Domestic violence tolerance and fault-based divorce laws, 504
Education and divorce views, 6
Evidentiary privileges after, 236
Ex parte decrees, 1133, 1136
Family law attorney's per se divorce communications, 1008
Fault-based
   Generally, 501 et seq.
   Alimony, fault influences, 619
   Collusive practices, 524
   Historical requirements, 497
   Migratory divorce era, 1133
   Mixed fault/no-fault regimes, 527
   Property divisions, fault influences, 619, 629
Historical context, 494
Income levels and divorce rates, 6
Joint custody, 876 et seq.
Jurisdiction
   Generally, 1132 et seq.
   See also Jurisdiction, this index
Legal Separation, this index
Limited divorce, 557
Limited vs absolute divorce, 506
Marriage as contract or status, 1058
Mental cruelty, 506
Migratory divorce era, 1133
Mixed fault/no-fault regimes, 527
No-fault regimes
Generally, 525 et seq.
See also No-Fault Divorce, this index
Alimony, fault influences, 658
Children, impact on, 554
Covenant marriage, 545
Criticisms, 541
Gender concerns, 553
Paternal activism and joint custody determinations, 888
Pets, custody conflicts, 845
Physical cruelty, 502
Post-separation adultery, 516
Property Division, this index
Provocation defense, 522
Qualified domestic relations orders (QDRO), 597
Reccrimination defense, 520
Religious influences, 496
Self-representation in divorce cases
Attorneys, 1008, 1011
Non-attorneys, 994
Separation, legal, 506
Separation agreements, incorporation in divorce decree, 1118
Support of Children, this index
Torts, divorce
Generally, 474, 476
No-fault policy conflicts, 478
Procedural questions, 478

DOMESTIC PARTNERSHIPS
Generally, 293
See also Nonmarital Families, this index
Agreements to cohabitate, 1059
ALI Principles, 284
Evidentiary privileges, 236
Parenthood, this index
Support, See Nonmarital Families, this index
Tax considerations, 289
Visitation, 929

DOMESTIC VIOLENCE
Generally, 413 et seq.
Arrest practices
Generally, 445
Mandatory arrest policies, 446
Battered woman's syndrome, 444
Chastisement rights, 413
Civil Protection Orders, this index
Court programs, 448
Criminal justice protections, 445 et seq.
Criminal no-contact orders, 448
Cruelty based divorce, 415
Custody determinations, domestic violence factors
Generally, 847 et seq.
Jont custody, 888
Demographics, 415
Effectiveness of police responses
Generally, 446
Enforcement of civil protection orders, 434
Fault-based divorce laws, domestic violence tolerance and, 506
Intervention programs
Generally, 449
VAWA, 453
Mandatory arrest policies, 446
Mediation program complications, 451, 1035
No-contact criminal orders, 448
Race issues, 416
Rape, marital, 452
Reform era, 413
Tort remedies of victims
Generally, 445, 471
Violence Against Women Act, this index
Visitation
Dangers of, 918
Workplace violence, 418

DOWER
Alimony and dower claims, 652
Widows' protections, 212

DUE PROCESS RIGHTS
Best interests standard conflicts, 777, 783
Civil protection orders, enforcement of, 440
Custody, 776
Fundamental liberties protections, 73
Marriage regulation limitations, 79
No-fault divorce law challenges, 541
Paternity presumptions, 309
Polygamy laws challenges, 125

ECONOMIC RIGHTS AND OBLIGATIONS OF MARRIAGE
Generally, 179 et seq.
See also Gender and Gender Discrimination, this index
Balancing family and work, 201
Bankruptcy, 241
Birth control and status of women, 185
Civil rights era and status of women, 184
Common law rights of married women, 179
Credit, interspousal rights, 204
Death distribution rights, 212
Debt liabilities of spouses, 241
Elective share rights, 212
Support obligations, interspousal
Generally, 204 et seq.
Credit, 204
<table>
<thead>
<tr>
<th><strong>INDEX</strong></th>
<th><strong>1201</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Death distribution rights, 212</td>
<td>Contempt</td>
</tr>
<tr>
<td>Elective share rights, 212</td>
<td>Alimony, 682</td>
</tr>
<tr>
<td>Gender neutrality and necessaries doctrine, 209</td>
<td>Support of children, 752</td>
</tr>
<tr>
<td>Necessaries doctrine, 209</td>
<td>Criminal enforcement of child support awards, 754</td>
</tr>
<tr>
<td>Support of children, 211</td>
<td>Full Faith and Credit, this index</td>
</tr>
<tr>
<td>Support of children obligations, 211</td>
<td>Incarceration, alimony awards, 769</td>
</tr>
<tr>
<td>Tax aspects of marriage, 241</td>
<td>Interest on child support arrears, 701</td>
</tr>
<tr>
<td>Twentieth century views of married women's status, 184</td>
<td>Jurisdiction</td>
</tr>
<tr>
<td>Two- and one-income families, 240</td>
<td>See also Jurisdiction, this index</td>
</tr>
<tr>
<td><strong>EDUCATION</strong></td>
<td><strong>Alimony awards, 680</strong></td>
</tr>
<tr>
<td>Birthrates and education levels, 6</td>
<td><strong>Support of children, 1180</strong></td>
</tr>
<tr>
<td>Custody and, 6</td>
<td>Military personnel, alimony awards, 682</td>
</tr>
<tr>
<td>Divorce rates and education levels, 6</td>
<td>Private enforcement methods</td>
</tr>
<tr>
<td>Marriage rates and education levels, 6</td>
<td>Alimony, 680</td>
</tr>
<tr>
<td><strong>EMANCIPATION</strong></td>
<td>Support of children, 752</td>
</tr>
<tr>
<td>Best interests standard, 702</td>
<td>Seek-work orders, 722</td>
</tr>
<tr>
<td>Support of children termination, 702</td>
<td>Self-help collection of alimony awards, 686</td>
</tr>
<tr>
<td><strong>EMPLOYMENT LAW</strong></td>
<td>Servicemembers Civil Relief Act, 682</td>
</tr>
<tr>
<td>Balancing family and work, 201</td>
<td>Support of children</td>
</tr>
<tr>
<td>Custody determinations, occupational circumstances, 777, 786, 812, 818</td>
<td>Generally, 748 et seq., 1180</td>
</tr>
<tr>
<td>Domestic violence in the workplace, 418</td>
<td>Bankruptcy, effect of, 752</td>
</tr>
<tr>
<td>ERISA rights in property divisions, 597</td>
<td>Contempt, 752</td>
</tr>
<tr>
<td>Personal Responsibility and Work Opportunity Reconciliation Act (PRWORA), 750</td>
<td>Criminal enforcement, 754</td>
</tr>
<tr>
<td>Property division, employment-related, 592</td>
<td>Federal programs, 748</td>
</tr>
<tr>
<td>Seek-work child support orders, 722</td>
<td>Interest on arrears, 701</td>
</tr>
<tr>
<td>Support of children</td>
<td>Jurisdiction, 1180</td>
</tr>
<tr>
<td>Personal Responsibility and Work Opportunity Reconciliation Act, 750</td>
<td>Personal Responsibility and Work Opportunity Reconciliation Act, 750</td>
</tr>
<tr>
<td>Seek-work orders, 722</td>
<td>Privatization, 752</td>
</tr>
<tr>
<td>Underemployed obligors, 743 et seq.</td>
<td>Probation orders, 73</td>
</tr>
<tr>
<td><strong>EMPLOYMENT RETIREMENT INCOME SECURITY ACT (ERISA)</strong></td>
<td>Public assistance programs, involvement of, 748, 752</td>
</tr>
<tr>
<td>Property divisions, 597</td>
<td>Support of children Enforcement Amendments, 750</td>
</tr>
<tr>
<td><strong>END-OF-LIFE DECISIONMAKING</strong></td>
<td>Visitation used as tool, 916</td>
</tr>
<tr>
<td>Generally, 231</td>
<td>Wage withholding, 750</td>
</tr>
<tr>
<td><strong>ENFORCEMENT OF ORDERS</strong></td>
<td>Visitation, 912, 916</td>
</tr>
<tr>
<td>Alimony</td>
<td>Wage attachments, alimony, 682</td>
</tr>
<tr>
<td>Generally, 665 et seq.</td>
<td>Wage withholding, child support, 750</td>
</tr>
<tr>
<td>Attachment of wages, 682</td>
<td><strong>EQUAL PROTECTION RIGHTS</strong></td>
</tr>
<tr>
<td>Bankruptcy, 682</td>
<td>Fourteenth Amendment, applicability to women, 188</td>
</tr>
<tr>
<td>Contempt, 682</td>
<td>Fundamental Rights, 71</td>
</tr>
<tr>
<td>Incarceration, 769</td>
<td>Gender discrimination challenges, 184</td>
</tr>
<tr>
<td>Jurisdiction, 680</td>
<td>Heightened scrutiny of gender classifications, 186</td>
</tr>
<tr>
<td>Military personnel, 682</td>
<td>Miscgenation laws, 68</td>
</tr>
<tr>
<td>Private enforcement methods, 680</td>
<td>Privacy rights of unmarried persons, 215</td>
</tr>
<tr>
<td>Self-help, 686</td>
<td>Rigorous scrutiny standards of judicial review, 81</td>
</tr>
<tr>
<td>Wage attachments, 682</td>
<td>Strict scrutiny standards of judicial review, 81</td>
</tr>
<tr>
<td>Attachment of wages, 682</td>
<td>Women's rights era, 184</td>
</tr>
<tr>
<td>Bankruptcy</td>
<td><strong>EQUAL RIGHTS AMENDMENT (ERA)</strong></td>
</tr>
<tr>
<td>Alimony awards, 682</td>
<td>Generally, 186</td>
</tr>
<tr>
<td>Support of children obligations, 752</td>
<td><strong>ESTOPPEL, PARENTHOOD BY</strong></td>
</tr>
<tr>
<td>See Parenthood, this index</td>
<td></td>
</tr>
</tbody>
</table>
## Ethical Practice

