

establishment, operation and maintenance of a course in beauty culture operated by a public school. Nothing in this chapter shall be interpreted to give any person or agency other than the State Board of Education and the local boards of education the right to prescribe any requirement of any kind whatsoever for courses of beauty culture in public schools or for teachers or pupils in such courses.

"Any person having graduated from a vocational course in beauty culture approved by the State Board of Education and given by a public vocational school of this State shall have all the rights and privileges granted under this chapter to graduates of beauty schools, duly registered by the department, but nevertheless shall be required to be examined and licensed by this department in accordance with the provisions of this chapter."

By the provisions of R. S. 45:4A-35 which authorizes the State and local Boards of Education to conduct courses in beauty culture as part of the vocational training of high school students, it is clear that except for the examination for license the Board of Beauty Culture Control is to have no jurisdiction over any student taking a beauty culture course in a public vocational school.

Under such clear language as is contained in R. S. 45:4A-35, it was the obvious intent of the Legislature that the public vocational school should not be required to submit time reports to the Board of Beauty Culture Control. Not until after the students have graduated and have applied for a license do the students come within the jurisdiction of the Board of Beauty Culture Control. The graduates of the public vocational schools have all the rights and privileges granted to graduates of any licensed school of beauty culture. The Board of Beauty Culture Control has no right to challenge their eligibility to take the examination.

Very truly yours,

THEODORE D. PARSONS,
Attorney General.

By: HERMAN M. BELL, JR.,
Deputy Attorney General.

HMB:rk

APRIL 21, 1952.

HON. RANSFORD J. ABBOTT,
State Highway Commissioner,
Trenton, New Jersey.

FORMAL OPINION—1952. No. 3.

DEAR COMMISSIONER:

By your memorandum of April 17 you request to be advised whether Assembly Bill No. 10 (now Chap. 16, Laws of 1952) in any way prohibits the State Highway Commissioner from proceeding with the construction of any portion of the Garden State Parkway that may be authorized by the Governor within the limits of appropriations provided.

Section 20 of the bill authorizes the Authority to construct "The Garden State Parkway" on the same location as the present-designated State Highway Route 4 Parkway.

Section 21 in part provides that all public departments, agencies and commissions of the State of New Jersey are hereby authorized and empowered to lease, lend, grant or convey to the Authority at its request upon such terms and conditions as the proper authorities of such departments, agencies, or commissions of the State may deem reasonable and fair any real property which may be necessary or convenient to the effectuation of the authorized purposes of the Authority, including public highways and other real property already devoted to public use and including any portion of the State Highway Route 4 Parkway established by the act. At such time as the Authority shall undertake to construct any part of the project described in section 20 of the bill or shall acquire any portion of said State highway route as part of such project, the jurisdiction and authority of the department over such part shall cease and section 2 of chapter 17, laws of 1946 as amended, shall be inapplicable to such part.

Section 23 provides that the foregoing sections of the bill shall be deemed to provide an additional and alternative method for the doing of the things authorized thereby, and shall be regarded as supplemental and additional to powers conferred by other laws, and shall not be regarded as in derogation of any powers now existing.

It is, therefore, my opinion that until the Authority shall be organized and shall undertake to construct any part of the project authorized by the bill, you are not prohibited from proceeding with the construction of any portion of the Garden State Parkway that may be authorized by the Governor within the limitation of your appropriation.

Very truly yours,

THEODORE D. PARSONS,
Attorney General.

By: SACKETT M. DICKINSON,
Deputy Attorney General.

smd/n

APRIL 8, 1952.

THE HONORABLE ALFRED E. DRISCOLL,
Governor,
State House,
Trenton, New Jersey.

FORMAL OPINION—1952. No. 4.

DEAR GOVERNOR DRISCOLL:

It appears that the Collector of Internal Revenue for the Northern District of New Jersey by letter dated March 24, 1952, copy of which has been forwarded to us, desires the fiscal authorities of the State of New Jersey to honor three "Warrants for Distraint" against the salary of an employee of one of our State hospitals. These warrants aggregate approximately \$250.00 and represent delinquent income taxes of the said taxpayer. In order to effect collection of the said warrants, a levy was served upon a parole district supervisor of the Department of Institutions and Agencies, said department having jurisdiction of the State hospital at which the taxpayer was employed, as provided in Title 30, Revised Statutes. It does not appear that any action was taken by the Federal Government against the taxpayer in our State courts.