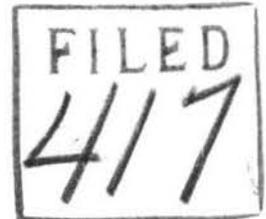


Opinion #417 Answered by letter

October 18, 1963



Honorable James T. Riley  
Prosecuting Attorney  
Cole County  
Jefferson City, Missouri

Dear Mr. Riley:

We have your letter requesting our opinion as to whether mobile homes or house trailers should be considered as "motor vehicles" and hence prohibited from being sold on Sunday by reason of Sec. 563.721.

For two reasons we do not consider mobile homes or house trailers to be "motor vehicles."

First, Chapter 301 deals with licensing of motor vehicles. Section 301.010 (15) defines "motor vehicles" as follows:

"any self-propelled vehicle not operated exclusively upon tracks, except farm tractors."  
Section 301.010 (27) defines "trailer" as follows:

"any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by self-propelled vehicle, except those running exclusively on tracks, including a semi-trailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle."

Honorable James T. Riley -

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Second, when Senate Bill #49 was originally introduced it precluded the sale on Sunday, amongst other things, of "motor vehicles; mobile homes or trailers..." During the legislative process, the phrase "mobile homes or trailers" was deleted and the phrase "motor vehicles" remained. Hence, we conclude that it was the intent of the legislature not to include mobile homes or trailers in the prohibited categories.

Yours very truly,

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THOMAS F. EAGLETON  
Attorney General

bc: Koslow  
Gepford  
Hyer