- Generally, 990 et seq.
- ADR procedures, counsel duties to inform clients about, 1055
- American Academy of Matrimonial Lawyers (AAML), Bounds of Advocacy, 990
- Bad faith custody claims, 1011
- Children
  - Abuse reporting, client confidence conflicts, 1000
  - Duties to in matrimonial disputes, 1011
  - Representation of, 1011
- Client confidences, 999
- Communicating with clients, 991
- Competence standards, 990
- Conflicts of interest, 1001
- Contingent fees, 999
- Diligence standards, 991
- Domestic misconduct by family law practitioners, 1005, 1011
- Emotions in practice, 1011
- Fees, 999
- Fraud rules, 993
- Husband and wife practitioners, 1010
- Informational duties, 991
- Loyalty duties, 1012
- Malpractice liabilities, 1013
- Mediators, lawyers as, ethical considerations, 1029
- Model Rules of Professional Conduct, 990
- Officer of the court duties, 1012
- Per se divorce communications by family law attorney, 1009
- Restatement of Law Governing Lawyers, 990
- Self-representation in divorce cases, 1009, 1011
- Sex abuse reporting, client confidence conflicts, 1000
- Unrepresented opponents, 1009

## Expert Opinions

- Custody determinations, 798

## Extended Families

- Adoptions, 380
- Custody influences, 791
- Fundamental rights, 13
- Nuclear families compared, 17
- Single family occupancy laws, 11

## Family

- See also Nonmarital Families, this index
- American family today, 4
- Balancing family and work, 201
- Birth control and status of women, 186
- Census data, 2
- Changing demographics, 4
- Civil rights era and status of women, 184
- Conjugal model of marriage, 7
- Domestic Violence, 413

<table>
<thead>
<tr>
<th>End-of-life decisionmaking</th>
<th>231</th>
</tr>
</thead>
<tbody>
<tr>
<td>Extended families</td>
<td>17</td>
</tr>
<tr>
<td>Family and Medical Leave Act</td>
<td>197</td>
</tr>
<tr>
<td>Heart Balm Torts, this index</td>
<td></td>
</tr>
</tbody>
</table>
| Immunities, familial
  - Generally, 458
  - See also Tort Law, this index |
| Individual vs familial privacy rights | 52 |
| Legal implications of family relationships, 11 |
| Marriage gap | 6 |
| Medical Decisionmaking, this index |  |
| Names, family, gender issues | 181 |
| No-fault divorce, effect on families | 2 |
| Nonmarital Families, this index |  |
| Nuclear families, 1, 17 |
| Parenthood, this index |  |
| Pregnancy Discrimination Act | 200 |
| Privacy rights as individual or familial | 52 |
| Privacy rights of families | 2, 21 |
| Single family occupancy laws | 11 |

## Federal Arbitration Act (FAA)

| Generally, 1041 |

## Federal Aspects of Family Law

- Assisted reproductive technology (ART), 342
- Bankruptcy Law, this index
- Bradley Amendment, support of children awards, 736
- Child Support Enforcement Amendments, 750
- Diversity jurisdiction, 484, 1131
- Employment Retirement Income Security Act (ERISA), 597
- Equal Rights Amendment (ERA), 186
- Family and Medical Leave Act, this index
- Family Support Act, this index
- Federal Arbitration Act (FAA), 1038
- Fertility Clinic Success Rate and Certification Act, 342
- Indian Child Welfare Act (ICWA), 389
- International Parental Kidnapping Crime Act (IPKCA), 1173
- Marriage, 75
- Multiethnic Placement Act of 1994 (MEPA), 387
- Parental Kidnapping Prevention Act, this index

## Expanded Families

- Adoptions, 380
- Custody influences, 791
- Fundamental rights, 13
- Nuclear families compared, 17
- Single family occupancy laws, 11

## Family and Medical Leave Act (FMLA)

| Generally, 194 |

## Family Support Act

| Generally, 750 |

## Federal Arbitration Act (FAA)

| Generally, 1041 |

## Federal Aspects of Family Law

- Assisted reproductive technology (ART), 342
- Bankruptcy Law, this index
- Bradley Amendment, support of children awards, 736
- Child Support Enforcement Amendments, 750
- Diversity jurisdiction, 484, 1131
- Employment Retirement Income Security Act (ERISA), 597
- Equal Rights Amendment (ERA), 186
- Family and Medical Leave Act, this index
- Family Support Act, this index
- Federal Arbitration Act (FAA), 1038
- Fertility Clinic Success Rate and Certification Act, 342
- Indian Child Welfare Act (ICWA), 389
- International Parental Kidnapping Crime Act (IPKCA), 1173
- Marriage, 75
- Multiethnic Placement Act of 1994 (MEPA), 387
- Parental Kidnapping Prevention Act, this index

## Expert Opinions

- Custody determinations, 798

## Extended Families

- Adoptions, 380
- Custody influences, 791
- Fundamental rights, 13
- Nuclear families compared, 17
- Single family occupancy laws, 11

## Family

- See also Nonmarital Families, this index
- American family today, 4
- Balancing family and work, 201
- Birth control and status of women, 186
- Census data, 2
- Changing demographics, 4
- Civil rights era and status of women, 184
- Conjugal model of marriage, 7
- Domestic Violence, 413

<table>
<thead>
<tr>
<th>End-of-life decisionmaking</th>
<th>231</th>
</tr>
</thead>
<tbody>
<tr>
<td>Extended families</td>
<td>17</td>
</tr>
<tr>
<td>Family and Medical Leave Act</td>
<td>197</td>
</tr>
<tr>
<td>Heart Balm Torts, this index</td>
<td></td>
</tr>
</tbody>
</table>
| Immunities, familial
  - Generally, 458
  - See also Tort Law, this index |
| Individual vs familial privacy rights | 52 |
| Legal implications of family relationships, 11 |
| Marriage gap | 6 |
| Medical Decisionmaking, this index |  |
| Names, family, gender issues | 181 |
| No-fault divorce, effect on families | 2 |
| Nonmarital Families, this index |  |
| Nuclear families, 1, 17 |
| Parenthood, this index |  |
| Pregnancy Discrimination Act | 200 |
| Privacy rights as individual or familial | 52 |
| Privacy rights of families | 2, 21 |
| Single family occupancy laws | 11 |

