

MOTOR VEHICLES:

When one car is drawn by another the former not required to have license tags attached.

for 7768 RS 11101934

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FILED  
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March 1, 1933

Honorable Edward Cusick  
Prosecuting Attorney  
Waynesville, Missouri

Dear Mr. Cusick:

This office acknowledges receipt of your letter dated February 24, 1933, in which you state and inquire as follows:

"An Oklahoma Automobile dealer passed through this county recently with several new cars which were coupled to, and were being drawn by, other cars which were displaying regular license tags, however, these new cars which were being so drawn had no tags whatsoever, this party was arrested by the sheriff, and his trial is set for March 6th, 1933.

I have been requested to get your opinion if you feel our traffic laws were violated in this instance and if this procedure is correct.

Understand these cars which were being drawn had no passengers or freight therein and were being transported in the above manner only."

I assume that one car with engine running and operating was drawing a like car in which the engine was not running or operating, in other words that the latter car was drawn by the power of the first car, the first car having proper license tags attached but the car being drawn did not have license tags attached.

By "trailer" as defined in Section 7759, is meant any vehicle without motive power so that if the car being drawn had motive power, about which fact we do not know, then the car being drawn could not be classified as a "trailer".

Subdivision D of Section 770 provides motor vehicles in the course of delivery from a manufacturer to a dealer, or from one dealer to another dealer, may be operated on the highways in this state without number plates being attached if such car bears on the front and the rear thereof a placard as provided in said Subdivision D, but we are of the opinion that such subdivision relates to deliveries to dealers in this state and not to non residents.

Honorable Edward Cusick

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March 1, 1933

It could not be said that the car being drawn was operated so as to require license tags to be attached.

In what we have said we have had in mind the reciprocal provisions of Section 7768 Revised Statutes Missouri, 1929.

We are of the opinion that your letter does not state facts which constitute a violation of the traffic laws of the State of Missouri.

Very truly yo urs

GILBERT LAMB  
Assistant Attorney General.

APPROVED:

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Attorney General.

GL:LC