

MAINE STATE LEGISLATURE

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February 9, 1938

Honorable Frederick Robie
Secretary of State
Augusta, Maine

Dear Mr. Robie:

In your letter of February 9, you ask if, in my opinion, any of the following classes of motor vehicle operators should be classed as chauffeurs and required to apply for and carry a chauffeur's license as provided for under the provisions of Chapter 29, section 36, Revised Statutes, as amended by Chapter 53, Public Laws 1937:

1. A doctor in the usual conduct of his profession.
2. A lawyer in the usual conduct of his profession.
3. An undertaker in the usual conduct of his profession.
4. A grocery-man delivering his own merchandise.
5. A farmer delivering products from the farm.
6. Members of a family, other than the owner, operating the family car or truck for personal business or pleasure.
7. A carpenter, or painter, or plumber hauling his tools, equipment and supplies to and from places of employment.
8. A corporation official furnished a car by the company for his convenience, the operation of which is incidental to his regular employment.
9. An owner who occasionally operates his motor truck for hire in seasonal employment such as hauling gravel for road construction, or for snow removal.

In my opinion no person who is in any of the above classes is receiving compensation for any work, or services, in connection with the operation of a motor vehicle within the meaning of said section, as amended, and I do not think it is proper to classify such persons as chauffeurs and require them to be licensed as such.

Very truly yours,

Franz U. Burkett
Attorney General

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