

# MAINE STATE LEGISLATURE

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# Acts and Resolves

As Passed by the

## Seventy-Eighth Legislature

OF THE

# STATE OF MAINE

1917

Including Acts and Resolves of the Special Session of the  
Seventy-Seventh Legislature held in 1916.

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Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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THE LEWISTON JOURNAL CO.  
LEWISTON, MAINE  
1917

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Seventy-Eighth Legislature

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[supplied from page 1 of volume]

## CHAP. 148

for investments by savings banks shall show that in addition to the provisions specified in the first clause of this paragraph the average net income of said corporation for a period of three years next prior to making such bonds legal shall have been not less than one and one-half times interest charges on the bonds outstanding secured by such mortgage and all prior liens, evidenced by a certificate of the bank commissioner of this state filed in the office of the secretary of state of this state; and the bank commissioner for making investigation upon any application filed under the provisions of this paragraph shall charge a reasonable fee for services and expenses attendant thereon, including the payment of experts, and in no case shall such fee be less than twenty-five dollars, the same to be paid by the railroad company seeking to make its bonds a legal investment under this paragraph, whether the same are admitted or not, and all sums so collected shall be added to the appropriation for the banking department, to be expended by the bank commissioner under the authority and with the approval of the governor and council. No bonds secured by an open mortgage shall be legal under this section unless the mortgage provides that the total amount of bonds certified and outstanding under it shall at no time exceed eighty per cent of the amount of cash expended upon the road. All certificates heretofore issued wherein any bonds were made legal investments for savings banks shall continue to be in full force and effect, the provisions of this paragraph notwithstanding.'

**Sec. 2. R. S., c. 52, § 27, par. g, amended.** Amend paragraph g of said chapter and section by striking out all of said paragraph and in place thereof inserting the following:

**'g: What certificates, making investment in consolidated or refunding bonds legal, must show.** In consolidated or refunding bonds, which are of an issue to retire the entire funded debt under the conditions as applied to first mortgage bonds in paragraphs b, c and f of this sub-division, and which are secured by a mortgage on the whole or any part of the system; provided, that all certificates hereinafter issued making such bonds legal for investments by savings banks shall show that in addition to the provisions specified in the first clause of paragraph f the average net income of said corporation for a period of three years next prior to making such bonds legal shall have been not less than two times interest charges on the bonds outstanding secured by such mortgage and all prior liens.'

Approved March 31, 1917.

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## Chapter 148.

An Act to Amend Sections Eighteen to Twenty-three Inclusive, of Chapter Eighteen, and Section Fifty-three of Chapter One Hundred Seventeen, of the Revised Statutes, all Relating to the Board of Registration of Nurses.

*Be it enacted by the People of the State of Maine, as follows:*

**Sec. 1. R. S., c. 18, § 18, relating to the registration of nurses, amended.** Section eighteen of chapter eighteen of the revised statutes is here-

by amended by striking out all of said section and inserting in place thereof the following:

**'Sec. 18. Board to consist of five registered, resident nurses. Term of office of present incumbents not affected. Vacancies, how filled. Room to be provided in state house.** The governor, with the advice and consent of the council shall appoint a board of registration of nurses, consisting of five nurses, all of whom shall be residents of the state and engaged in professional work. They shall have been graduated each from a different training school; shall have had at least five years' experience from date of graduation in professional nursing of the sick, and at least two years' experience from date of graduation in teaching nurses. They shall be registered under the provisions of sections twenty and twenty-one of this chapter and with the exception of those who registered under said section twenty-one shall have the same qualifications as are required for registration under section twenty. Nothing herein contained shall be construed as in any way affecting the term of office of any of the present members of the board. Upon the expiration of the term of office of any member of said board, the governor shall appoint a successor who shall hold office for three years. The said appointment shall be made from a list of six eligible candidates, selected at a meeting of the Maine State Nurses Association and submitted to the governor not less than thirty days before the time of appointment. Any vacancy occurring on said board shall be filled for the unexpired term by appointment to be made by the governor from like nominations to be furnished by the said association. If said nominations in either case are not submitted within thirty days after the vacancy occurs the governor may appoint to fill such vacancy such person, qualified as aforesaid, as to him seems best. Any member of said board may be removed from office for cause by the governor with the advice and consent of the council. On request of said board the superintendent of public buildings shall provide a suitable room in the state house for its meetings.'