## Tort Law

| Generally, 458 et seq.
| See also Tort Law, this index |
| Two- and one-income families, 240 |
| Work, balancing family and, 201 |

## Family and Medical Leave Act (FMLA)

| Generally, 194 |

## Family Support Act

| Generally, 750 |

## Federal Arbitration Act (FAA)

| Generally, 1041 |

## Federal Aspects of Family Law

- Assisted reproductive technology (ART), 342
- Bankruptcy Law, this index
- Bradley Amendment, support of children awards, 736
- Child Support Enforcement Amendments, 750
- Diversity jurisdiction, 484, 1131
- Employment Retirement Income Security Act (ERISA), 597
- Equal Rights Amendment (ERA), 186
- Family and Medical Leave Act, this index
- Family Support Act, this index
- Federal Arbitration Act (FAA), 1038
- Fertility Clinic Success Rate and Certification Act, 342
- Indian Child Welfare Act (ICWA), 389
- International Parental Kidnapping Crime Act (IPKCA), 1173
- Marriage, 75
- Multiethnic Placement Act of 1994 (MEPA), 387
- Parental Kidnapping Prevention Act, this index
INDEX

Partial-Birth Abortion Ban, 224
Personal Responsibility and Work
  Opportunity Reconciliation Act (PRWORA), 750
Pregnancy Discrimination Act (PDA), 200
Qualified domestic relations orders (QDRO), 597
Servicemembers Civil Relief Act, 681
Social Security, child support determination factors, 726
Support of children
  Bradley Amendment, 736
  Enforcement assistance, 748
  Guideline mandates, 736, 751
  Modifications, 736
Tax Considerations, this index
Uniformed Services Former Spouses Protection Act, 681
Violence Against Women Act, this index

FERTILITY CLINIC SUCCESS RATE AND CERTIFICATION ACT
Generally, 343

FORNICATION LAWS
Nonmarital families, 288
Privacy rights, 36
Repeal, 288–289

FOSTER PARENTS
Adoptions by, 381

FRAUD
Ethical practice, 992
Extrinsic fraud, 358
Heart balm torts, internet fraud, 481
Marriage consent obtained by, 147, 149
Support obligations as to child conceived by trickery, 700

FULL FAITH AND CREDIT
Civil protection orders (CPO), 453
Custody decrees, 1152, 1168
Full Faith and Credit for Child Support Orders Act (FFCCSOA), 1181
Incestuous marriage, 135
Support of children, 1181

FUNDAMENTAL RIGHTS
Extended family relationships, 14
Marriage
  Generally, 71
  Scope of right, 81
Parents, 923
Privacy, 24
Tests of, 115

GAY PERSONS
See Sexual Orientation, this index

GENDER AND GENDER DISCRIMINATION
Generally, 179 et seq.
Abortion Rights, this index
Age of consent laws, 139
Alimony gender distinctions, 654
Alimony gender issues, 663
Birth control and status of women, 186
Changing views on status of women, 179
Civil rights era and status of women, 184
Common law rights of married women, 179
Common-law marriage protection of women, 163
Custody presumptions
  Generally, 792 et seq.
  See also Custody, this index
Disabilities of and protection for married women, 181
Domestic roles, 193 et seq.
Domestic Violence, this index
Economic analysis of married women’s rights, 181
Economic Rights and Obligations of Marriage, this index
Equal protection claims, 186
Equal Rights Amendment, 186
Family and Medical Leave Act, 197
Family names, 181
Fourteenth Amendment, applicability to women, 184
Gender identity and custody, 943, 945
Loss of consortium tort claims, 480
Married women’s property acts, 459
Mediation gender issues, 1034
Necessaries doctrine and gender neutrality, 210
No-fault divorce gender concerns, 553
Post-divorce economic status of women, 655
Pregnancy Discrimination Act, 200
Property division reforms, 565
Protection for and disabilities of married women, 181
Seduction as tort, 480, 482, 488
Social Rights and Obligations of Marriage, this index
  Status of women, changing views on, 179
  Stereotypes, 201
Strict scrutiny of equal protection claims, 186
Tender years doctrine, 793 et seq.
Twentieth century views of married women’s status, 184
Violence Against Women Act, this index

GIFTS
Child support award modifications, 742

GRANDPARENTS
Adoptions by, 380
Custody
  Generally, 774, 896
  Best interests standard, 794
Visitation, 919

GUARDIANS AD LITEM (GAL)
American Academy of Matrimonial Lawyers (AAML), Standards, 869
Attorneys as, 62
Attorneys for, 897
| Custody disputes, 847 |
| Mediation participation, 1033 |
| Visitation determinations, 866 |

**GUIDELINES, STATUTORY**

- **Alimony**
  - Generally, 677
  - ALI Principles, 664
- Federal mandates, 736, 750
- Income definitions, 720
- Support of children
  - Generally, 720 et seq.
  - See also Support of Children, this index

**HAGUE CONVENTION ON THE CIVIL ASPECTS OF INTERNATIONAL CHILD ABDUCTION**

- Generally, 973, 1172
- Best interests standard, 973

**HEALTH CARE PROXIES**

- Medical decisionmaking, 232

**HEART BALM TORTS**

- Generally, 458, 481 et seq.
- Adultery, 488
- Alienation of affections, 481, 485
- Breach of promise, 480, 484
- Common law, 482
- Criminal conversation, 482
- Emotional distress claims, 481
- Internet fraud, 481
- Loss of consortium claims compared, 490
- Reframing amatory tort claims, 488
- Seduction, 480, 482, 488
- Statutory abduction, 480, 485

**HOMOSEXUALS**

- See Sexual Orientation, this index

**HOUSING**

- Single family occupancy laws, 11

**ILLEGITIMACY**

- Generally, 306
- See also Parenthood, this index
- Name disputes for nonmarital children, 183

**INCAPACITY**

- See also Disabilities, this index
- Common-law marriage, 167
- End-of-life decisionmaking, 231
- Health care proxies, 232
- Marriage consent, 146, 147
- Medical decisionmaking for incompetent adults, 231

**INCEST**

- Generally, 130
- Accidental incest, 138
- Adoptive relationships, 137
- Consanguineous vs in-law relationships, 133
- Criminal prosecutions, 130

| First cousins, 131 |
| Marriage laws
  - Generally, 80 |
  - Full faith and credit, 136 |
  - Privacy rights challenges, 130, 135 |
  - Procreation risks, 137 |
  - Same-sex marriage and, 135 |
  - Sodomy law challenges and, 130, 135 |
  - Stepparent relationships, 137 |

**INDIAN CHILD WELFARE ACT (ICWA)**

- Generally, 389

**INFANTS**

- See Children, this index

**INTERNATIONAL ADOPTIONS**

- Generally, 391
- Hague Convention, 394

**INTERNATIONAL CHILD ABDUCTION**

- Generally, 1172
- Hague Convention, 973, 1172
- International Parental Kidnapping Crime Act (IPKCA), 1173

**INTERNATIONAL PARENTAL KIDNAPPING CRIME ACT (IPKCA)**

- Generally, 1173

**INTERSPOUSAL SUPPORT**

- Generally, 204 et seq.
- Death distribution rights, 212
- Elective share rights, 212
- Gender neutrality and necessaries doctrine, 210
- Necessaries Doctrine, this index
- Support of children, 211

**INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN (ICPC)**

- Generally, 383

**INTIMATE VIOLENCE**

- See Domestic Violence, this index

**JUDICIAL REVIEW**

- Arbitration awards, 1040, 1046
- Property division equities, 628
- Rigorous scrutiny standards, 75
- Sodomy laws, 52
- Strict scrutiny standards
  - Generally, 81
  - Gender classifications, 186

