

Gay marriage decision could hit Nevada quickly

By Sean Whaley, Las Vegas Review-Journal

CARSON CITY – A ruling from the 9th U.S. Circuit Court of Appeals finding Nevada's ban on same-sex marriage unconstitutional could almost immediately open the floodgates to gay unions across the state, a legal analyst involved in the challenge said Tuesday.

Lambda Legal Legal Director Jon Davidson said that is what happened in cases in Pennsylvania and Oregon when a federal appeals court found those same-sex marriage bans unconstitutional.

When state officials in those two states decided, as they have in Nevada, not to challenge the effort to overturn the bans, the rulings were allowed to go immediately into effect, he said. Efforts to stay the rulings were denied all they way to the U.S. Supreme Court, Davidson said.

"So we might see a similar scenario in Nevada," he said.

But while the marriages might happen quickly in Nevada, Clark County Clerk Diana Alba said she has been told by the county district attorney's civil division that officials should have a 21-day period to prepare for same-sex unions.

The 9th Circuit is scheduled to hear arguments in the challenge to Nevada's same-sex marriage ban on Monday in San Francisco. A ruling is not expected for several weeks.

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