**Sec. 2. R. S., c. 18, § 19, relating to organization of board, amended.** Section nineteen of said chapter eighteen is hereby amended by inserting after the first sentence in said section the words, 'It shall also elect one of its members as inspector of training schools for nurses.' Also by striking out the words, "special meetings shall be called upon request of any two members" in the seventh and eighth lines of said section and inserting in place thereof the words, 'special meetings shall be called by the secretary upon request of any two members,' so that said section as amended shall read as follows:

**'Sec. 19. Member of board to be elected inspector of training school for nurses. Special meetings to be called by secretary.** The board shall, at each annual meeting, elect from its number a president, and a secretary who shall also be treasurer. It shall elect one of its members as inspector of training schools for nurses. The board may adopt a seal and pin, which shall be placed in the care of the secretary, and may adopt such by-laws, rules and regulations for the transaction of the business of the

**CHAP. 148**

board and the government and management of its affairs, not inconsistent with the laws of this state and of the United States, as it may deem expedient. Three members of said board shall constitute a quorum; special meetings shall be called by the secretary upon request of any two members. The secretary shall keep a record of all meetings of the board, including a register of the names of all nurses duly registered under sections twenty and twenty-one, which shall be open to the public at all reasonable times; he shall furnish a certificate of registration to each of such nurses, which may be renewed at the expiration of five years, upon payment of one dollar to the secretary of the board; the applicant for renewal of a certificate shall be given at least three months' notice, by registered letter, of the expiration of said certificate, and shall submit an affidavit showing his or her identity. The board shall submit to the governor on or before the first day of January in each year, a general statement of the work of the board for the year preceding, including therein a statement of the number of applications received during the year, the number approved, and the number rejected.'

**Sec. 3. R. S., c. 18, § 20, relating to examinations for registration, amended.** Section twenty of said chapter eighteen is hereby amended by striking out the whole of said section and inserting in place thereof the following:

**'Sec. 20. Qualifications of applicants. Nature of examination. Certificate to be issued within three months. Schools for nurses to be inspected.** At each annual meeting and at such special meetings as said board may deem necessary to hold for that purpose, the board shall examine all applicants for registration, to determine their qualifications for the efficient nursing of the sick, and shall decide upon the qualifications of every such applicant and give notice of their decision within three months from the date of such examination. Notice of each meeting, whether annual or special, shall be given by publication at least one month previous to each meeting in such newspapers and nursing journals as the board may determine. Application for registration shall be made upon blanks furnished by the board and shall be signed and sworn to by applicant. Any person twenty-one years of age or over and of good moral character who shall show to the satisfaction of the board that he or she has had at least two years' high school education or its equivalent and has taken a full course of not less than two years in, and graduated and received a diploma from a training school for nurses connected with a public or private hospital in the state, presided over by a graduate nurse registered in accordance with this act and in which is given a general course of instruction of not less than two years in theory and practice of medical, surgical and obstetrical nursing in the wards, or in case of male nurses, of genito-urinary work instead of obstetrics, or has obtained such experience by not less than six months' affiliation or post graduate work, or is a resident of Maine, who has been graduated and holds a diploma from a training school for nurses in another state, having the same qualifications as herein described, shall be eligible for such examination upon the payment of a fee of five dollars, to be deposited upon the filing of the application for exam-

ination. The examination to be given such applicant shall be oral and written and of such a character as to determine the fitness of the applicant to practice professional nursing, and shall include the subjects of practical nursing, anatomy, physiology, bacteriology, materia medica, medical, surgical and obstetrical nursing, or in case of said nurses, genito-urinary, instead of obstetrical nursing, dietetics, pediatrics, hygiene and any other subjects deemed by the board necessary to maintain proper standards for the profession. Any applicant passing said examination to the satisfaction of the board, shall receive a certificate of registration within three months of said examination. The member acting as inspector of training schools shall inspect all schools for nurses in the state and shall report to the board such schools as shall provide courses of instruction both practical and theoretical in the subjects mentioned in this act, and such schools shall fulfil the qualifications herein described.'