**JURISDICTION**

- Generally, 1129 et seq.
- Adoption, 365
- Alimony
  - Generally, 1144 et seq.
  - Enforcement, 680
Annulment and courts of limited family law jurisdiction, 551
Arbitration awards, 1040, 1046
Children, personal jurisdiction as to, 986
Custody
  Generally, 1152 et seq.
  Domicile, 1152
  Emergency orders, 1165
  Full faith and credit, 1152, 1169
  Habeas corpus actions, 1152
  Home state of child, 1130
  Home state of children, 1089, 1162
  Inconvenient forum, 1165
  International child abduction, 1172
  International Parental Kidnapping Crime Act (IPKCA), 1173
  Modifications of orders, 939, 1169
  Parental Kidnapping Prevention Act (PKPA), 1158, 1169
  Unclean hands and declining jurisdiction, 1167
  Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA), 1158, 1169
Diversity jurisdiction, 484, 1130
Divisible divorce, 1145
Divorce
  Generally, 1132
  Covenant marriage, 1143
  Divisible divorce, 1145
  Domicile, 1136
  Ex parte decrees, 1133, 1136
  Migratory divorce era, 1133
  Personal jurisdiction, 1133
  Residence requirements, 1136, 1141
  Service of process, 1142
  Sham domicile, 1136
Domicile
  Generally, 1136
  Custody orders, 1152
  Emergency custody orders, 1165
  Enforcement of Orders, this index
  Federal Aspects of Family Law, this index
  Full Faith and Credit, this index
  Habeas corpus custody actions, 1152
  Home state of child, 986, 1130, 1162
  Inconvenient forum, 1165
  International child abduction, 1172
  International Parental Kidnapping Crime Act (IPKCA), 1173
  Long-arm jurisdiction
    Support of children, 1180
  Long-arm statutes, 1150
  Migratory divorce era, 1133
  Modifications of Orders, this index
  Out-of-state property distributions, 1150
  Parental Kidnapping Prevention Act (PKPA), 1158, 1169
  Personal jurisdiction
    Divorce, 1133
    Long-arm statutes, 1150
Service of process, 1142
Support of children, 1173
Property divisions
  Generally, 1144 et seq.
  Out-of-state property distributions, 1151
Residence requirements, divorce, 1136, 1141
Revised Uniform Reciprocal Enforcement of Support Act, 1178
Service of process, 1142
Sham domicile, 1136, 1173
Standing, this index
Subject matter, 1179
Support of children
  Generally, 1173 et seq.
  Criminal enforcement, 754
  Enforcement of orders, 1181
  Full faith and credit, 1181, 1182
  Long-arm jurisdiction, 1180
  Modifications, 733, 1095, 1182
  Personal jurisdiction over obligors, 1173
  Revised Uniform Reciprocal Enforcement of Support Act, 1178
  Subject matter jurisdiction, 1179
  Unclean hands, declining jurisdiction for, 1167
Unified family courts, 1186
Uniform Child Abduction Prevention Act (UCAPA), 1167
Uniform Child Custody Jurisdiction and Enforcement Act, this index
Uniform Interstate Family Support Act (UIFSA), 1179
Visitation order modifications, 939

KIDNAPPING
Hague Convention on the Civil Aspects of International Child Abduction, 973
Interference with custody, civil, 972
International child abduction, 1172
International Parental Kidnapping Crime Act (IPKCA), 1173
Parental Kidnapping Prevention Act (PKPA), 1158
Uniform Child Abduction Prevention Act (UCAPA), 1167

LAND PLANNING
Single family occupancy laws, 11

LAWYERS
Practice Considerations, this index

LEGAL SEPARATION
A mensa et thoro, 502
  Generally, 502, 557
  Bed and board, divorce from, 557
  Limited divorce, 557
  Property Division, this index
INDEX

LEGITIMACY
Demographic trends in married vs unmarried births, 4

LESBIANS
See Sexual Orientation, this index

LIVING WILLS
Medical decisionmaking, 232

LOCO PARENTIS
Equitable adoptions, 385
FMLA benefits, 199
Standing, 929

LOSS OF CONSORTIUM
See Tort Law, this index

LOTTERY WINNINGS
Child support award modifications, 741

MAINTENANCE
See Alimony, this index

MALPRACTICE
Ethical violations, 1009

MARITAL RAPE
Generally, 452

MARRIAGE

Generally, 65 et seq.
Age of consent, 139
Age of marriage, demographic changes, 5
Alienation of affections, 480, 485
Alimony awards, remarriage termination, 155, 698
American family today, 4
Annulment, this index
Bigamy laws, 80
Breach of promise, 480, 484
Capacity to consent
Generally, 146, 147
Common-law marriage, 167
Putative Spouse Doctrine, this index
Changing demographics, 4
Common law rights of married women, 179
Common-Law Marriage, this index
Conjugal and close relationship models, 7
Consent to marriage
Generally, 146 et seq.
Age of consent, 139
Annulment, 146
Capacity to consent, above
Fraud, 147, 150
Gender discrimination, 139
Jest, marriage in, 149
Mutual assent, 149
Void and voidable marriages, 148
Contract or status, 1059
Counselling requirements, 160
Covenant marriage
Generally, 546
Divorce jurisdiction, 1143
Debt liabilities of spouses, 241
Demographic trends, 65

Deregulation policy, 65
Due process limitations on state regulations, 79
Economic aspects
Generally, 179 et seq.
See also Economic Rights and Obligations of Marriage, this index
Education and marriage rates, 6
Egalitarian attitudes towards, 6
Evidentiary Privileges, this index
Extended families, 17
Fiduciary duties. See Agreements Between Spouses and Partners, this index
Formal requirements, 156
Fraudulently obtained consent to, 147, 150
Fundamental right
Generally, 71
Scope of right, 80
Gap, marriage, 6
Health screening requirements, 130
Heart Balm Torts, this index
Incest laws, 80
Intercouse marriage, 130
Intespousal Support, this index
Interstate recognition
Intecous marriage, 136
Jest, marriage in, 149
Legal implications of family relationships, 11
Licenses, 156
Married women’s property acts, 459
Minimum age, 139
Miscegenation laws, 13, 67, 68
Mutual assent, 149
Necessaries doctrine, 209
No-fault divorce, effect on families, 2
Nuclear families, 1, 17
Parenthood, this index
Polygamy, this index
Prisoners’ rights, 82
Privacy rights and traditional regulatory policy, 80
Privacy rights of families, 21
Proxy marriages, 157, 159
Putative Spouse Doctrine, this index
Rape, marital, 452
Religious ceremonies, 157
Remarriage
Alimony revivals on annulment of second marriage, 155
Support of children awards, effect on, 750, 746
Termination of alimony awards, 155, 689
Same-Sex Marriage, this index
Single family occupancy laws, 11
Social aspects
Generally, 179 et seq.
See also Social Rights and Obligations of Marriage, this index
State vs federal regulation, 79
INDEX

