Columbia Sexuality and Gender Law Clinic
State Attorneys General Opinion Chart
June 2009

State	Year	Opinion No./Database File Name	Category	Summary
Alabama	1983	Ala. Att'y Gen. No. 1983-206 (Mar. 1, 1983)	Relationship Recognition	Referencing the "common understanding" of the term "marriage" and reasoning that, within a statutory framework that neither prohibits same sex marriage nor defines the term "marriage," unions between same sex couples are illegal.
Alabama	1987	Ala. Att'y Gen. No. No. 88-08 (Oct. 8, 1987)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that state law does not require the Department of Corrections to test all current inmates for HIV/AIDS, though inmates who are in supervised intensive restitution program should be tested for HIV 30 days before being released back into society.
Alabama	1988	Ala. Att'y Gen. No. No. 88-106 (Jan. 5, 1988)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Concluding that compulsory testing for AIDS is legal in the prison setting because the state's interest in preventing the spread of disease in the penal environment outweighs the resulting burden on the privacy rights of municipal inmates. The results of the tests must, however, be kept confidential.
Alabama	1988	Ala. Att'y Gen. No. No. 88-171 (Feb. 11, 1988)	Antidiscrimination Legislation; The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Recommending a case-by-case analysis be used when the Department of Corrections considers remedial action against employees who have tested positive for AIDS. Suggests that firing an employee due to a fear that he will spread AIDS, or that his AIDS status will cause fear in his co-employees, would constitute impermissible discrimination.
Alabama	1991	Ala. Att'y Gen. No. No. 92-42 (Oct. 28, 1991)	Health and HIV/AIDS	Advising the Board of Health that they can require health care workers infected with Hepatitis B or HIV--or people working with knowledge of the worker's condition--to submit confidential medical records to the Department of Public Health and to cooperate with relevant medical investigations.
Alabama	2000	Ala. Att'y Gen. No. No. 00-129 (Apr. 20,	Relationship Recognition; Anti-	Concluding that neither the "Full Faith and Credit Clause," nor any other portion of the Constitution, compels a state to recognize

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		2000)	Discrimination Legislation	the validity of same- sex couples' civil unions granted by other states.
Alaska	1995	Alaska Att'y Gen. No. No. 1995-69 (Mar. 31, 1995)	Relationship Recognition; Anti-Discrimination Legislation	Citing the use of the terms "husband" and "wife" in certain parts of the marriage code to conclude that the use of sex-neutral language ("persons") in the law does not mean that the marriage code authorizes marriage for same-sex couples.
Arizona	1987	Ariz. Att'y Gen. No. No. I87-159 (Dec. 14, 1987)	Anti-Discrimination Legislation; Health and HIV/AIDS	Concluding that AIDS constitutes a "handicap" under the employment discrimination provisions of the Arizona Civil Rights Code.
Arizona	1989	Ariz. Att'y Gen. No. No. I89-028 (Apr. 13, 1989)	Anti-Discrimination Legislation	Concluding that a guideline allowing the Department of Public Safety to reject an employment application based on the applicant's "pattern of homosexual behavior" is invalid.
Arkansas	1993	Ark. Att'y Gen. No. No. 1993-319 (Dec. 3, 1993)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that parole officers may be able to request that parolees take AIDS tests, entitled to receive the parolees' test results, and permitted to disclose the results to third parties, though the privacy rights of parolees demands a case-by-case analysis of these questions.
Arkansas	1993	Ark. Att'y Gen. No. No. 93-431 (Dec. 20, 1993)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that Arkansas' law requiring certain sex offenders to get tested for HIV is in compliance with the Federal Crime Control Act, which requires states to carry out HIV-testing in order to receive particular federal funding.
Arkansas	1994	Ark. Att'y Gen. No. No. 93-414 (Jan. 20, 1994)	GLBTQ Youth; Health and HIV/AIDS	Opining that an AIDS curriculum entitled "Preventing AIDS" does not "legitimize homosexuality" and that the material in the course includes enough emphasis on premarital abstinence so that the course does not conflict with state or federal law.
Arkansas	1995	Ark. Att'y Gen. No. No. 95-062 (Apr. 26, 1995)	Relationship Recognition; Anti-Discrimination Legislation	Opining that a county court clerk may not issue a marriage license to two people of the same sex.

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Arkansas	2003	Ark. Att'y Gen. No. No. 2003-321 (Nov. 20, 2003)	Relationship Recognition; Protecting Family Rights and Benefits; Health and HIV/AIDS; Anti-Discrimination Legislation	Citing statutes that could help legislators figure out whether, under Arkansas state law, it is unconstitutional for universities to provide domestic partnership benefits to university employees.
California	1980	Cal. Att'y Gen. No. No. 80-511 (July 3, 1980)	Anti-Discrimination Legislation	Concluding that "Executive Order B-54-79," which prohibits employment discrimination based on sexual orientation, does not improperly infringe upon state legislative authority.
California	1983	Cal. Att'y Gen. No. No. 83-707 (Dec. 27, 1983)	Anti-Discrimination Legislation	Concluding that it is not lawful for a local public agency to discriminate in its employment practices on the basis of sexual orientation.
California	1986	Cal. Att'y Gen. No. No. 85-404 (Apr. 30, 1986)	Anti-Discrimination Legislation	Opining that the California labor code (sections 1101 and 1102) prohibits private employers from discriminating on the basis of sexual orientation or "affiliation."
California	1995	Cal. Att'y Gen. No. 94-1104 (June 7, 1995)	Health and HIV/AIDS	Opining that a needle exchange program aimed at preventing the spread of HIV/AIDS would constitute the distribution of "drug paraphernalia" and therefore violate state law.
California	2001	Cal. Att'y Gen. No. No. 00-910 (Apr. 9, 2001)	Relationship Recognition; Protecting Family Rights and Benefits; Anti-Discrimination Legislation	Opining that the common residence address listed on a declaration of domestic partnership is subject to public disclosure by the Secretary of State, unless the public interest served by not making the information public (privacy rights, preventing social stigma, and harassment) clearly outweighs the public interest served by disclosure.
California	2005	Cal. Att'y Gen. No. No. 04-1104 (Aug. 18. 2005)	Anti-Discrimination Legislation; The Criminal Justice System and Hate	Advising that, for a hate crime to be a criminal offense, an assault must not only be based on the victim's protected class--which includes sexual orientation--but also be linked to "animosity" or ill will toward the victim on the basis of that protected characteristic.