**Sec. 4. R. S., c. 18, § 21, relating to registration without examination, amended.** Section twenty-one of said chapter eighteen is hereby amended by adding after the words, "registration without examination" in the tenth line thereof, the words, 'within one year of graduation,' so that said section as amended shall read as follow:

'**Sec. 21. Eligible within one year after graduation. Limit as to application. Board may register persons holding certificate from another state.** Any resident of the state twenty-one years of age or over, and of good moral character, applying for registration within two years from the third day of July in the year nineteen hundred and fifteen, who shall, by affidavit or otherwise, show to the satisfaction of the board that he or she is a graduate of a training school for nurses, which gives at least a two years' course in a public or private hospital, where a general course of instruction is given, or that he or she was, on said third day of July, a student in such a training school for nurses, and afterwards was graduated therefrom, shall be eligible for registration without examination, within one year of graduation, upon the payment of a fee of five dollars. The board may register in like manner without examination, upon payment of a fee of like amount, any person who has been registered as a professional nurse in another state under laws, which in the opinion of the board, maintain a standard substantially similar to that maintained in this state, and which extends a similar privilege to nurses registered in this state.'

**Sec. 5. R. S., c. 18, § 22, relating to cancellation of registration, amended.** Section twenty-two of said chapter eighteen is hereby amended by striking out the whole of said section and inserting in place thereof the following:

'**Sec. 22. Entitled to thirty days' notice of charges, and public hearing.** Said board, by a majority vote of all of its members, may cancel or suspend the registration of any person as a nurse who may be found guilty of neglect of duty or inefficiency, or of any act derogatory to the standing and morals of professional nursing, but before any certificate of registration shall be so revoked, the holder thereof shall be entitled to thirty days'

**CHAP. 148**

notice of the charges against him or her, and to a full and fair hearing thereon.'

**Sec. 6. R. S., c. 18, § 23, relating to penalty for practicing professional nursing without certificate, amended.** Section twenty-three of said chapter eighteen is hereby amended by inserting after the words, "fine of not more than one hundred dollars," in the ninth and tenth lines, the words, 'and shall have his or her certificate revoked,' so that said section as amended shall read as follows:

**'Sec. 23. Certificate may be revoked.** No person shall practice professional nursing in this state as a registered nurse without having a certificate of registration. A nurse who has received such certificate and pin shall be styled and known as a "Registered Nurse," and no other person shall assume such title, use the pin, the abbreviation "R. N." or any other words, letters or figures to indicate that the person using the same is a registered nurse. Whoever violates any provision of the five preceding sections, or wilfully makes a false representation to said board in applying for a certificate of registration, shall be punished by fine of not more than one hundred dollars, and shall have his or her certificate revoked; provided, that nothing in this section or in the five preceding sections shall apply to the acts of any person nursing the sick, who does not represent himself or herself to be a registered nurse. The board shall cause to be presented to the proper prosecuting officer evidence of any violation of this section or of the five preceding sections, and may incur any necessary expenses in the performance of this duty, which expenses shall be paid out of the receipts of said board.'

**Sec. 7. R. S., c. 117, § 53, relating to salaries of members of board of registration of nurses, amended.** Section fifty-three of chapter one hundred seventeen of the revised statutes is hereby amended by adding at the end thereof the words, 'The inspector of training schools for nurses shall also receive four dollars a day while actually engaged in his or her duties as such,' so that said section as amended shall read as follows:

**'Sec. 53. Salary of inspector of training schools.** The members of the board of registration of nurses shall receive their actual necessary expenses incurred in the discharge of their official duties, and the secretary shall receive a salary to be fixed by the board, not exceeding two hundred and fifty dollars a year. The other members of the board shall each receive four dollars a day while actually engaged in attendance upon meetings of said board. The inspector of training schools for nurses shall also receive four dollars a day while actually engaged in his or her duties as such.'

Approved March 31, 1917.