Status or contract, 1059
Statutory rape law conflicts, 139
Substantive and procedural regulatory policy, 66
Support obligations, interspousal
  Generally, 204 et seq.
  Credit, 204
  Death distribution rights, 212
  Elective share rights, 212
  Gender neutrality and necessaries doctrine, 210
  Necessaries doctrine, 209
  Support of children, 211
Support of children
  Awards, effect of remarriage on, 739, 746
  Delinquencies and right to marriage, 73
Tax aspects, 240
Tort law
  Generally, 458 et seq.
  See also Tort Law, this index
Two- and one-income families, 237
Uniform Marriage and Divorce Act (UMDA), 157
Void and voidable marriages
  Generally, 153
  Consent to marriage, 148
  Putative Spouse Doctrine, this index
Waiting periods, 160
  Generally, 179 et seq.
  See also Gender and Gender Discrimination, this index
MARRIED WOMEN'S PROPERTY ACTS
Alimony, 653
Property division, 563
MATURETY
Assisted Reproductive Technology, this index
Parenthood, this index
Procreation Rights, this index
MEDIATION
  Generally, 1026 et seq.
Avoiding litigation, 1015
Children's role in, 1032
Confidentiality, 1033
Counsel duties to inform clients about ADR procedures, 1055
Counsel's role in, 1030
Cultural issues, 1037
Domestic violence complicating, 451
Facilitated negotiation, 1026
Fairness criticisms, 1034
GAL participation, 1033
Gender issues, 1034
Lawyer-mediators, ethical considerations, 1030
Med/arb, 1038
Model Standards of Practice for Family and Divorce Mediation, 1029
Negotiation and, 1026
Practice considerations, 62
Qualifications of mediators, 1029
Uniform Mediation Act, 1033
MEDICAL DECISIONMAKING
Abortion Rights, this index
Advance directives, 232
End-of-life decisionmaking, 231
Health care proxies, 232
Incompetent adults, 231
Living wills, 232
Partial-Birth Abortion Ban, 224
Surrogates, 231
MERETRICIOUS RELATIONSHIPS
Generally, 279
MILITARY PERSONNEL
Alimony enforcement, 681
Jurisdiction, this index
Servicemembers Civil Relief Act, 681
Uniformed Services Former Spouses Protection Act, 681
MINORS
Generally, 68
See also Children, this index
Constitutionality, 68
Fundamental rights, 71
MODEL RULES OF PROFESSIONAL CONDUCT
Generally, 990
MODEL STANDARDS OF PRACTICE FOR FAMILY AND DIVORCE MEDIATION
Generally, 1029
MODIFICATIONS OF ORDERS
See also Jurisdiction, this index
Alimony awards
  Generally, 683
  Changed circumstances, 683
  Cohabitation terminations, 687
  Health factors, 683
  Income changes, 685
  Rehabilitative alimony, 683
  Remarriage termination, 155, 689
  Termination, 687
Changed circumstances
  Alimony awards, 683
  Support of children awards, 737
Cohabitation terminations of alimony awards, 687
Custody
  Generally, 939 et seq.
  Best interests standard, 939
  Changed circumstances, 939
  International relocation, 966
  Joint custody, 939
  Jurisdiction, 939, 1169
  Relocation problems, 949 et seq.
Early retirement, support of children awards, 746
Federal restrictions, support of children awards, 736
Health concerns
- Alimony awards, 683
- Support of children awards, 740
Imputed income, support of children awards, 743 et seq.
Income changes, alimony awards, 685
Inflation adjustments, support of children awards, 743
International relocation, 966
Jurisdiction
- Custody, 939
- Custody orders, 1169
- Support of children, 1182
- Support of children awards, 733
- Visitation, 939
Rehabilitative alimony awards, 683
Relocation problems
- Generally, 949 et seq.
Support of children awards, 746
Remarriage
- Support of children awards, 739, 746
- Termination of alimony awards, 155, 689
Retroactivity, support of children awards, 736
Support modifications, jurisdiction, 1182
Support of children awards
- Generally, 733 et seq., 1182
- Agreements for support, 743
- Bradley Amendment, 736
- Changed circumstances, 737
- Deadbeat obligors, 743 et seq.
- Early retirement, 746
- Federal restrictions, 736
- Gifts, 742
- Health concerns, 740
- Imputed income, 743 et seq.
- Incarcerated obligors, 769
- Inflation adjustments, 743
- Inheritances, 741
- Jurisdiction, 733
- Lottery winnings, 741
- New spouse's income, consideration of, 747
- Personal injury recoveries, 741
- Relocations, 746
- Remarriage, 739, 746
- Retroactive, 736
- UMDA, 735
Termination of alimony awards, 687
UMDA, child support awards, 735
Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA), 1158
Visitation
- Generally, 939 et seq.
- International relocation, 966
- Jurisdiction, 939
- Relocation problems, 949 et seq.

MULTIETHNIC PLACEMENT ACT OF 1994 (MEPA)
Generally, 388

NAMES
- Family names, gender issues, 181

NECESSARIES DOCTRINE
- Child support, 211
- Gender neutrality and, 210
- Interspousal Support, this index
- Interspousal support obligations, 209
- Third party claims for, 204, 211

NEEDS DETERMINATIONS
- Adoption of special-needs children, 369
- Alimony
  - Generally, 662
  - Alimony pendente lite, 664
  - Reasonable needs, 657
- Support of children, 733

NEGLECT
- See Abuse and Neglect of Children, this index

NEGOTIATION
- Generally, 1016, 1127 et seq.
- See also Agreements Between Spouses and Partners, this index
- Avoiding litigation, 1015
- Bargaining models, 1016
- Bluffs, 1021
- Counsel duties to inform clients about ADR procedures, 1055
- Externalities, 1025
- Mediation and, 1026
- No-fault regimes, importance in, 1016
- Norm-centered model of, 1020
- Private ordering, 1022
- Strategic model of, 1020
- Third party effects, 1025
- Transaction costs, 1019
- Unequal bargaining power, 1024

NO-FAULT DIVORCE
- Generally, 525 et seq.
- See also Divorce, this index
- Alimony, fault influences, 658
- Collusive practices under fault-based regimes, 524
- Consent agreements, 541
- Constitutional challenges, 541
- Contested filings, 536, 539
- Counselling requirements, 539
- Covenant marriage
  - Generally, 545
  - Divorce jurisdiction, 1143
- Criticisms, 543
- Family law practice image improvement, 61
- Family relationships and, 4
- Fault-based divorce, historical requirements, 497

NEUTRALITY
- Between parent and child, 405
- Interspousal support obligations, 1063
- Interventions in, 1063
- Mediation and, 1063
- No-fault regimes, importance in, 1063
- Strategic model of, 1063
- Third party effects, 1063
- Transaction costs, 1063
- Unequal bargaining power, 1063
Intention to separate, 533
Irretrievable breakdown, 525, 536
Mixed fault/no-fault regimes, 527
Negotiation, importance in no-fault regimes, 1016
Policy considerations, 541
Reconciliations and separation requirements, 570
Separate and apart requirement, 525, 529, 533, 542
Separation agreements in, 536
Summary dissolution procedures, 541
Tort law reform conflicts, 459, 478
Uniform Marriage and Divorce Act, 526
Unilateral vs consensual filings, 536, 539
Waiting periods
   Generally, 525
   Lengthening proposals, 556
   Reconciliations and separation requirements, 570
NONMARITAL FAMILIES
   Generally, 253 et seq.
   See also Family, this index
   Agreement based relationships, 255
   ALI Principles of the Law of Family Dissolution, 284
   American family today, 4
   Census data, 2
   Civil Unions, this index
   Commitment or status, 286
   Committed intimate relationships, 279, 283
   Comparative law, 283
   Conjugal model of marriage, 7
   Contract based relationships, 255
   Criminal prohibitions, 288
   Deaths of cohabitants, 283
   Demographic trends, 4, 253
   Domestic Partnerships, this index
   Education and cohabitation rates, 7
   Education and marriage rates, 6
   Equitable property and support remedies, 255
   Extended families, 17
   Fornication proscriptions, 288
   Intent based relationships, 255
   Legal implications of family relationships, 11
   Marriage gap, 6
   Meretricious relationships, 279
   No-agreement relationships, 284 et seq.
   Nuclear and unconventional families, 1, 17
   Palimony
      Agreement based relationships, 256
      Cohabitation requirement, 256
      No-agreement relationships, 284 et seq.
   Parenthood, this index
   Pooling of resources, 281
   Property rights
      Agreement based relationships, 256
      Cohabitation requirement, 256
   No-agreement relationships, 284 et seq.
   Reasons for choosing cohabitation, 253
   Rights of cohabitants, 256
   Single family occupancy laws, 11
   Social acceptance, 256
   Status or commitment, 286
   Support issues
      Agreement-based relationships, 256
      Cohabitation requirement, 256
      No-agreement relationships, 284 et seq.
   Palimony, above
   Support of children, 700
   Tax considerations, 289
NUCLEAR FAMILIES
   Generally, 1
   Extended families compared, 17
PARENT COORDINATORS
   Practice considerations, 62
PARENT EDUCATORS
   Practice considerations, 62
PARENTAL KIDNAPPING PREVENTION ACT (PKPA)
   Generally, 1158, 1169
PARENT-CHILD RELATIONSHIP
   See also Parenthood, this index
   Abortion notifications, 219, 223
   Adoption, this index
   Best interests conflicts, 1011
   Child parents, support obligations, 698
   Corporal punishment, 469
   Custody, this index
   Descent and distribution, children’s rights on, 213
   Filial responsibility statutes, 706
   Loss of consortium, 489
   Negligent supervision, 469
   No-fault divorce regime, effect on children, 554
   Privacy rights, 21, 41
   Religious training disputes complicating custody determinations, 843
   Seduction tort, 482, 488
   Single-parent household demographics, 693, 773
   Stepparents, this index
   Support obligations of children parents, 706
   Support of Children, this index
   Tort law
      Generally, 458 et seq.
      See also Tort Law, this index
   Immunities, 465
   Wrongful birth and wrongful death, 490
PARENTHOOD
Generally, 306 et seq.
See also Parent-Child Relationships, this index
Adoption, parenthood through
Generally, 365
See also Adoption, this index
Assisted Reproductive Technology, this index
Best interests standard
Assertions of paternity, 310, 330
Disestablishing paternity, 357
Birth rate, outside marriage, 693
Constitutional paternal rights, 309
Custody, this index
Disestablishing paternity
Generally, 357 et seq.
Genetic testing, 357
Tricked fatherhood cases, 358
Dual paternity, 325
Due process challenges to marital presumptions, 309
Estopped, parenthood by
Genetic testing vs, 357
Support, 704
Genetic testing
Generally, 330
Disestablishing paternity through, 357
Illegitimacy, 306
Name disputes for nonmarital children, 183
Personal Responsibility and Work Opportunity Reconciliation Act, 750
Presumptions, marital
Generally, 306
Due process challenges, 309
Putative father registries, 330
Support of Children, this index
Tricked fatherhood cases, 358
Uniform Parentage Act (2017), 328
Visitation and, 929