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			Crimes	
Colorado	1979	Colo. Att'y Gen. No. No. 79-34451 (Dec. 19, 1979)	Relationship Recognition; Anti-Discrimination Legislation	Discussing the requirement that all marriages be solemnized and suggesting that, to be valid, a marriage must be between a man and a woman.
Connecticut	1987	Conn. Att'y Gen. No. No. 87-57 (Nov. 17, 1987)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Concluding that the Department of Corrections may authorize the use of AZT for inmates infected with HIV.
Connecticut	1988	Conn. Att'y Gen. No. No. 88-008 (Jan. 29, 1988)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that the Psychiatric Security Review Board may require employees--who supervise or treat people conditionally acquitted of crimes due to mental illness--to report when those acquitted test positive for HIV.
Connecticut	1992	Conn. Att'y Gen. No. No. 92-010 (Apr. 13, 1992)	Health and HIV/AIDS	Concluding that information about a health care worker's HIV/AIDS status is confidential, and therefore cannot be disclosed publicly.
Connecticut	2004	Conn. Att'y Gen. No. No. 2004-006 (May 17, 2004)	Relationship Recognition; Anti-Discrimination Legislation	Concluding that Connecticut's statutes do not presently allow or authorize state or local officials either to issue a marriage license to, or conduct a marriage ceremony between, couples of the same sex.
Connecticut	2005	Conn. Att'y Gen. No. No. 05-024 (Sept. 20, 2005)	Relationship Recognition; Anti-Discrimination Legislation	Concluding that Connecticut law and the Full Faith and Credit Clause of the United States Constitution require Connecticut to recognize out-of-state domestic partnerships and civil unions that do not contradict Connecticut's civil union statute.
Connecticut	2006	Conn. Att'y Gen. No. No. 2006-019 (Aug. 2, 2006)	Relationship Recognition; Anti-Discrimination Legislation	Opining that it is unlikely that a Connecticut court will recognize a domestic partnership obtained in Washington as equivalent to a civil union because the relevant Washington ordinance confers none of the rights, benefits or obligations conferred by a Connecticut civil union.

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Connecticut	2007	Conn. Att'y Gen. No. No. 2007-028 (Nov. 14, 2007)	Relationship Recognition; Protecting Family Rights and Benefits; Health and HIV/AIDS; Anti-Discrimination Legislation	Affirming civil union partners' and civil union families' entitlement to social service provisions, such as Medicaid and Temporary Assistance to Needy Families (TANF).
Delaware	1987	Del. Att'y Gen. No. No. 87-I033 (Dec. 7, 1987)	Anti-discrimination Legislation; Health and HIV/AIDS	Opining that people suffering from AIDS qualify as "handicapped," though such a classification does not determine whether a respondent may lawfully deny housing or accommodation to a person living with HIV/AIDS.
Delaware	1989	Del. Att'y Gen. No. No. 89-I005 (Feb. 27, 1989)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS; Anti-Discrimination Legislation	Advising that the Department of Corrections may test individuals committed to its care for the presence of HIV, even without inmates' consent, though the Department is not required to do so.
Delaware	1990	Del. Att'y Gen. No. No. 90-I011 (June 8, 1990)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Concluding that data about whether or not an individual has contracted HIV may not be included in the Delaware Criminal Justice Information System.
Delaware	1990	Del. Att'y Gen. No. No. 90-I012 (June 28, 1990)	Anti-Discrimination Legislation; Health and HIV/AIDS	Opining that: (1) symptomless HIV infected individuals, as well as those infected with AIDS or ARC (AIDS Related Complex), qualify as "handicapped" and (2) a case-by-case analysis is required to determine whether a private doctor or dentist's office should be considered a "public accommodation," and therefore subject to state statutes dealing with discrimination and equal accommodations.
Delaware	1990	Del. Att'y Gen. No. No. 90-I023 (Dec.	The Criminal Justice System and Hate Crimes; Health and	Opining that Delaware's AIDS confidentiality statute does not cover self-reporting, so a pre-sentence investigator who has been informed by a defendant of the defendant's HIV-status may

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		20, 1990)	HIV/AIDS; Anti-Discrimination Legislation	include that information in a pre-sentence report prepared for Criminal Court.
Delaware	2001	Del. Att'y Gen. No. No. 01-1B08 (May 7, 2001)	Relationship Recognition; Protecting Family Rights and Benefits; Anti-Discrimination Legislation; Health and HIV/AIDS	Opining that a non-discrimination bill, adding sexual orientation to the list of protected categories, would not impact Delaware's prohibition on recognizing same-sex couples' out-of-state marriages or unions nor would it require employers to offer domestic partnership benefits to same-sex couples.
Delaware	2003	Del. Att'y Gen. No. No. 03-IB27 (Dec. 15, 2003)	Relationship Recognition; Protecting Family Rights and Benefits; Health and HIV/AIDS; Anti-Discrimination Legislation	Advising that the State may deny spousal health insurance benefits to state employees who seek them for their non-marital or same-sex partners.
Florida	1976	Fla. Att'y Gen. No. No. 76-31 (Feb. 6, 1976)	Relationship Recognition; Anti-Discrimination Legislation	Opining that two individuals of the same sex may not validly apply for a marriage license because the law of marriage does not contemplate "marriage" between people of the same sex.
Florida	1976	Fla. Att'y Gen. No. No. 076-213 (Nov. 10, 1976)	Transgender Issues; Health and HIV/AIDS; Anti-Discrimination Legislation	Concluding that legislation is needed to authorize the State Registrar to amend birth certificates for people who have undergone sex-reassignment surgery.
Florida	2000	Fla. Att'y Gen. No. No. 2000-54 (Sept. 20, 2000)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that a court judgment and sentence form ordering an individual to be tested for HIV is a public record subject to disclosure, even though it may reveal the identity of an individual who will be undergoing an HIV test. Information regarding HIV

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				test compliance and HIV test results are, however, confidential.
Georgia	1986	Ga. Att'y Gen. No. No. 86-19 (Apr. 24, 1986)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that a confidential screening for HIV/AIDS may be required as a health measure by the Department of Human Resources or as a condition of probation by a trial judge in a sentencing court.
Georgia	1994	Ga. Att'y Gen. No. No. 94-14 (Mar. 21, 1994)	Relationship Recognition; Protecting Family Rights and Benefits; Health and HIV/AIDS; Anti-Discrimination Legislation	Advising that the Commissioner of Insurance should not approve a proposed policy amendment, submitted by Massachusetts Mutual, which affords group accident and health coverage to "domestic partners."
Georgia	1996	Ga. Att'y Gen. No. No. 96-7 (Mar. 26, 1996)	GLBTQ Youth; Anti-Discrimination Legislation	Opining that, because of the First Amendment, a student-run newspaper at a state educational institution may not refuse to publish advertisements that are derogatory to gays and lesbians, based upon their content, absent a compelling state interest.
Hawaii	1995	Haw. Att'y Gen. No. No. 95-1 (Jan. 9, 1995)	Anti-Discrimination Legislation	The Commission on Sexual Orientation and the Law is an agency that must file a public records report with the Office of Information Practices.
Hawaii	1997	Haw. Att'y Gen. No. No. 97-10 (Dec. 2, 1997)	Protecting Family Rights and Benefits; Relationship Recognition; Health and HIV/AIDS	Answering specific questions related to health insurance coverage and benefits for unmarried couples.
Idaho	1986	Idaho Att'y Gen. No. (Feb. 2, 1986)	Anti-Discrimination Legislation; GLBTQ Youth	Concluding that it is unclear whether a court would strike down, on the basis of the First Amendment, a House Bill that prohibits a school employee from teaching that "the manifestation of sexual desire toward a member of one's own sex is an acceptable form of behavior."

