

**Amendment No. 540**

Senate Amendment to Senate Joint Resolution No. 13 (BDR C-88)

**Proposed by:** Senator Spearman

**Amendment Box:** Conflicts with Amendment No. 331.

**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION		Initial and Date		SENATE ACTION		Initial and Date			
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) green bold italic underlining is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) green bold underlining is newly added transitory language.

RBL/BJE



Date: 4/19/2013

S.J.R. No. 13—Proposes to amend the Nevada Constitution to repeal the limitation on the recognition of marriage. (BDR C-88)



SENATE JOINT RESOLUTION NO. 13—SENATORS SEGERBLOM, SPEARMAN, PARKS, ATKINSON, FORD; DENIS, KIHUEN, MANENDO AND WOODHOUSE

MARCH 18, 2013

JOINT SPONSORS: ASSEMBLYMEN ELLIOT ANDERSON, OHRENSCHALL, MARTIN, HEALEY; AIZLEY, HOGAN AND SWANK

Referred to Committee on Legislative Operations and Elections

SUMMARY—Proposes to amend the Nevada Constitution to ~~repeal the limitation on~~ **require** the recognition of ~~marriage~~ **all marriages, regardless of gender.** (BDR C-88)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

SENATE JOINT RESOLUTION—Proposing to amend the Nevada Constitution ~~by repealing the limitation on~~ **to require** the recognition of ~~marriage~~ **all marriages, regardless of gender.**

**Legislative Counsel’s Digest:**

1 Section 21 of Article 1 of the Nevada Constitution provides that only a marriage between  
2 a male and female person may be recognized and given effect in this State. This resolution  
3 ~~repeals~~ **amends** that provision ~~to~~ **to require the State of Nevada and its political**  
4 **subdivisions to recognize all marriages, regardless of gender. This resolution gives**  
5 **religious organizations and clergy the right to refuse to solemnize a marriage and**  
6 **provides that no person has the right to make a claim against a religious organization or**  
7 **clergy for refusing to solemnize a marriage. This resolution further provides that all**  
8 **legally valid marriages shall be treated equally under the law.**

1 RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY,  
2 That Section 21 of Article 1 of the Nevada Constitution ~~is hereby repealed~~ **be**  
3 **amended to read as follows:**

4 ~~See~~ **Sec. 21.** ~~Limitation on recognition~~ **Recognition** of marriage.  
5 ~~Only a marriage between a male and female person shall be recognized~~  
6 ~~and given effect in this state.~~

7 **1. The State of Nevada and its political subdivisions shall recognize**  
8 **marriages and issue marriage licenses to couples, regardless of gender.**

9 **2. Religious organizations and clergy have the right to refuse to**  
10 **solemnize a marriage and no person has the right to make any claim**  
11 **against a religious organization or clergy for such a refusal.**

12 **3. All legally valid marriages shall be treated equally under the law.**

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**TEXT OF REPEALED SECTION**

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~~Sec. 21. Limitation on recognition of marriage.  
Only a marriage between a male and female person shall be recognized and given effect in this state.~~