

March 22, 1961

Mr. M. O. Lindner, Sr.
Representative, Yavapai County
House of Representatives
State Capitol
Phoenix, Arizona

Originator	JOHN J. CASEY
I Concur	MORRIS ROZAR
	ANDY BAUMERT
I Concur	CLARK KENNEDY

Dear Representative Lindner:

You have requested our opinion on the following question:

"Is a blood test obtained in one county in Arizona from a certified laboratory legally sufficient for the obtaining of a marriage license in another county of the State?"

Arizona Revised Statutes, §25-103.01 provides in part as follows:

§25-103.01. Necessity for examination;
presentation of certificate;
contents of certificate;
consent to examination;
submission of specimen.

A. Before any person, who is or may hereafter be authorized by law to issue marriage licenses, shall issue any such license, each applicant therefor shall file with him a certificate from a duly licensed physician which certificate shall state that the applicant has been given such examination, including a standard serological test, as may be necessary for the discovery of syphilis,
* * *

Arizona Revised Statutes, §25-103.05 states in part:

"§25-103.05. Nature of test required;
approved laboratory defined;
checking of results.

For the purposes of this article a standard serological test shall be a test for syphilis approved by the Arizona state department of health and an approved laboratory shall be the laboratory of the

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Arizona State Department of Health or a
laboratory approved by the Arizona State
Department of Health or any other laboratory
the director of which is licensed by said
State Department of Health according to law.
* * *"

It is therefore our opinion that if the test is one approved
by the Arizona State Department of Health and the laboratory
is one approved by, or whose director is licensed by the
Arizona State Department of Health, then such test is valid
in each and every county of the State of Arizona for the pur-
pose of obtaining a marriage license.

If we can be of further assistance to you, do not hesitate
to call upon us.

Very truly yours,

ROBERT W. PICKRELL
The Attorney General

JOHN J. CASEY
Assistant Attorney General

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