



OFFICE OF THE ATTORNEY GENERAL OF TEXAS
AUSTIN

GERALD C. MANN
ATTORNEY GENERAL

Honorable Charles H. Theobald
County Attorney
Galveston County
Galveston, Texas

Dear Sir:

Opinion No. 0-5069

Re: Whether the phrase "born outside of the State of Texas", as used in Article 4477, Rule 51a, V.R.C.S., includes those born in territories of the United States, and those born in foreign countries.

You have asked the opinion of this department on whether the phrase, "born outside of the State of Texas," as used in the statute cited above, "includes the Universe, in addition to any state in the American Union and its possessions." We understand that you desire our opinion as to whether "outside of," as here used, includes all the other states and territories of the United States, and foreign countries as well.

"Outside of" means "without the limits or sphere of . . ." Webster's New International Dictionary.

Both the San Antonio Court of Civil Appeals and the Supreme Court of Texas have held that, under the provisions of the Texas Workmen's Compensation Act entitling an employee hired within the state to compensation according to the law of Texas for an injury received outside of the state as if injured within the state, "outside the state" is so broad as to include all the world. *Maryland Casualty Company vs. Brown*, (Civ. App.) 110 S. W. (2d) 130, 132 (Sup. Ct.) 115 S. W. (2d) 394, 395.

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We find nothing in the provisions of Article 4477 to indicate that the phrase was there intended to have a different meaning.

It is therefore our opinion that, as used in said Article 4477, Rule 51a, the phrase "born outside of the State of Texas," includes all the world beyond the boundaries of this State.

Copies of our Opinions Nos. 0-3848 and 0-4190, requested by you, are enclosed herewith.

Yours very truly

ATTORNEY GENERAL OF TEXAS

By

W. R. Allen
Assistant

APPROVED FEB 24, 1943

George Sullivan

FIRST ASSISTANT
ATTORNEY GENERAL

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Encls.

ok F.C.C.

