

certificate shall be acknowledged or proved as in the case of deeds of real estate and shall be filed in the office of the Secretary of State. * * *

The change made by the aforesaid Laws of 1955 with respect to the question under consideration was to eliminate the requirement that the amendment be filed in the respective county clerk's office.

You are, therefore, advised that amendments of the certificate of incorporation of non-profit associations are not required to be filed in the county clerk's office prior to filing in the office of the Secretary of State.

Very truly yours,

GROVER C. RICHMAN, JR.
Attorney General

By: GEORGE H. BARBOUR
Deputy Attorney General

GHB:jeb

JUNE 3, 1957

MR. NELSON T. KESSLER
Secretary-Treasurer
Tree Expert Bureau
Department of Conservation and Economic Development
520 East State Street
Trenton 25, New Jersey

MEMORANDUM OPINION—P-20

DEAR MR. KESSLER:

You have requested our opinion as to whether it is legally proper to renew the certificates of arborists and tree surgeons who no longer reside in New Jersey. It is our opinion that these certificates cannot be renewed.

Chapter 100, P.L. 1940, known as the "tree expert act" authorizes the Bureau of Tree Experts to grant certificates to tree experts who comply with the requirements set forth in the act. One such requirement is that the applicant must be a "legal resident of the State of New Jersey". R.S. 13:1-31(a). The individuals with whom we are here concerned met this residence requirement when their certificates were granted initially. They no longer meet this requirement so that the question to be determined is whether the requirement that applicants be residents of New Jersey is a continuing requirement and therefore one which must be complied with both when a certificate is issued and when it is renewed.

The section of the act which provides for renewal of certificates, R.S. 13:1-34, does not set forth any renewal requirements. It is, therefore, necessary to examine the act as a whole to determine whether renewal requirements are expressly set forth elsewhere in the act or may be inferred from the act as a whole.

"In ascertaining the presence of standards and norms to support delegated powers, it is fundamental that we are not confined to the four corners of the particular section under consideration but are obligated to examine the entire