

76

7 December 1945

Mr. Wesley Bolin
Justice of the Peace
West Phoenix Precinct
Phoenix, Arizona

LAW LIBRARY

ARIZONA ATTORNEY GENERAL

Dear Mr. Bolin:

We have your letter of 23 November 1945 asking our opinion on the following:

"Will you kindly give me an opinion as to the application of law relative to Military Servicemen operating privately owned vehicles. Under section 66-233 they are excepted when operating official motor vehicles. A great many servicemen here have operator's or chauffeur's license from their own states and are here for indefinite periods, and it is on this point I wish your opinion."

Answering your above question, Section 66-233, A.C.A. 1939, as far as your question is material, reads as follows:

" * * * This section shall not apply to a person driving or operating a road roller, road machinery, or any farm tractor or implement of husbandry temporarily drawn, moved or propelled on the highways; nor to a person in the service of the army, navy, or marine corps of the United States, when furnished with a driver's permit, and when operating an official motor vehicle in such service; nor to a non-resident over the age of sixteen (16) years who has been duly licensed either as an operator or chauffeur under a law requiring the licensing of operators or chauffeurs in his home state or country and who has such license in his immediate possession. * * * * *"

It is therefore our opinion that a person being duly licensed in his home state or country and whose license has not expired is not required to obtain an operator's or chauffeur's license in this state.

Trusting the above answers your question satisfactorily, we are

Very truly yours,

JOHN L. SULLIVAN, Attorney General

MAURICE BARTH, Asst. Atty. General

MB:prb