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Idaho	1987	Idaho Att'y Gen. No. No. 87-7 (Aug. 10, 1987)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that each incoming inmate confined to a detention facility in Idaho must be given a blood test in order to detect the existence of AIDS. Prisoners living with AIDS may be isolated or quarantined while they serve their sentences if state health officials first determine that such isolation is necessary to protect the public health.
Idaho	1989	Idaho Att'y Gen. No. No. 89-6 (June 12, 1989)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that the Department of Corrections has a duty to take reasonable measures to ensure that its employees and staff members are protected from inmates who are HIV positive, though the department must also protect the confidentiality of HIV-positive inmates.
Idaho	1993	Idaho Att'y Gen. No. No. 93-11 (Nov. 3, 1993)	Anti-Discrimination Legislation; GLBTQ Youth	Concluding that statutory authorization of discrimination against GLBT people violates equal protection guarantees of the US Constitution; statutorily limiting the discussion of "homosexuality" in public elementary and secondary schools constitutes a First Amendment violation where the limitations suppress a viewpoint "not based on legitimate pedagogical concerns but because the state disagrees with it"; limiting expenditure of funds and access to library materials discussing homosexuality is unconstitutional.
Idaho	2006	Idaho Att'y Gen. No. No. 06-1 (Feb. 8, 2006)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Opining about the constitutionality of a Constitutional Amendment concerning marriage and its potential effects on the rights and benefits currently provided to same-sex partners.
Illinois	1999	Ill. Att'y Gen. No. No. 99-017 (July 9, 1999)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that positive HIV-test results of people legally considered to be sex offenders must be reported to the Department of Public Health.

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Illinois	2000	Ill. Att'y Gen. No. No. 00-017 (Dec. 29, 2000)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Opining that Illinois is not required to recognize or to extend marital benefits to people who enter into "civil unions" in Vermont.
Indiana	2004	Ind. Att'y Gen. No. No. 2004-3 (Mar. 26, 2004)	Relationship Recognition; Anti-Discrimination Legislation	Concluding that a couple obtaining an Indiana marriage license but intending to live outside of Indiana should check the legal requirements of the jurisdiction in which they will be married to determine what is necessary for a legally-binding marriage, but noting that marriage between same-sex couples is void in Indiana even if the marriage was lawful in the place where it was solemnized.
Iowa	1983	Iowa Att'y Gen. No. No. 83-10-7 (Oct. 17, 1983)	Anti-Discrimination Legislation; Relationship Recognition	Opining that a city may enact a local civil rights ordinance prohibiting discrimination based on marital status or sexual orientation.
Kansas	1977	Kan. Att'y Gen. No. No. 77-247 (Aug. 4, 1977)	Anti-Discrimination Legislation; Protecting Family Rights and Benefits; Relationship Recognition	Opining that it is within the police power of a city to prohibit discrimination on the basis of marital status or sexual/affectional preference if it determines that discrimination on those bases constitutes an artificial barrier to equal opportunity in employment, housing, and public accommodation.
Kansas	1977	Kan. Atty. Gen. Op. No. 77-248 (Aug. 4, 1977)	Relationship Recognition; Anti-Discrimination Legislation	Concluding that a marriage license may not be issued to two people of the same sex.
Kansas	1995	Kan. Att'y Gen. No. No. 95-5 (Jan. 6, 1995)	Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that it is a violation of Kansas law for a Kansas laboratory to release the name of an individual who requested an HIV/AIDS test if the information is going to be used to identify the individual tested. Kansas laboratories need not respond to requests by other states for the names of individuals tested for HIV/AIDS, even if

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				the individual tested is a citizen of that state.
Kansas	1997	Kan. Att'y Gen. No. No. 97-29 (Mar. 27, 1997)	Anti-Discrimination Legislation; Protecting Family Rights and Benefits; Relationship Recognition; The Criminal Justice System	Advising that, because the Kansas Supreme Court Nominating Commission is subject to the Kansas Acts Against Discrimination, the Kansas Age Discrimination in Employment Act, and the Americans With Disabilities Act, a question regarding a candidate's marital status and family situation is inappropriate in the absence of a legally justifiable basis for the inquiry.
Kansas	1998	Kan. Att'y Gen. No. No. 98-35 (July 10, 1998)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that a physician treating an inmate who has tested positive for HIV may divulge the inmate's HIV status to corrections employees who have been or will be placed in contact with the inmate's body fluid. The physician cannot, however, disclose the inmate's identity because that information is not relevant for the purpose of the employee's obtaining appropriate medical treatment.
Kansas	2007	Kan. Att'y Gen. No. No. 2007-9 (Apr. 6, 2007)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Opining that the City of Lawrence's proposed ordinance establishing a domestic partnership registry is not constitutionally or statutorily proscribed.
Kansas	2007	Kan. Att'y Gen. No. No. 2007-29 (Sept. 10, 2007)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Opining that "approval by the Commissioner of Insurance . . . of an insurance policy form providing accident and sickness benefits to unmarried domestic partners does not constitute state recognition of a relationship" that has been proscribed by the Kansas Constitution and is therefore acceptable.
Kentucky	1980	Ky. Att'y Gen. No. No. 82-242 (Apr. 21, 1980)	The Criminal Justice System and Hate Crimes; GLBTQ	Advising that, although "prisoners are entitled to reasonable protection against attack," housing juvenile prisoners with adult prisoners does not amount to a violation of cruel and unusual punishment simply because it exposes juveniles to "homosexual

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			Youth	abuses, when incarcerated with older, hardened criminals."
Kentucky	1985	Ky. Att'y Gen. No. No. 85-18 (Jan. 16, 1985)	The Criminal Justice System and Hate Crimes; GLBTQ Youth	Concluding that, "the use of juvenile informants as undercover agents in an effort to curb a high incidence of violence and other illegal activity related to adult homosexual acts with juveniles" places children in harm's way and constitutes child abuse.
Kentucky	1990	Ky. Att'y Gen. No. No. 90-95 (Oct. 2, 1990)	Anti-Discrimination Legislation; The Criminal Justice System and Hate Crimes	Opining that a local hate crimes ordinance, which defines a bias-related crime as one involving the intent to intimidate or terrorize a person because of his or her sexual orientation, violates the preemption doctrine because the issues addressed are really of statewide concern.
Kentucky	1991	Ky. Att'y Gen. No. No. 91-61 (Apr. 29, 1991)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that non-elective peace officers are required to receive annual training concerning HIV and AIDS.
Kentucky	1992	Ky. Att'y Gen. No. No. 92-68 (Apr. 24, 1992)	Anti-Discrimination Legislation; Health and HIV/AIDS	Reasoning that Louisville's ordinance intended to prohibit discrimination on the basis of race, religion, sexual orientation, ethnicity, gender, and/or disability or health condition is a valid exercise of municipal power.
Kentucky	1996	Ky. Att'y Gen. No. No. 96-ORD-243 (Nov. 18, 1996)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that a prisoner does not have the right to know whether other prisoners have undergone HIV tests because inmates' privacy interests in nondisclosure outweigh other prisoners' concerns for personal safety.
Kentucky	2005	Ky. Att'y Gen. No. No. 05-010 (Dec. 22, 2005)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Advising that forensic examinations for sexual assault victims shall cover basic treatment and evidence gathering services paid for by the Crime Victims' Compensation Board, including an initial examination by an emergency room physician and screening for sexually transmitted diseases including HIV.
Kentucky	2007	Ky. Att'y Gen. No. No. 07-004 (June 1,	Protecting Family Rights and Benefits; Relationship	Opining that, although providing health benefits to domestic partners does not comport with Kentucky's Marriage Amendment, state universities can still provide these benefits so long as the

