

## Transcribed Excerpts from Anti-Miscegenation Laws in Iowa, between 1839 and 1959

\*480 APPENDIX I

### STATE ANTI-MISCEGENATION STATUTES

*State and Citation*

State	Citation	Marriage between Whites and the following prohibited	Effect given such marriages
Alabama	ALA. CONST., Art. 4, & 102; ALA. CODE, tit. 14, && 360-61 (1940)	Negro or descendent of a Negro to the third generation inclusive, though one ancestry of each generation was a white.	Parties each guilty of felony.
Arizona	ARIZ. CODE, c. 63, && 107-8 (1939).	Negroes, Mongolians, Malayans, Hindus, Indians.	Null and void.
Arkansas	ARK. STAT., tit. 55, && 104-05 (1947).	Negroes or Mulattoes.	Illegal and void.
California	CAL. CIVIL. CODE, & 60 (Deering 1937).	Negroes, Mongolians, Malayans, or Mulattoes.	Illegal and void.
Colorado	COLO. STAT. ANN., c. 107, && 2,3 (1935)	Negroes or Mulattoes.	Absolutely void. Misdemeanor.
Delaware	REV. CODE. & 2992 (1915) amended by Sess. Laws, p. 578 (1921).	Negro or Mulatto.	Void. Misdemeanor.
Florida	FLA. CONST., Art. 16, & 24; STATS. ANN., && 741. 11-12 (1944)	Any Negro, a person having more than or at least one-eighth Negro blood.	Utterly null and void. A felony.
Georgia	GA. CODE ANN., && 53-106, 53-9902, 53-9903 (1937)	Negroes, Indians, Malayans, Mongolians, Asiatic Indians, West Indians, or Mulattoes.	Utterly void, null and void. A felony.
Idaho	IDA. CODE. & 32-206 (1947)	Mongolians, Negroes, or Mulattoes.	Illegal and void.
Indiana	IND. STAT. ANN., & 44-104 (1933)	Persons having one-eighth or more of Negro blood.	Absolutely void without any legal proceedings. A felony.

Kentucky	REV. STAT. ANN., & 402.010 (1946)	Negro or Mulatto.	Prohibited and declared void.
Louisiana	LA. CIVIL CODE, Art. 94 (1945)	Negroes. Intermarriage of Indians and Negroes prohibited.	Have no effect and at null and void.
Maryland	Code, Art. 27, & 365 (1924); Laws, c. 60 (1935)	Negroes, or a person of Negro descent to the third generation. Malayans. Marriages of Negroes and Malayans are also prohibited.	Void. Felony.
Mississippi	MISS. CONST., Art. 14, & 263; Code, tit. 4, & 459; tit. 11, && 2002, 2234, 2339 (1942)	Negro, Mulatto, or Mongolian. Any person having one-eighth or more Negro or Mongolian blood.	Unlawful and void. Felony
Missouri	MO. REV. STAT., && 3361, 4651 (1942)	Persons having one-eighth or more Negro blood. Mongolians.	Prohibited and declared absolutely void. Felony.
Montana	MONT. REV. CODES, && 5700-5702 (1935)	Negro or a person of Negro blood or in part Negro. Chinese person and Japanese person.	Utterly null and void.
Nebraska	NEB. COMP. LAWS, && 42-103 (1943)	Persons possessed of one-eighth or more Negro, Japanese, or Chinese blood.	Void.
Nevada	NEV. COMP. LAWS, && 10197-10200 (1929)	Any person of Ethiopian or black race, Malay or brown race, or Mongolian or yellow race.	Unlawful. Misdemeanor.
North Carolina	N.C. CONST., Art. 14, & 8; STAT., & 51-3 (1943)	Negro or Indian, or person of such descent to the third generation, or a Cherokee Indian or Robeson County and a Negro, or any persons of such descents to the third generation.	Void. Felony.
North Dakota	N. DAK. CODE. && 14-0304, 0305 (1943)	Negro or person having one-eighth or more Negro blood.	Unlawful and prohibited. Felony.
Oklahoma	OKLA. STAT., tit. 43, && 12-14 (1938)	Any person of African descent.	Prohibited. Felony.
Oregon	ORE. COMP. LAWS, & 630102 (1940)	Negro or Mongolian, or any person having one-fourth or more of Negro or Mongolian blood.	Unlawful and prohibited.
South Carolina	S. CAR. CONST., Art. 3, && 33. CAR. CODE, && 8571, 1438 (1942)	Negroes, Indians, Mulattoes, or half-breeds.	Misdemeanor.
South Dakota	SO. DAK. CODE, & 14.0106 (1939).	Members of the African, Korean, Malayan, or Mongolian	Void. Felony.

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Tennessee	TENN. CONST., Art. 11 & 14; TENN. CODE,	Negroes, Mulattoes, or persons of mixed blood descended from a Negro, to the third generation inclusive.	Prohibited and unlawful. Felony.
Texas	CIVIL STAT., & 4607 (1925)	Africans or the descendants of Africans.	Null and void. Felony.
Utah	Code, & 40-1-2 (5,6) (1943)	Negroes, Mongolians, Malayans, Mulattoes, quadroons, or octoroons.	Void and prohibited.
Virginia	Code, && 5087, 5099a(5) (1942)	Colored persons. White can only marry a person with no other admixture of blood than white or one-sixteenth or less American Indian blood.	Void without any decree or legal process. Felony.
West Virginia	Code, & 4701 (1943)	Negroes.	Void. Misdemeanor.
Wyoming	REV. STAT., c. 68-118 (1931).	Negroes, Malayans, Mongolians, Mulattoes.	Illegal and void. Misdemeanor.

**\*482 States Formerly Prohibiting Miscegenation**

Iowa	Omitted in 1851.
Kansas	Omitted 1857. See Laws, c. 49 (1857).
Maine	Repealed 1883. See Laws, p.16 (1883).
Massachusetts	Repealed 1840. See Acts, c. 5 (1843).
Michigan	Prior interracial marriages legalized 1883. See Comp. Laws, & 12,695 (1929).
New Mexico	Repealed 1886. See Laws, p. 90 (1886).
Ohio	Repealed 1887. See Laws, p. 34 (1887).
Rhode Island	Repealed 1881. See Acts, Jan. Sess., p. 108 (1881)
Washington	Repealed 1867. See Laws, pp. 47-48 (1867).