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LETTER 60-106-L

June 21, 1960

Mr. C. Stanley Clegg, Secretary
Arizona State Board
Funeral Directors and Embalmers
333 West Adams
Phoenix, Arizona

Originator	H.B. DANIELS
I Concur	JOE PURCELL
I Concur	

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~~ARIZONA ATTORNEY GENERAL~~
WADE CHURCH
LES HARDY

Dear Sir:

This is in reply to your letter of June 10, 1960 relating to the application of A.R.S. § 32-1333. We believe this is your question:

Can the State Board of Funeral Directors and Embalmers deny an applicant, for licensure by reciprocity from Oklahoma to this state, who is a graduate of a non-accredited, non-Grade A school recognized by the National Conference, even though the Arizona Board has agreed to reciprocate with the Oklahoma State Board?

We think the answer to this question is yes. The Board has the discretion of determining whether an applicant by reciprocity is qualified to practice embalming in this state, and in order to make that determination it may go behind the Certificate of the applicant, and if it should find that the applicant has not met the standards set by our law, it may deny the applicant admission to practice. Call v. Billings (1943), 140 P.2d 640.

We trust that this information is helpful, and if we can be of any further assistance, let us know.

Very truly yours,

WADE CHURCH
The Attorney General

H. B. DANIELS
Assistant Attorney General

HBD:mp