PARTIAL-BIRTH ABORTION BAN
Generally, 224

PATERNITY
Assisted Reproductive Technology, this index
Parenthood, this index

PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION ACT (PRWORA)
Generally, 750

PESTS
Custody conflicts, 845

POLYGAMY
Generally, 114 et seq.
Bigamy prosecutions, 118
Child abuse related investigations, 116

Cohabitation and bigamy proscriptions, 118, 126
Compelling interests arguments, 129
Consecutive polygamy arguments, 130
Due process rights challenges, 125
Exploitation arguments, 125
Free exercise rights challenges, 115, 120
Polyandry, 114
Privacy rights challenges, 114
Same-sex marriage, 99–104

POSTNUPTIAL AGREEMENTS
See Agreements Between Spouses and Partners, this index

PRACTICE CONSIDERATIONS
Adoption laws, 372
ADR procedures, counsel duties to inform clients about, 1055
Arbitration, 62
Avoiding litigation, 1015
Children
Abuse reporting, client confidence conflicts, 1000
Duties to in matrimonial disputes, 1011
Representation of, 1011
Client confidences, 999
Collaborative law, 62
Communicating with clients, 991
Competence standards, 990
Conflicts of interest
Clients and children, 1001
Contingent fees, 999
Custody counselling, 774
Custody disputes, 862
Diligence standards, 991
Divorce laws and collusive practices, 524
Domestic misconduct by family law practitioners, 1008, 1012
Emotions in practice, 1012
End-of-life decisionmaking, 231
Ethical Practice, this index
Fees, 999
Fraud rules, 992
Guards ad litem, practice as, 62
Informational duties, 991
Job satisfaction, 62
Loyalty duties, 1012
Mediation, counsel’s role in, 1030
Model Rules of Professional Conduct, 990
Officer of the court duties, 1012
Parent coordinators, 62
Parent educators, 62
Restatement of Law Governing Lawyers, 990
Self-representation in divorce cases, 1008, 1012
Sex abuse reporting, client confidence conflicts, 1000
Unrepresented opponents, 1008
<table>
<thead>
<tr>
<th>INDEX</th>
<th>1211</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>PREGNANCY DECISION RIGHTS</strong></td>
<td>Generally, 307 et seq. Abortion Rights, this index</td>
</tr>
<tr>
<td><strong>PREGNANCY DISCRIMINATION ACT (PDA)</strong></td>
<td>Generally, 200</td>
</tr>
<tr>
<td><strong>PREMARITAL AGREEMENTS</strong></td>
<td>See Agreements Between Spouses and Partners, this index</td>
</tr>
<tr>
<td><strong>PRINCIPLES OF THE LAW OF FAMILY DISSOLUTION</strong></td>
<td>Generally, 284 See also ALI Principles, this index</td>
</tr>
<tr>
<td><strong>PRIVILEGES</strong></td>
<td>See Evidentiary Privileges, this index</td>
</tr>
<tr>
<td><strong>PROCREATION RIGHTS</strong></td>
<td>Abortion Rights, this index Assisted Reproductive Technology, this index Birth control and status of women, 184 Incestuous relationship risks, 137 Pregnancy Discrimination Act, 200 Premarital no-child agreements, 1099</td>
</tr>
<tr>
<td><strong>PROFESSIONAL RESPONSIBILITIES</strong></td>
<td>Ethical Practice, this index</td>
</tr>
<tr>
<td><strong>PRISONERS</strong></td>
<td>Marriage rights, 82</td>
</tr>
<tr>
<td><strong>PRIVACY RIGHTS</strong></td>
<td>Birth control, 22, 32 Client confidences, ethical standards, 999 Constitutional grounding, 32 Equal protection bases, 41 Evolution of right, 21 Familial and individual, 52 Family privacy, 2 Pornication laws, 36 Fundamental constitutional guarantees of, 24 Incestuous marriage, 130, 135 Individual and familial, 52 Marriage, changing regulatory policies, 66 Parent child relationships, 41 Polygamy laws and, 114 Same sex relationships, 42 Scope of right, 32 Sodomy laws, 52 Tort law reforms, intrafamily, 458 Welfare law conflicts, 33</td>
</tr>
<tr>
<td><strong>PRIVATIZING FAMILY LAW</strong></td>
<td>See Agreements Between Spouses and Partners, this index</td>
</tr>
<tr>
<td><strong>PROPERTY LAW</strong></td>
<td>See Agreements Between Spouses and Partners, this index</td>
</tr>
</tbody>
</table>
Intra-family torts, double recovery concerns, 479
Jurisdiction
   Generally, 1144 et seq.
   Out-of-state property, 1151
Kitchen sink jurisdictions, 568
Lottery winnings, 619, 630
Married women’s property acts, 459, 563
Methods of valuations, 588
New property divisions, 592
Nonfinancial contributions, 589
Nonmarital families
   Agreement based relationships, 255
   Cohabitation requirement, 256
   No-agreement relationships, 284 et seq.
Out-of-state property, 1151
Pension plans, 593
Personal goodwill, 599
Pets, custody conflicts, 845
Presumptions as to status of property, 579
Professional licenses and degrees, 594
Putative spouse doctrine, 173, 177
Qualified domestic relations orders (QDRO), 597
Reimbursement, 582
Separate property
   Appreciations, 584
   Characterizing assets as marital or separate, 570
   Commingling, 572, 573, 582
   Tracing, 572, 573, 580
   Transmutation, 572
Separation date determinations, 588
Social Security benefits, 598
Stock options, 593, 599
Tenancy by the entirety, 519
Three-step procedure, 566
Timing of valuations, 588
Title theory states
   Generally, 564
   Equitable distribution reforms, 565
   Tenancy by the entirety, 517
Tracing separate property, 572, 573, 580
Transmutation of separate property, 572
Trial court discretion, 628
Uniform Marriage and Divorce Act, 619
Valuation dates, 588
Wasting assets, 629
PUTATIVE FATHER REGISTRIES
   Generally, 330
   See also Parenthood, this index
PUTATIVE SPOUSE DOCTRINE
   Generally, 173
   Alimony, 173
   Common-law marriage, putative, 178
   Good faith, 177
   Policy considerations, 173, 175
   Property rights, 174, 177
   Support rights, 177
   Termination of status, 177
Uniform Marriage and Divorce Act, 177
QUALIFIED DOMESTIC RELATIONS ORDERS (QDRO)
   Generally, 597
RACE
   Adoptions, racial factors, 386
   Alimony, race disparities, 656
   Custody determinations, interracial parent factors, 833, 389
   Custody determinations, race as factor, 835
   Equal protection challenge to miscegenation laws, 68
   Family and Medical Leave Act race issues, 199
   Fundamental rights challenge to miscegenation laws, 71
   Mediation, cultural issues, 1037
   Miscegenation laws, 13, 68
   Multiethnic Placement Act of 1994 (MEPA), 388
   Status of women and the civil rights era, 184
   Transracial adoptions (TRA), 386
   Zoning laws, 17–18
RAPE
   Marital rape, 452
   Statutory Rape, this index
RELIGION
   Adoptions, religious factors, 390
   Annulments, religious, 156
   Best interests standard, 843
   Children’s religious training, disputes as to, 843
   Custody determinations, religious considerations as factor, 838
   Divorce laws, religious influences, 496
   Free Exercise Clause, polygamy law challenges, 115, 120
   Polygamy, 114
RELOCATION DISPUTES
   Generally, 949 et seq.
   ALI principles, 949
   Constitutional rights, 962
   International, 966
   Support order modifications, 746
REPORTING STATUTES
   See Abuse and Neglect of Children, this index
RETROACTIVE ORDERS
   Support of children, 701
REVISED UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT
   Generally, 1178
SAME-SEX MARRIAGE
   Defense of Marriage Act, 84
Deregulation movement and, 66
Evidentiary privileges, 236
Fundamental right to marry, 87
Incestuous marriage and, 135
Sodomy law challenges and, 52