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		2007)	Recognition; Health and HIV/AIDS; Anti-Discrimination Legislation	definition of a "domestic partnership" is changed slightly to be more inclusive.
Louisiana	1988	La. Att'y Gen. No. No. 88-60 (Nov. 17, 1988)	Relationship Recognition; Health and HIV/AIDS; Anti-Discrimination Legislation	Concluding that a request for an AIDS detection test prior to issuing a marriage license is not permissible since medical certificates are no longer necessary.
Louisiana	1990	La. Att'y Gen. No. No. 90-182 (May 9, 1990)	Health and HIV/AIDS	Opining that discrete reporting to emergency personnel who treat or transport a patient with an infectious disease is a rational way for the state to try to protect the life and health of emergency medical personnel.
Louisiana	1994	La. Att'y Gen. No. No. 93-152 (Jan. 7, 1994)	Health and HIV/AIDS	Discussing the rights and regulations concerning 911 calls, particularly as they relate to the privacy rights of HIV-positive people.
Louisiana	1994	La. Att'y Gen. No. No. 93-615 (Feb. 17, 1994)	Health and HIV/AIDS; GLBTQ Youth; Anti-Discrimination Legislation	Assessing the school districts' policies on communicable diseases, such as HIV/AIDS and Hepatitis B, and concluding that the school board cannot notify parents that there is a student in school with a communicable disease without running afoul of the student's constitutional right to privacy.
Louisiana	2004	La. Att'y Gen. No. No. 04-0272 (Nov. 3, 2004)	Health and HIV/AIDS	Opining that a court order is necessary to release a patient's HIV records, when the patient refuses to have such records released, unless the person or agency requesting the results is enumerated in La. R.S. 40:1300.14.
Louisiana	2007	La. Att'y Gen. No. No. 06-0325 (Apr. 18, 2007)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination	Opining that Louisiana does not violate the Full Faith and Credit Clause of the U.S. Constitution when it refuses to recognize a dual-parent adoption by a same-sex couple even though the adoption took place in Massachusetts.

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			Legislation	
Maine	1984	Me. Att'y Gen. No. No. 84-28 (Oct. 30, 1984)	Anti-Discrimination Legislation; Relationship Recognition	Opining that approval of the Maine Equal Rights Amendment would not require the State to fund abortions for poor women or to recognize marriage for same-sex couples.
Maine	1991	Me. Att'y Gen. No. No. 91-9 (Aug. 5, 1991)	Anti-Discrimination Legislation	Opining that it would be unconstitutional to require the state legislature to obtain statewide voter approval before passing any statute intended to limit discrimination based on sexual orientation.
Maryland	1984	Md. Att'y Gen. No. No. 84-018 (May 30, 1984)	Anti-Discrimination Legislation; Health and HIV/AIDS; Protecting Family Rights and Benefits	Opining that state law does not preclude enactment of a local ordinance that would "prohibit discrimination based on 'sexual orientation' in employment, education, public accommodations, and health and welfare services."
Maryland	1991	Md. Att'y Gen. No. No. 91-027 (June 25, 1991)	Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that the State cannot restrict the activities of HIV-positive health care providers who do not regularly engage in invasive procedures.
Maryland	1992	Md. Att'y Gen. No. No. 92-018 (June 9, 1992)	Health and HIV/AIDS; Anti-Discrimination Legislation	Concluding that a funeral home's refusal of services to, or the imposition of higher charges on, HIV-infected individuals constitutes prohibited discrimination.
Maryland	1993	Md. Att'y Gen. No. No. 93-027 (July 26, 1993)	Health and HIV/AIDS	Advising that: (1) a health center may take a blood specimen for purposes of HIV-testing, even if a patient declines to provide the information needed to create a unique patient identifying number, and (2) a lab director may test a blood specimen for HIV even if the specimen is not accompanied by a unique patient identifying number.
Maryland	1996	Md. Att'y Gen. No. No. 96-012 (Mar. 8,	Health and HIV/AIDS; Anti-	Opining that an electrologist's refusal of service or any other type of discriminatory conduct based on race, creed, sex, age, color,

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		1996)	Discrimination Legislation	national origin, marital status, or disability—including HIV status—is unlawful. An electrologist does not unlawfully discriminate on the basis of sex, however, if she declines to provide intimate personal services to men. In addition, an electrologist may take account of neutral factors like prior contact with a client in deciding whether or when to provide particular services.
Michigan	1981	Mich. Att'y Gen. No. No. 81-5881 (Apr. 21, 1981)	GLBTQ Youth; Health and HIV/AIDS	Concluding that sex education cannot be taught in required classes.
Michigan	1981	Mich. Att'y Gen. No. No. 81-5961 (Aug. 18, 1981)	Protecting Family Rights and Benefits; Transgender Issues; Anti-Discrimination Legislation; Health and HIV/AIDS	Advising state registrars to require local registrars to substitute a new birth certificate for the original one in certain circumstances, such as adoption, establishment of paternity, and sex-reassignment surgery.
Michigan	1988	Mich. Att'y Gen. No. No. 88-6521 (June 3, 1988)	GLBTQ Youth; Health and HIV/AIDS	Concluding that, in imposing a duty on school districts to include AIDS within its lessons about communicable diseases, the legislature has not required school districts to provide sex education instruction.
Michigan	1989	Mich. Att'y Gen. No. No. 89-6638 (Oct. 20, 1989)	Health & HIV/AIDS; GLBTQ Youth	Discussing the confidentiality of information received by school employees relating to students' serious communicable diseases.
Michigan	1994	Mich. Att'y Gen. No. No. 94-6823 (Nov. 29, 1994)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS; GLBTQ Youth; Anti-Discrimination Legislation	Advising the Michigan Department of Corrections that it must obtain parental consent before providing medical care to a minor prisoner, assuming a parent or legal guardian is accessible, except if the juvenile prisoner professes to be infected with HIV or a sexually transmitted disease.

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Michigan	2004	Mich. Att'y Gen. No. No. 04-7160 (Sept. 14, 2004)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Concluding that marriages entered into by same-sex couples in states that recognize marriage equality are not valid in Michigan and that married same-sex couples are not legally authorized to jointly adopt children.
Michigan	2005	Mich. Att'y Gen. No. No. 05-7171 (Mar. 16, 2005)	Protecting Family Rights and Benefits; Relationship Recognition; Health and HIV/AIDS; Anti-Discrimination Legislation	Concluding that the City of Kalamazoo's Domestic Partner Benefits Policy, under which the City provides insurance and other benefits to the same-sex "domestic partners" of city employees, violates the state constitutional amendment because marriage and marriage-like institutions are only supposed to be for a man and a woman.
Mississippi	1991	Miss. Att'y Gen Op. No. 1991 WL 578011 (Sept. 11, 1991)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS; Anti-Discrimination Legislation	Reasoning that the Department of Health should not tell people from city or county jails whether or not inmates have a communicable disease, though "the department should tell the jail official what quarantine and disease control measures he needs to take."
Mississippi	1992	Miss. Att'y Gen. No. No. 1992 WL 614141 (Sept. 10, 1992)	Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that the State Board of Health/HIV/AIDS Prevention Program should produce medical records to the State Medical Examiner's Office concerning whether particular victims are HIV positive.
Mississippi	1992	Miss. Att'y Gen. No. No. 1992 WL 614175 (Sept. 17, 1992)	Health and HIV/AIDS; Anti-Discrimination Legislation	Advising state medical examiners to pursue legislation resolving ambiguities about whether, in the midst of investigating a person's death, they can secure State Board of Health reports relating to whether the deceased person was HIV-positive or had AIDS.
Mississippi	1993	Miss. Att'y Gen. No. No. 1993 WL 669051 (Jan. 4, 1993)	Health and HIV/AIDS	Clarifying the responsibilities of coroners handling the bodies of people who were HIV-positive.

