

DECEMBER 31, 1959

R. SCHUYLER BOGART, *Chief Clerk*
Union County Board of Elections
Court House
Elizabeth 4, New Jersey

MEMORANDUM OPINION 1959—P-27

DEAR MR. BOGART:

We have been asked whether a member of the County Board of Elections is eligible to run as an alternate delegate or delegate to a national convention of a political party. R.S. 19:6-17 provides that a person shall be deemed to have vacated his position as a member of the County Board of Elections if he runs for any office to be voted on at the primary election. The single exception to this rule is if a member of the County Board of Elections runs for county committeeman or State committeeman of the political party of which he is a member, he may remain a member of the County Board of Elections. R.S. 19:3-3 and R.S. 19:24-4 provide that delegates and alternate delegates to the national conventions of political parties are to be elected at the primaries.

Therefore, if a member of a County Board of Elections becomes a candidate for the position of delegate or alternate delegate to a national convention of a political party, he thereby forfeits his position as a member of the County Board of Elections.

Very truly yours,

DAVID D. FURMAN
Attorney General

By: WILLIAM L. BOYAN
Deputy Attorney General