

Now, as to your letter of September 7, 1948, you call my attention to the Surf Hospital, located at Sea Isle City, where apparently a group known as the Friends of that Hospital, are soliciting funds in the community to purchase equipment for the same, and that the doctor in charge has advised that he has no connection with the group raising the funds, and states that they are public spirited citizens who from time to time raise funds for that hospital. Your inquiry is whether the Hospital Licensing Board, under the act of 1947, has any jurisdiction in the matter.

In my opinion, it has not. If, however, you or the Licensing Board are satisfied from facts obtained that fraud or deceit is practiced in the matter named, or in fact in any similar matter, the facts should be submitted to the Prosecutor of the Pleas of the county where the hospital is located for his consideration and action, if warranted.

Very truly yours,

THEODORE D. PARSONS,
Attorney General,

By: THEODORE BACKES,
Deputy Attorney General.

TB:S

MARCH 8, 1949.

MR. THOMAS E. HEATHCOTE, *Secretary-Director,*
State Board of Professional Engineers and Land Surveyors,
921 Bergen Avenue, Room 710,
Jersey City 6, New Jersey.

FORMAL OPINION—1949. No. 3.

DEAR SIRS:

I have your letter of the 2d instant requesting to be advised whether the Secretary-Director of your board may, subject to the approval of the Attorney General, employ such assistants as may be required to perform the work of your office without receiving approval from the Civil Service Commission. The authority to make appointments is conferred by R. S. 45:8-29, subject, however, to the provisions of Section 33 of Chapter 439 of the Laws of 1948, creating the Department of Law and Public Safety, which require that future appointments shall be subject to the approval of the Attorney General.

All your employees, I believe, have temporary status and have never been covered by civil service. This may happen in the future either by direct legislation or by a competitive examination ordered by the Civil Service Commission.

Very truly yours,

THEODORE D. PARSONS,
Attorney General,

By: THEODORE BACKES,
Deputy Attorney General.

TB:B