State	Year	Opinion No./Database File Name	Category	Summary
Mississippi	1998	Miss. Att'y Gen. No. No. 98-0095 (Mar. 20, 1998)	The Criminal Justice System and Hate Crimes; Health and HIV/AIDS	Opining that a municipal prisoner or individual in the custody of the municipal police is responsible for his or her own medical bills, including HIV treatment, unless the individual is indigent and cannot pay his own medical bills (at which point the municipality has the responsibility for those medical costs).
Mississippi	2004	Miss. Att'y Gen. No. No. 2004-0234 (May 28, 2004)	Anti-Discrimination Legislation	Putting "representations or descriptions of actual or simulated . . . homosexuality [and] lesbianism" on public display violates a statute regulating the public display of "sexually oriented material."
Missouri	1993	Mo. Att'y Gen. No. No. 85-93 (Mar. 2, 1993)	Anti-Discrimination Legislation; Relationship Recognition	Approving the legal form and content (though not expressing any official view) of a petition for a constitutional amendment related to freedom from discrimination on the basis of age, sex, race, creed, color, religion, national origin, sexual orientation or preference, political affiliation, handicap, or familial status.
Missouri	1993	Mo. Att'y Gen. No. No. 127-93 (July 7, 1993)	Anti-Discrimination Legislation	Rejecting the form of a petition aiming to amend the Missouri Constitution in order to prohibit special privilege laws based on sexual orientation.
Missouri	1993	Mo. Att'y Gen. No. No. 159-93 (Aug. 20, 1993)	Anti-Discrimination Legislation	Approving the form (though not necessarily endorsing the substance) of a petition aiming to amend the Missouri Constitution in order to prohibit "special privilege" laws based on sexual orientation.
Missouri	1993	Mo. Att'y Gen. No. No. 162-93 (Sept. 3, 1993)	Anti-Discrimination Legislation	Approving the form (though not necessarily endorsing the substance) of a petition aiming to amend the Missouri Constitution in order to prohibit "special privilege" laws based on sexual orientation.
Missouri	1996	Mo. Att'y Gen. No. No. 203-96 (June 6, 1996)	Relationship Recognition; Anti-Discrimination Legislation	Approving the language (though not necessarily endorsing the content) of a ballot measure that declares marriage as only between a man and a woman.
Montana	1992	Mont. Op. Atty. Gen. No. 44-37 (Aug. 18,	Health & HIV/AIDS; Anti-	Concluding that a health care provider may release health care information about the subject of an HIV-related test, including the

State	Year	Opinion No./Database File Name	Category	Summary
		1992)	Discrimination Legislation	identity of the subject, without the subject's authorization, only when the health care provider "reasonable believes" that the disclosure will avoid or minimize an imminent danger to the health or safety of the contact or another individual.
Montana	1994	Mont. Op. Atty. Gen. No. 45-31(Dec. 30, 1994)	Health & HIV/AIDS; Anti-Discrimination Legislation	Addressing when a health care facility is statutorily required to report to an emergency medical service (EMS) provider that a patient is diagnosed with a transmittable infectious disease, including HIV.
Nebraska	1977	Neb. Att'y Gen. No. No. 77-113 (June 27, 1977)	Relationship Recognition; Anti-Discrimination Legislation	Opining that a county judge does not have authority to issue a marriage license to two people of the same sex.
Nebraska	1992	Neb. Op. Atty. Gen. No. 92078 (June 3, 1992)	Anti-Discrimination Legislation; the Criminal Justice System and Hate Crimes	Discussing the constitutionality of a hate crimes bill and how the term "sexual orientation" could potentially allow the bill to be challenged for vagueness since the term sexual orientation "could conceivably include all 'orientations' of a sexual nature (bigamy, pedophilia, etc.)."
Nebraska	1994	Neb. Op. Atty. Gen. No. 94068 (Aug. 23, 1994)	Anti-Discrimination Legislation; Health and HIV/AIDS; Transgender Issues	Advising the Nebraska Equal Opportunity Commission that Nebraska's definition of disability is based on the federal Americans with Disabilities Act (ADA) and does not include "homosexuality, bisexuality, transvestism, transsexualism, or gender-identity disorders."
Nebraska	1996	Neb. Op. Atty. Gen. No. 96025 (Mar. 25, 1996)	Relationship Recognition; Anti-Discrimination Legislation	Opining that marriages between same-sex couples are not recognized in Nebraska, though out-of-state marriages between same-sex couples might be recognized by the Nebraska Supreme Court. In order to avoid legal recognition of same-sex couples' out-of-states marriages, the AG recommends that the state legislature enact a defense of marriage amendment.
Nebraska	1996	Neb. Op. Atty. Gen. No. 96044 (May 29,	Anti-Discrimination Legislation	The Nebraska Equal Opportunity Commission is required to take charges from people alleging sexual harassment by others of the

State	Year	Opinion No./Database File Name	Category	Summary
		1996)		same sex.
Nebraska	1996	Neb. Op. Atty. Gen. No. 96090 (Dec. 30, 1996)	Relationship Recognition; Anti-Discrimination Legislation	Stating that new legislation expressly prohibiting or excluding recognition of same-sex marriages under Nebraska law is the only certain way to avoid the possibility that Nebraska could be forced to recognize marriage licenses for same-sex couples issued in Hawaii.
Nebraska	1997	Neb. Op. Atty. Gen. No. 97027 (Apr. 30, 1997)	Relationship Recognition; Protecting Family Rights and Benefits; Anti-Discrimination Legislation	Discussing the interpretation of Nebraska's DOMA on marriages involving underage children based on "custom."
Nebraska	2003	Neb. Op. Atty. Gen. No. 03004 (Mar. 10, 2003)	Relationship Recognition; Protecting Family Rights and Benefits; Anti-Discrimination Legislation	Opining that it is not constitutional for the legislature to grant rights to a domestic partner to donate the decedent's organs and to control the disposition of a decedent's remains; such legislation would create new rights which spring from recognition of a domestic partnership, thereby giving legal effect to a same sex relationship in violation of Nebraska's DOMA.
Nevada	1987	Nev. Op. Atty. Gen. No. 87-18 (Nov. 6, 1987)	Health and HIV/AIDS; The Criminal Justice System and Hate Crimes; Anti-Discrimination Legislation	Opining that an inmate's HIV status cannot be disclosed indiscriminately to correctional officers and employees of the Department of Parole and Probation.
Nevada	1993	Nev. Att'y Gen. No. No. 93-15 (June 24, 1993)	Health and HIV/AIDS; The Criminal Justice System and Hate Crimes; Anti-Discrimination	Opining that a municipal court judge cannot order mandatory HIV testing of a defendant.