SEPARATION AGREEMENTS
See Agreements Between Spouses and Partners, this index

SERVICEMEMBERS CIVIL RELIEF ACT
Generally, 681

SEX ABUSE REPORTING
Client confidence conflicts, 1000

SEXUAL ORIENTATION
Nonmarital Families, this index
Privacy rights, 42
Same-Sex Marriage, this index

SIBLINGS
Adoption standards, 382
Custody determinations, 838
Visitation rights, 382

SOCIAL RIGHTS AND OBLIGATIONS OF MARRIAGE
Generally, 179 et seq.
See also Gender and Gender Discrimination, this index
Abortion Rights, this index
Balancing family and work, 201
Bankruptcy, 241
Birth control and status of women, 186
Civil rights era and status of women, 184
Common law rights of married women, 179
Domestic roles, 193 et seq.
End-of-life decisionmaking, 231
Evidentiary Privileges, this index
Family and Medical Leave Act, 197
Family names, 181
Medical Decisionmaking, this index
Pregnancy Discrimination Act, 200
Twentieth century views of married women’s status, 184
Two- and one-income families, 237

SOCIAL SECURITY
Support of children determination factors, 726

SODOMY
Judicial review, 52
Privacy rights, 52

STANDING
Children standing in divorce proceedings, 874
Custodial vs noncustodial parents, standing to challenge statutes affecting children, 907
Loco parentis, 929

STATE AND FEDERAL LAW
See Federal Aspects of Family Law, this index

STATUTORY RAPE
Generally, 223
Abortion consent laws, 223
Marriage law conflicts, 139
Support obligations of statutory rape victims, 698

STEPPARENTS
See also Parent-Child Relationships, this index
Adoptions by, 381
Adoptions by, legal effect of, 365
Custody claims, 896
Definition, 703
Incest laws, applicability to stepparent relationships, 137
Loco parentis status, 704
Support obligations, 703
Tort law immunities, 469
Visitation rights, 935

SUPPORT OF CHILDREN
Generally, 693 et seq.
Adoptive parent obligations, 703, 705
Adult children, disabled, 717
Age of majority, 708
Agreements re
Generally, 726
Modifications, 743
Premarital agreements, 1095
Separation agreements, 1126
Arbitration of child custody and support, 1040
ART, implications for support obligations, 345
Bankruptcy impacts on obligations, 640
Best interests standards, parental agreements, 726
Changed circumstances modification, 737
Child parents as obligors, 698
Child Support Enforcement Amendments, 750
Children’s resources as factor, 726
College education
Generally, 708
Commencement of obligation, 701
Consent and support obligation, 698
Criminal enforcement of orders, 754
Custody factors, 724
Deadbeat obligors, 743 et seq.
Death of obligor, 212
Disabled adult children, 717
Disestablishing paternity
Generally, 358 et seq.
See also Parenthood, this index
Emancipation, 702
Enforcement
Generally, 748 et seq.
Bankruptcy, effect of, 754
<table>
<thead>
<tr>
<th>Child Support Enforcement</th>
<th>Federal restrictions, 736</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amendments, 750</td>
<td>Gifts, 742</td>
</tr>
<tr>
<td>Contempt, 753</td>
<td>Health concerns, 740</td>
</tr>
<tr>
<td>Criminal enforcement, 754</td>
<td>Imputed income, 743 et seq.</td>
</tr>
<tr>
<td>Federal programs, 748</td>
<td>Incarcerated obligors, 769</td>
</tr>
<tr>
<td>Interest on arrears, 701</td>
<td>Inflation adjustments, 743</td>
</tr>
<tr>
<td>Personal Responsibility and Work</td>
<td>Inheritance, 741</td>
</tr>
<tr>
<td>Opportunity Reconciliation Act, 750</td>
<td>Jurisdiction, 733</td>
</tr>
<tr>
<td>Privatization, 753</td>
<td>Lottery winnings, 741</td>
</tr>
<tr>
<td>Public assistance programs,</td>
<td>New spouse's income, consideration</td>
</tr>
<tr>
<td>involvement of, 748</td>
<td>of, 747</td>
</tr>
<tr>
<td>Seek-work orders, 722</td>
<td>Personal injury recoveries, 741</td>
</tr>
<tr>
<td>Visitation used as tool, 917</td>
<td>Relocations, 746</td>
</tr>
<tr>
<td>Wage withholding, 750</td>
<td>Remarriage, 739, 746</td>
</tr>
<tr>
<td>Estoppel, obligations of parents by, 704</td>
<td>Retroactive, 736</td>
</tr>
<tr>
<td>Extending obligation past minority, 708</td>
<td>UMDA, 735</td>
</tr>
<tr>
<td>Family Support Act</td>
<td>Necessities doctrine, 211</td>
</tr>
<tr>
<td>Generally, 750</td>
<td>Needs determinations, 733</td>
</tr>
</tbody>
</table>
| Enforcement assistance, 748| Nonmarital children |}

| Generally, 728            | Personal Responsibility and Work |
| Federal enforcement assistance, 748 | Opportunity Reconciliation Act, 750 |
| Federal guideline mandates | Post-secondary education |
| Generally, 750             | Generally, 708                 |
| Modifications, 736         | Premarital agreements re, 1095 |
| Full faith and credit, 1181, 1182 | Privatization of enforcement, 753 |
| Gender neutrality of obligation, 701 | Promises of support, 704 |
| Grandparents, 705          | Property divisions, assets assigned to |
| Guidelines                | children in, 630                |
| Generally, 718 et seq.     | Public assistance programs, enforcement |
| Adjustments, 723           | involvement, 748                |
| Federal mandates, 736, 750  | Relocation modifications, 746   |
| High-income obligors, 728  | Retroactive modifications, 736  |
| Income definitions, 720    | Retroactive orders, 701         |
| Income fluctuations, 728   | Revised Uniform Reciprocal Enforcement of |
| Low-income obligors, 727   | Support Act, 1178               |
| Modification factors, 737  | Seek-work orders, 722           |
| Upward deviations, 728     | Social Security resources of child as factor, 726 |
| Health concern modification, 740 | Source of obligation, 698 |
| Higher education           | Statutory rape victim obligors, 698 |
| Generally, 708             | Stepparent obligations, 703     |
| High-income obligors       | Tax considerations, property distributions |
| Generally, 728             | and support distinguished, 690  |
| Imputed income             | Termination                   |
| Generally, 721             | Adoption, 705                 |
| Modifications, 743 et seq. | Emancipation, 703              |
| Incarcerated obligors, 769 | Extending obligation past minority, 708 |
| Inflation adjustment modification, 743 | Trickery, parenthood through, 700 |
| Inheritance modifications, 741 | UMDA                         |
| Interest on arrears, 701   | Modifications, 733             |
| Interspousal obligations, 212 | Underemployed obligors, modifications, 743 |
| Jurisdiction               | et seq.                       |
| Generally, 1173 et seq.    | Uniform Interstate Family Support Act (UIFSA), 1179 |
| See also Jurisdiction, this index | |
Visitation factors, 724
Wage withholding, 750

SUPPORT OF SPOUSES
Alimony, this index
Interspousal Support, this index
Intra-family torts, double recovery concerns, 479
Nonmarital Families, this index
Putative spouse doctrine, 177

SURROGATES
Assisted Reproductive Technology, this index
Medical Decisionmaking, this index

TAX CONSIDERATIONS
Alimony, 690
Civil unions, 294
Do-it-yourself divorces, 994
Domestic partnerships, 294
Innocent spouse doctrine, 252
Marriage penalty, 240
Nonmarital families, 294
Property distributions and support distinguished, 690
Support of children, property distributions distinguished, 690

TERMINATION OF ORDERS
Alimony, this index
Modifications of Orders, this index
Support of Children, this index

TERMINATION OF PARENTAL RIGHTS
Generally, 365
See also Adoption, this index
Consent, termination by, 372

THIRD PARTY
Visitation rights, 919 et seq.

