

He was succeeded by Harry Harper who served two terms and William S. Carpenter who served the unexpired term of Harper and two additional full terms. Carpenter was succeeded by Lester H. Clee, who in turn was succeeded by William F. Kelly. Kelly's present term expires on March 23, 1959.

Thus, in summary, the terms of the present commissioners terminate as follows:

Harry A. Walsh	March 23, 1960
Edward M. Gilroy	March 23, 1956
James I. Bowers	March 23, 1957
Pearl M. Bridegum	March 23, 1958
William F. Kelly, Jr.	March 23, 1959

For similar opinions, see Formal Opinion 1954, #6, concerning the terms of office of the members of the Delaware River Port Authority, Memorandum Opinion to you dated October 27, 1954 dealing with the terms of the Board of Examiners of Ophthalmic Dispensers and Technicians; Memorandum Opinion dated May 27, 1955 concerning the terms of office of the Migrant Labor Board; Memorandum Opinion dated May 27, 1955 concerning terms of office of the Veterans' Services Council; our Memorandum Opinion dated September 30, 1955 concerning the terms of office of the New Jersey Commissioners on Uniform Laws; Memorandum Opinion dated October 3, 1955 concerning terms of office of members of the Commission on Civil Rights; Memorandum Opinion dated October 20, 1955 concerning the terms of office of the members of the Water Policy and Supply Council; Memorandum Opinion dated October 20, 1955 concerning the terms of office of the members of the Planning and Development Council, and Memorandum Opinion dated April 13, 1956 concerning the terms of office of the members of the State Board of Mediation.

Very truly yours,

GROVER C. RICHMAN, JR.
Attorney General

By: DAVID C. THOMPSON
Deputy Attorney General

JUNE 15, 1956

HONORABLE CARL HOLDERMAN
Commissioner
Department of Labor and Industry
State Highway Building
Parkway Avenue
Trenton, New Jersey

MEMORANDUM OPINION—P-19

DEAR COMMISSIONER:

You have asked for our opinion whether the sale or offer for sale of toy pistols or toy guns in which explosive paper caps may be used is in violation of R.S. 21:3-2.

R.S. 21:3-2 provides as follows:

"It shall be unlawful for any person to offer for sale, expose for sale, sell, possess or use, or explode any blank cartridge, toy pistol, toy cannon, toy cane or toy gun in which explosives are used; * * *".

You advise that certain toy pistols or toy guns, although not sold together with paper caps, may be used to explode such paper caps which contain materials of an explosive nature.

It is our opinion that the foregoing statute clearly indicates a legislative intent to make unlawful the offer for sale, exposure for sale, sale, possession or use of a toy pistol or gun which may be used to set off an explosive. The fact that the explosive substance is not sold at the same time as the toy pistol or toy gun is sold is immaterial. To hold otherwise would defeat the very purpose of the statute, which is for the protection of the public health, safety and welfare of the people of the State of New Jersey. See R.S. 21:3-1.

It is our opinion that such toy pistols or toy guns may not be offered for sale, exposed for sale, sold, possessed or used under the provisions of R.S. 21:3-2, supra.

It is to be noted that the opinion rendered to you on March 28, 1956, had application only to toy pistols or toy guns in which explosives could not be used.

Very truly yours,

GROVER C. RICHMAN, JR.
Attorney General

By: SAUL N. SCHECHTER
Deputy Attorney General

SNS:BK

JUNE 15, 1956

HON. PAUL A. VIVERS, *Commissioner*
Bergen County Board of Elections
Administrative Building
Hackensack, New Jersey

MEMORANDUM OPINION—P-20

DEAR COMMISSIONER VIVERS:

You have asked our opinion concerning the qualification to vote of a person who was convicted of the crime of conspiracy in 1934 or 1935 in the U. S. District Court for the District of New Jersey.

Conviction of the crime of conspiracy results in loss of the right of suffrage pursuant to R.S. 19:4-1, which provides:

"No person shall have the right of suffrage —* * *"

"(2) Who was convicted, prior to October 6, 1948, of any of the following designated crimes, that is to say — blasphemy, treason, murder, piracy, arson, rape, sodomy, or the infamous crime against nature, committed with