State	Year	Opinion No./Database File Name	Category	Summary
			Legislation	
Nevada	2000	Nev. Op. Atty. Gen. No. 2000-33 (Nov. 30, 2000)	Health and HIV/AIDS; The Criminal Justice System and Hate Crimes	Advising the Nevada Department of Prisons (NDOP) that when a "police officer" employee with a documented exposure to a contagious disease is voluntarily or involuntarily terminated, NDOP must provide that employee with blood tests to screen for contagious diseases, including Hepatitis A, B, C, tuberculosis, and human immunodeficiency virus. NDOP must pay all associated costs.
Nevada	2002	Nev. Op. Atty. Gen. No. 2002-44 (Nov. 12, 2002)	The Criminal Justice System and Hate Crimes	Opining that voluntary sexual contact is prohibited between prisoners and employees in the facilities in which they are confined because of concerns of employees' abuses of power vis-à-vis prisoners.
Nevada	2005	Nev. Op. Atty. Gen. No. 2005-11 (Dec. 21, 2005)	Anti-Discrimination Legislation	Advising the Nevada Equal Rights Commission that they may accept and investigate charges of discrimination based upon sexual orientation in places of public accommodation, pursuant to the powers granted to it under NRS Chapter 233.
Nevada	2007	Nev. Att'y Gen. No. No. 2007-09 (Oct. 10, 2007)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Opining that the Public Employees' Benefits Program Board can expand its definition of eligible dependents "provided that the Board does not legally recognize or give effect to a same-sex marriage in amending said definition."
New Jersey	2007	N.J. Att'y Gen. No. No. 1-2007 (Jan. 10, 2007)	Relationship Recognition; Anti-Discrimination Legislation	Concluding that public officials may not decline to exercise their authority to solemnize civil unions, though religious figures may.
New Jersey	2007	N.J. Att'y Gen. No. No. 3-2007 (Feb. 16, 2007)	Relationship Recognition; Anti-Discrimination Legislation	Opining that the out-of-state relationships that most closely approximate New Jersey civil unions will be considered civil unions under New Jersey law, and that the relationships that most closely approximate New Jersey's domestic partnerships will be considered such in New Jersey, but that marriages of same-sex

State	Year	Opinion No./Database File Name	Category	Summary
				couples from other states and countries will be considered civil unions in New Jersey.
New Mexico	2004	N.M. Advisory Op. Atty. Gen. 2004 WL 2019901 (Feb. 20, 2004)	Relationship Recognition; Anti-Discrimination Legislation	Opining that marriage licenses issued to same-sex couples are invalid under current law.
New Mexico	2004	N.M. Att'y Gen. No. No. 04-03 (May 14, 2004)	Anti-Discrimination Legislation; Transgender Issues	Concluding that a state act that bars discrimination based on sexual orientation or gender identity is a "valid exercise of state power," and therefore "excepted from the Constitution's referendum authority."
New York	2004	N.Y. Att'y Gen. No. No. 2004-1 (Mar. 3, 2004)	Relationship Recognition; Anti-Discrimination Legislation	Deducing from the New York State Domestic Relations Law that the legislature did not intend to authorize marriage for same-sex couples.
North Carolina	1996	N.C. Att'y Gen. No. No. 262 (May 14, 1996)	Relationship Recognition; Anti-Discrimination Legislation	Opining that the state can refuse to recognize out-of-state marriages of same-sex couples.
North Carolina	2004	N.C. Att'y Gen. No. No. 565 (Mar. 29, 2004)	Relationship Recognition; Transgender Issues; Anti-Discrimination Legislation	Opining that issuing marriage licenses to two individuals of the same gender violates North Carolina law and, if carried out in bad faith, could lead to penalties.
North Dakota	1989	N. Dak. Att'y Gen. No. No. 89-8 (July 7, 1989)	Anti-Discrimination Legislation; Health and HIV/AIDS	Concluding that North Dakota's Human Rights Act prohibits discrimination against people who are HIV-positive because an HIV infection constitutes a "handicap."
North Dakota	1993	N. Dak. Att'y Gen. No. No. L-104 (Mar. 22, 1993)	Health and HIV/AIDS; Anti-Discrimination	Explaining that laws regulating disclosure of information regarding a person's HIV status vary based on the source of the information.

State	Year	Opinion No./Database File Name	Category	Summary
			Legislation	
North Dakota	1996	N. Dak. Att'y Gen. No. No. L-200 (Nov. 7, 1996)	Health and HIV/AIDS; Anti-Discrimination Legislation	Concluding that "a report by a physician treating a patient with a diagnosis of HIV infection, AIDS, or HIV related illness to the State Department of Health is confidential and may not be released except under certain circumstances to medical personnel."
North Dakota	2004	N. Dak. Att'y Gen. No. No. 2004-L-59 (Sept. 23, 2004)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Stating that it is too premature to issue an opinion as to the constitutionality of an initiated constitutional measure that would prohibit a company in North Dakota from extending benefits to same sex couples or to cohabitating heterosexual couples.
Ohio	1982	Ohio Att'y Gen. No. No. 82-078 (Sept. 30, 1982)	GLBTQ Youth; Anti-Discrimination Legislation	Concluding that the Department of Youth Services may consider "sexual preference" in employing or dismissing an employee if it finds that "sexual preference bears a rational relation to the ability to perform a job and [to] the efficiency of the Department's operations."
Ohio	1997	Ohio Att'y Gen. No. No. 97-010 (Jan. 22, 1997)	Health and HIV/AIDS; Protecting Family Rights and Benefits	Finding that AIDS should not be considered part of the public record for workers' compensation claims.
Ohio	1999	Ohio Att'y Gen. No. No. 99-006 (Feb. 1, 1999)	Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that a county EMS organization responding to a public records request for run sheets is prohibited from disclosing the identity of any individual on whom an HIV test was performed, the results of any HIV tests that identify the tested individual, and the identity of any individual diagnosed with AIDS.
Oklahoma	2004	Okla. Att'y Gen. No. No. 2004-10 (Mar. 19, 2004)	Relationship Recognition; Transgender Issues; Anti-Discrimination Legislation	Opining: (1) Under Oklahoma law, a marriage is a civil contract between one man and one woman; (2) Oklahoma law specifically provides that Oklahoma shall not recognize as valid and binding a marriage between people of the same gender performed by another state; (3) neither the Federal Defense of Marriage Act, nor Full Faith and Credit require Oklahoma to recognize as valid and

State	Year	Opinion No./Database File Name	Category	Summary
				binding a marriage between two persons of the same gender performed by another state
Oregon	1966	Or. Att'y Gen. No. No. 6148 (June 21, 1966)	The Criminal Justice System and Hate Crimes	In discussing whether a warden may institute a fixed policy regarding the award of "good time credits" to an individual inmate, the opinion refers to a warden's policy in not awarding good time to inmates who engaged in "homosexual offenses" while at the penitentiary.
Oregon	1988	Or. Att'y Gen. No. No. OP-6215 (June 1, 1988)	Health and HIV/AIDS; Anti-Discrimination Legislation; Protecting Family Rights and Benefits	Advising the Oregon Adult and Family Services Division that, to the extent that HIV records are necessary to support a claim for payment of services, the Division may require that medical providers disclose those records as a condition of payment under the Medicaid program.
Oregon	1989	Or. Att'y Gen. No. No. 6295 (Mar. 31, 1989)	Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that real estate agents do not have to disclose to potential renters whether a specific sale or rental was occupied by someone with HIV/AIDS, though such disclosure is not barred.
Oregon	1999	Or. Att'y Gen. No. No. 8268 (May 25, 1999)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Concluding that the state must provide the same health care coverage to domestic partners as married couples.
Oregon	2004	Or. Att'y Gen. No. No. 13687 (Mar. 12, 2004)	Relationship Recognition; Anti-Discrimination Legislation	Advising the Oregon governor that state agencies should not continue issuing same-sex marriage licenses until the state Supreme Court has ruled on the issue
Rhode Island	2007	R.I. Att'y Gen. No. (Feb. 20, 2007)	Relationship Recognition; Anti-Discrimination	Stating that Rhode Island should recognize same-sex marriages lawfully performed in Massachusetts as marriages in Rhode Island.