TORT LAW
Generally, 458 et seq.
Adultery
Generally, 488
Alienation of affections, 480, 485
Breach of promise, 480, 484
Corporal punishment, 469
Criminal conversation, 482
Divorce torts
Generally, 474, 476
No-fault policy conflicts, 478
Procedural questions, 479
Domestic violence remedies
Generally, 445, 471
Emotional distress claims, intra-family,
Heart Balm Torts, this index
Immunities, familial
Generally, 459 et seq.
Corporal punishment, 469
Intentional sexual torts, 467
Interspousal immunity, 460
Negligence claims covered by insurance, 469
Parent-child immunity, 465
Policy considerations, 465
Reform era, 460
Stepparents, 470
Supervision negligence, 469
Intentional sexual torts, 467
Interspousal immunity, 460
Intra-family torts
Generally, 469 et seq.
Double recovery concerns, 479
No-fault divorce conflicts, 459, 478
Loss of consortium
Generally, 489
Alienation of affections, 486
Gender-specificity, 480
Heart-balm claims compared, 490
Parent-child claims, 489
Wrongful birth and wrongful death, 490
Married women’s property acts, 459
Negligence, intra-family, 469
Negligence claims covered by insurance, 469
Negligent supervision, 469
No-fault divorce conflicts, 459, 478
Outrageous conduct, 474, 476
Privacy rights conflicts, 458
Seduction as tort, 480, 482, 488
Stepparent immunities, 470
Supervision negligence, 469
Third-parties, claims against
Generally, 480 et seq.
Breach of promise, 480, 484
Heart Balm Torts, this index
Tricked fatherhood cases, 357
Wrongful birth and wrongful death, 490

TRANSGENDER PERSONS
Custody issues, 827, 943, 945
Domestic violence, 450
State laws protecting “conscience,” 111

TRICKERY, PARENTHOOD THROUGH
Support of children, 700

UNIFIED FAMILY COURTS
Generally, 1186

UNIFORM ADOPTION ACT
Generally, 383

UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT (UCCJEA)
Generally, 1158, 1169
Affidavits, 422
Modifications of orders, 1169

UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA)
Generally, 1179
<table>
<thead>
<tr>
<th><strong>UNIFORM MARRIAGE AND DIVORCE ACT (UMDA)</strong></th>
<th>Custody and visitation fitness compared, 929</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alimony, 656</td>
<td>De facto parents, 929</td>
</tr>
<tr>
<td>Best interest standard, 804</td>
<td>Denials of visitation, 912</td>
</tr>
<tr>
<td>Custody preferences of children, 862</td>
<td>See also Parenthood, this index</td>
</tr>
<tr>
<td>Marriage formalities, 157</td>
<td>Domestic partners, 929</td>
</tr>
<tr>
<td>Modifications of support orders, 733</td>
<td>Domestic violence, 918</td>
</tr>
<tr>
<td>No-fault divorce, 525</td>
<td>Dual maternity, 353</td>
</tr>
<tr>
<td>Property divisions, 619</td>
<td>Enforcement of orders, 912, 917</td>
</tr>
<tr>
<td>Putative spouse doctrine, 177</td>
<td>Fabricated child abuse claims, 1000</td>
</tr>
<tr>
<td>Support of children</td>
<td>Frustration of visitation, 912</td>
</tr>
<tr>
<td>Guidelines, 720</td>
<td>Uniform Parentage Act, 929</td>
</tr>
<tr>
<td>Modifications, 733</td>
<td>Void and Voidable Marriages, 148, 153</td>
</tr>
<tr>
<td>Visitation, 911</td>
<td>Welfare Laws, 748</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>UNIFORM MEDIATION ACT</strong></th>
<th>Support enforcement by custodial factors, 917</th>
</tr>
</thead>
<tbody>
<tr>
<td>Generally, 1033</td>
<td>Support enforcement by custodial parents, 917</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>UNIFORM PARENTAGE ACT (UPA)</strong></th>
<th>Third party, 919 et seq.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Generally, 328</td>
<td>Uniform Parentage Act, 929</td>
</tr>
<tr>
<td>See also Parenthood, this index</td>
<td>VOID AND VOIDABLE MARRIAGES, 148, 153</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>UNIFORM PREMARITAL AGREEMENT ACT (UPAA)</strong></th>
<th>Welfare Laws, 748</th>
</tr>
</thead>
<tbody>
<tr>
<td>Generally, 1063</td>
<td>Support enforcement by custodial factors, 917</td>
</tr>
<tr>
<td>Postnuptial agreements, applicability to, 1111</td>
<td>Welfare Laws, 748</td>
</tr>
</tbody>
</table>

| **UNIFORM PREMARITAL AND MARITAL AGREEMENTS ACT, 1066** | Welfare Laws, 748 |

<table>
<thead>
<tr>
<th><strong>UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT (URESA)</strong></th>
<th>Welfare Laws, 748</th>
</tr>
</thead>
<tbody>
<tr>
<td>Generally, 1179</td>
<td>Welfare Laws, 748</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>UNIFORMED SERVICES FORMER SPOUSES PROTECTION ACT</strong></th>
<th>Welfare Laws, 748</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alimony awards, 681</td>
<td>Welfare Laws, 748</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th><strong>UNITED NATIONS CONVENTION ON THE RIGHTS OF THE CHILD</strong></th>
<th>Welfare Laws, 748</th>
</tr>
</thead>
<tbody>
<tr>
<td>Generally, 874</td>
<td>Welfare Laws, 748</td>
</tr>
</tbody>
</table>

| **UNMARRIED COUPLES** | Welfare Laws, 748 |
| Civil Unions, 295 | Welfare Laws, 748 |
| Cohabitation, this index | Welfare Laws, 748 |
| Domestic Partnerships, this index | Welfare Laws, 748 |
| Nonmarital Families, this index | Welfare Laws, 748 |

<table>
<thead>
<tr>
<th><strong>VISITATION</strong></th>
<th>Welfare Laws, 748</th>
</tr>
</thead>
<tbody>
<tr>
<td>Generally, 911 et seq.</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Adoptions, 405</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Arbitration of child custody and support, 1040</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Best interests standard</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Generally, 911</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Third-party visitation, 925</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Child abuse, fabricated claims, 1000</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Childrearing decisions</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>Generally, 896 et seq.</td>
<td>Welfare Laws, 748</td>
</tr>
<tr>
<td>See also Custody, this index</td>
<td>Welfare Laws, 748</td>
</tr>
</tbody>
</table>

| **VOID AND VOIDABLE MARRIAGES** | Welfare Laws, 748 |
| Annulment, 148, 153 | Welfare Laws, 748 |

| **WELFARE LAWS** | Welfare Laws, 748 |
| Child support enforcement assistance programs, 748 | Welfare Laws, 748 |
| Privacy rights conflicts, 33 | Welfare Laws, 748 |

| **WILLS** | Welfare Laws, 748 |
| See also Descent and Distribution, this index | Welfare Laws, 748 |
| Children, protection of, 213 | Welfare Laws, 748 |
| Elective share rights, 212 | Welfare Laws, 748 |

| **WOMEN** | Welfare Laws, 748 |
| See Gender and Gender Discrimination, this index | Welfare Laws, 748 |