

August 28, 1933

Mr. H. C. Sparks
State Registrar of Contractors
State Office Building
Phoenix, Arizona

Dear Sir:

In answer to your communication of August 24th wherein you ask for an interpretation of subdivision (d), Section 2 of Chapter 104, Session Laws 1933, Regular Session (House Bill 178), you are advised as follows:

This subdivision exempts from the necessity of securing contractor's licenses public utilities operating under the Corporation Commission where they engage in construction, repair or operation incidental to the discovery or producing of petroleum or gas, or the drilling or testing for such gas or petroleum.

If the utility is engaged in constructing or altering lines for petroleum or gas, then it is my opinion that it is exempted from the provisions of the Contractor's Law.

The exemption relates to doing matters incidental to the discovery or production of petroleum or gas and is exclusive of all other activities. It is therefore my opinion that utilities engaged in wiring houses to serve electricity thereto are contractors within the meaning of the Act.

Yours very truly,

Attorney General

Assistant Attorney General

JFC:SC

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