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			Legislation	
South Carolina	1976	S.C. Att'y Gen. No. No. 76-4345 (May 7, 1976)	Anti-Discrimination Legislation	Opining that GLBT people may be refused employment by the state; "discovery of homosexuality" would also be a valid basis for termination.
South Carolina	1976	S.C. Att'y Gen. No. No. 1976 WL 30521 (Aug. 12, 1976)	Relationship Recognition; Anti-Discrimination Legislation	Opining that marriage for same-sex couples is prohibited in South Carolina.
South Carolina	1980	S.C. Att'y Gen. No. No. 80-69 (June 12, 1980)	GLBTQ Youth; Anti-Discrimination Legislation	Opining that GLBT rights organizations may not be denied official recognition by public colleges and universities (so long as the organizations comply with rules, and their aims aren't illegal or disruptive).
South Carolina	1983	S.C. Att'y Gen. No. No. 1983 WL 182025 (Oct. 17, 1983)	Relationship Recognition, Transgender Issues; Anti-Discrimination Legislation; Health and HIV/AIDS	Concluding that marriage licenses should not be issued to members of the same sex, but if one of the parties has undergone sex reassignment surgery, and medical authorities certify that person is of a new sex, it is proper to issue a marriage license.
South Carolina	1996	S.C. Att'y Gen. No. No. 1996 WL 265499 (Apr. 11, 1996)	Relationship Recognition; Anti-Discrimination Legislation	Stating that South Carolina does not recognize marriages between members of the same sex and that legislation prohibiting recognition of out-of-state marriages of same-sex couples would be constitutional.
South Carolina	1997	S.C. Att'y Gen. No. No. 1997 WL 569098 (Aug. 21, 1997)	GLBTQ Youth; Health and HIV/AIDS; Anti-Discrimination Legislation	Concluding that South Carolina's Comprehensive Health Education Act, which prohibits the discussion of non-heterosexual lifestyles except in the context of teaching about sexually transmitted diseases, proscribes schools from distributing an article written from the perspective of a lesbian teenager about her sexuality.
South Dakota	1989	S.D. Att'y Gen. No. No. 89-19 (June 13,	GLBTQ Youth; Health and	Opining that if a teacher refuses to teach the AIDS curriculum for religious reasons, the school district should make a good faith

State	Year	Opinion No./Database File Name	Category	Summary
		1989)	HIV/AIDS; Anti-Discrimination Legislation	effort to offer a reasonable accommodation for the teacher's concerns in order to avoid the potential of liability under Title VII.
Tennessee	1988	Tenn. Att'y Gen. No. No. 88-43 (Feb. 29, 1988)	Relationship Recognition; Transgender Issues; Anti-Discrimination Legislation; Health and HIV/AIDS	Concluding that a person's sex is determined at birth, therefore a sex change operation does not alter a person's sex for the purposes of obtaining a valid marriage license; two people of the same sex may not obtain a marriage license.
Tennessee	1996	Tenn. Att'y Gen. No. No. 96-16 (Feb. 13, 1996)	Relationship Recognition; Anti-Discrimination Legislation	Opining that the state-wide same-sex marriage ban, which also prohibits recognition of out-of-state same-sex marriages, does not violate the Full Faith and Credit clause or the Equal Protection clause of the U.S. Constitution.
Tennessee	2001	Tenn. Att'y Gen. No. No. 01-146 (Sept. 14, 2001)	Health and HIV/AIDS; Anti-Discrimination Legislation	Discussing the legal restrictions prohibiting the District Attorney's office and the Health Department from discussing confidential records of a person with HIV, except under limited circumstances.
Tennessee	2004	Tenn. Att'y Gen. No. No. 04-066 (Apr. 19, 2004)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Opining that current state law precludes legal recognition of same-sex domestic partnerships or civil unions granted by another state, though employers are not prevented from voluntarily extending employee benefits to partners of employees in same-sex relationships.
Tennessee	2006	Tenn. Att'y Gen. No. No. 06-145 (Sept. 26, 2006)	Relationship Recognition; Anti-Discrimination Legislation	Opining that, to the extent that a civil union or domestic partnership is intended to be a contract providing the rights and privileges of marriage, it is invalid.
Tennessee	2007	Tenn. Att'y Gen. No. No. 07-140 (Oct. 10, 2007)	Relationship Recognition; Protecting Family Rights and Benefits;	Concluding that so long as an adoption is found to be in the best interest of the child, there is no prohibition in Tennessee adoption statutes against adoption by a same-sex couple.

State	Year	Opinion No./Database File Name	Category	Summary
			Anti-Discrimination Legislation; GLBTQ Youth	
Texas	1990	Tex. Att'y Gen. No. No. JM-1135 (Jan. 11, 1990)	Health and HIV/AIDS; Anti-Discrimination Legislation	Opining that the HIV Services Act does not require the Department of Health to exclude from state HIV education, health, and social services grants an organization that has GLBT employees or an organization that lobbies against legislation that prohibits conduct "considered to transmit HIV infection" (sodomy, prostitution, and use of controlled substances).
Texas	1990	Tex. Att'y Gen. No. No. JM-1237 (Oct. 22, 1990)	Anti-Discrimination Legislation; Health and HIV/AIDS	Opining that "homosexual conduct" may bar employees from working in certain facilities licensed by the Texas Department of Health or under contract with the Texas Department of Human Services.
Texas	1992	Tex. Att'y Gen. No. No. 92-607 (July 24, 1992)	Health and HIV/AIDS	Concluding that the subject of an HIV antibody test has a right to a copy of a laboratory report issued under a fictitious name.
Texas	1999	Tex. Att'y Gen. No. No. JC-0156 (Dec. 16, 1999)	Relationship Recognition; Anti-Discrimination Legislation	Concluding that county clerks are not required to accept documents entitled "declaration of domestic partnership."
Texas	2007	Tex. Att'y Gen. No. No. GA-0512 (Feb. 1, 2007)	The Criminal Justice System and Hate Crimes; Health & HIV/AIDS	Opining that the Texas Board of Criminal Justice is permitted to adopt a rule or policy requiring mandatory testing for HIV of incoming offenders in both the institutional division and the state jail division.
Utah	1990	Utah Att'y Gen. No. No. 89-48 (Apr. 3, 1990)	Anti-Discrimination Legislation; Health and HIV/AIDS	Opining that a rule promulgated to prohibit discrimination on the basis of sexual orientation or HIV-status constitutes a valid exercise of statutory rulemaking power.
Utah	1995	Utah Att'y Gen. No. No. 93-025 (May 25,	The Criminal Justice System and Hate Crimes; Health &	Opining that the Department of Corrections' mandatory prison HIV testing system does not violate the ADA, though the prison is required to show that discriminatory treatment of HIV-positive

