

April 30, 1953

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

Mr. John M. Brennen, Manager
State Labor Department
Industrial Commission of Arizona
Arizona State Building
Phoenix, Arizona

Dear Mr. Brennen:

This is in reply to your letter of April 23, 1953, wherein you request our opinion concerning the following question: May the Pacific Fruit Express Company request and expect employees to work on Sundays and/or holidays if the Company pays to said employees the required premium time for such services?

A careful survey of the statutes of the State of Arizona reveals no provision prohibiting employees from working on Sundays and/or holidays, other than Section 35-102, A.C.A. 1939, which relates only to public offices and courts of the State. It is assumed that this section is not applicable to the question at hand.

An indirect prohibition might result in connection with the Arizona Code sections dealing with maximum hours of labor, but, in view of the broad scope of your question, we anticipate that this phase has been given adequate consideration by your Department.

We enclose herewith a copy of this correspondence in the event you desire to forward it to Mr. Harold J. Lininger, inasmuch as the inquiry originated from his office. Mr. Lininger's letter to you is also returned herewith.

Yours very truly,

JAMES P. BARTLETT
Assistant to the
Attorney General

JPB/CMG
Enc.

53-41-L