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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1777 Session of  
1981

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INTRODUCED BY SAURMAN, CESSAR, COWELL, LASHINGER, REBER, RASCO,  
KLINGAMAN, CLYMER, MORRIS, HORGOS, PETRONE, MICHLOVIC,  
COCHRAN, FRYER AND ARTY, JULY 21, 1981

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REFERRED TO COMMITTEE ON HEALTH AND WELFARE, JULY 21, 1981

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AN ACT

1 Amending the act of August 22, 1953 (P.L.1344, No.383), entitled  
2 "An act relating to marriage; and amending, revising,  
3 consolidating and changing the law relating thereto," adding  
4 a provision requiring a rubella test.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 5, act of August 22, 1953 (P.L.1344,  
8 No.383), known as "The Marriage Law," is amended by adding a  
9 clause to read:

10 Section 5. Restrictions on the Issue of Marriage License.--  
11 No license to marry shall be issued by any clerk of the orphans'  
12 court:

13 \* \* \*

14 (a.1) Until there shall be in the possession of the clerk of  
15 the orphans' court a statement or statements, signed by a duly  
16 licensed physician of the Commonwealth of Pennsylvania or of any  
17 other state or territory or any commissioned medical officer in  
18 the United States Armed Forces, or any physician of the Public

1 Health Service of the Federal Government, that such physician or  
2 officer has administered to the female applicant a test for  
3 rubella (German measles) and such statement or statements shall  
4 also certify that the female applicant has laboratory evidence  
5 of immunological response to rubella. No statement shall be  
6 required where the female applicant is:

7 (1) over fifty years of age;

8 (2) has had a surgical sterilization; or

9 (3) presents laboratory evidence of a prior test declaring

10 her immunity to rubella.

11 \* \* \*

12 Section 2. This act shall take effect immediately.