State	Year	Opinion No./Database File Name	Category	Summary
		1995)	HIV/AIDS; Anti-Discrimination Legislation	inmates is justified by a legitimate penological interest or that the inmate would pose a risk of exposing others to the disease that could not be avoided through reasonable accommodations.
Vermont	2000	Vt. Att'y Gen. No. No. 2000-1 (Mar. 17, 2000)	Anti-Discrimination Legislation; GLBTQ Youth	Opining that it is constitutionally permissible to prohibit minors from accessing sexually explicit material within the Vermont State House, though this regulation is likely to be impermissibly overbroad if it also restricts the access of adults to such materials. Moreover, any regulation that prohibits or restricts access to material that depicts homosexual activity without prohibiting or restricting access to material depicting similar heterosexual activity is likely to fail because of its tendency to suppress a particular viewpoint.
Vermont	2000	Vt. Att'y Gen. No. No. 2000-3 (June 16, 2000)	Relationship Recognition; Anti-Discrimination Legislation	Stating that town clerks are required by law to issue civil union licenses.
Virginia	1968	Va. Att'y Gen. No. No. 68-76 (June 27, 1968)	The Criminal Justice System and Hate Crimes	Concluding that the solicitation of another to commit a lawfully prohibited act such as a "homosexual act" might be prosecuted as a common law misdemeanor.
Virginia	1977	Va. Att'y Gen. No. No. 77-154 (Dec. 16, 1977)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Conjecturing about how the proposed Equal Rights Amendment would affect state family law or the rights of same-sex couples to marry.
Virginia	1994	Va. Att'y Gen. No. No. 94-60 (July 22, 1994)	The Criminal Justice System and Hate Crimes; GLBTQ Youth; Anti-Discrimination Legislation	Concluding that suits based on criminal warrants alleging domestic violence between same-sex couples can not be heard in juvenile courts because same-sex couples do not constitute "family or household members" under the cohabitation provision.

State	Year	Opinion No./Database File Name	Category	Summary
Virginia	2006	Va. Att'y Gen. No. No. 05-094 (Feb. 24, 2006)	Anti-Discrimination Legislation	Opining that the Governor's addition of sexual orientation to the Commonwealth's nondiscrimination policy is unconstitutional because it alters the public policy of the Commonwealth, which is a power within the purview of the General Assembly and, therefore, outside the scope of executive authority.
Virginia	2006	Va. Att'y Gen. No. No. 06-003 (Sept. 14, 2006)	Anti-Discrimination Legislation; Relationship Recognition; Protecting Family Rights and Benefits	Conjecturing that passage of the anti-gay marriage amendment won't change the current legal rights of unmarried people or enforcement of Virginia's domestic violence laws.
Virginia	2007	Va. Att'y Gen. No. No. 07-015 (June 14, 2007)	GLBTQ Youth; Protecting Family Rights and Benefits; Anti-Discrimination Legislation	Stating that juvenile and domestic relations district courts have exclusive jurisdiction to determine custody matters. The court may award custody to a nonparent when clear and convincing evidence shows that such determination is in the best interests of the child.
Washington	1988	Wash. Att'y Gen. No. No. 88-30 (Dec. 14, 1988)	Health and HIV/AIDS	Opining that the confidentiality provisions of the AIDS act do not repeal the requirement that marriage license applicants still must submit an affidavit stating that they are free of sexually transmitted diseases.
Washington	1989	Wash. Att'y Gen. No. No. 89-13 (July 18, 1989)	Health and HIV/AIDS; Criminal Justice System and Hate Crimes	Opining that a regional AIDS service network may not lawfully authorize the distribution of hypodermic needles to intravenous drug users. People actually distributing the needles are not generally exempt from criminal prosecution, though they may be exempt in certain cases.
Washington	1990	Wash. Att'y Gen. No. No. 90-1 (Jan. 9, 1990)	GLBTQ Youth; Health and HIV/AIDS	Discussing how school districts must institute their AIDS curricula to be in compliance with the 1988 AIDS Omnibus Bill.
Washington	1991	Wash. Att'y Gen. No. No. 91-23 (July 8,	The Criminal Justice System and Hate Crimes; GLBTQ	Opining that juveniles adjudged to have committed sexual offenses pursuant to the Juvenile Justice Act are not required to undergo

State	Year	Opinion No./Database File Name	Category	Summary
		1991)	Youth; Health and HIV/AIDS; Anti-Discrimination Legislation	mandatory HIV testing and counseling.
West Virginia	1983	W. Va. Att'y Gen. No. No. 83-46 (Feb. 24, 1983)	GLBTQ Youth; Anti-Discrimination Legislation	Finding that teachers may be dismissed for "lesbianism" or "homosexuality" in most West Virginia communities, though the right to dismiss teachers for "homosexual conduct" is contingent on the degree a person's sexual orientation "adversely affects his fitness for his particular function."
West Virginia	1992	W. Va. Att'y Gen. No. No. 92-20 (Feb. 25, 1992)	The Criminal Justice System and Hate Crimes; Health & HIV/AIDS	Opining that county and municipal health officers should perform compulsory HIV tests on people convicted of sex-related offenses including prostitution, sexual abuse, sexual assault, incest or molestation.
Wisconsin	1981	Wis. Att'y Gen. No. No. 53-81 (Oct. 2, 1981)	The Criminal Justice System and Hate Crimes; Anti-Discrimination Legislation	Concluding that the requirement that at least one jailer on duty be of the same sex as those persons in custody does not conflict with the anti-sex discrimination provisions of the Wisconsin Fair Employment Act.
Wisconsin	1985	Wis. Att'y Gen. No. No. 46-85 (Dec. 17, 1985)	Anti-Discrimination Legislation	Authorizing counties to adopt fair housing ordinances that preclude discrimination on the basis of sexual orientation.
Wisconsin	1988	Wis. Att'y Gen. No. No. 40-88 (Aug. 22, 1988)	Health and HIV/AIDS; Protecting Family Rights and Benefits	Opining that police and fire commissions qualify as "employers," and may not test paramedic candidates for the HIV virus or terminate or change the conditions of an employee who tests positive for HIV.
Wisconsin	1988	Wis. Att'y Gen. No. No. 59-88 (Oct. 12, 1988)	Anti-Discrimination Legislation	Concluding that the only source of authority for a county board to enact ordinances affecting the register of deeds is the fair housing ordinance that forbids discrimination on the basis of sex, race, color, handicap, and sexual orientation.

State	Year	Opinion No./Database File Name	Category	Summary
Wisconsin	2006	Wis. Att'y Gen. No. No. 06-24 (Dec. 27, 2006)	Protecting Family Rights and Benefits; Relationship Recognition; Anti-Discrimination Legislation	Wisconsin's state amendment prohibiting the recognition of marriage for same-sex couples does not restrict the ability of governmental bodies to protect domestic partners from discrimination, or the ability of either governmental or private employers to provide benefits to the domestic partners of their employees.