

# MAINE STATE LEGISLATURE

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REVISED STATUTES  
OF THE  
STATE OF MAINE  
1954

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1955 SUPPLEMENT

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ANNOTATED

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IN FIVE VOLUMES

VOLUME 2

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**Place in Pocket of Corresponding  
Volume of Main Set**

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THE MICHIE COMPANY  
CHARLOTTESVILLE, VIRGINIA  
1955

gin shall be set by the board of trustees not more than 6 months following the date the local district approved the participation of its employees.

The chief fiscal officer of a participating local district shall submit to the board of trustees such information, and shall cause to be performed such duties, in respect to the employees of such local district as shall be prescribed by the board of trustees in order to carry out the provisions of this chapter, and shall pay such pro rata cost of premiums and expenses as may be levied by the board of trustees. (1955, c. 451.)

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## Chapter 64.

### Maine State Retirement System.

**Secs. 1-22.** Repealed by Public Laws 1955, c. 417, § 2.

**Cross reference.**—For present provisions re state retirement system, see c. 63-A.

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## Chapter 66.

### Registration of Physicians and Surgeons. Medical Education.

#### Registration of Physicians and Surgeons.

**Sec. 1. Board of registration in medicine; appointment; vacancies; compensation.**

Members of said board shall receive annual salaries of \$300 each, except the secretary, who shall receive \$500 a year; in addition each member shall receive necessary traveling expenses in attending the meetings of the board. Extra compensation for each day actually spent in investigation or prosecution of complaints and cases under the provisions of section 6 shall be allowed to each member of the board actually engaged therein. Provided that if the fees to be collected under the provisions of section 3 are insufficient to pay the salaries and expenses provided by this section, the members of said board shall be entitled to only a pro rata payment for salary in any year in which such fees are insufficient. (R. S. c. 61, § 1. 1955, c. 55.)

**Effect of amendment.**—The 1955 amendment substituted “\$300” for “\$100” in the first line of the second paragraph and “\$500” for “\$300” in the second line of the second paragraph. As the first paragraph was not changed, it is not set out.

**Sec. 3. Registration of physicians and surgeons; fee.**—Any citizen of the United States or Canada who is a graduate of a medical school designated as Class A, by and approved by the American medical association and who has served as an intern for at least 12 months in a hospital approved by the American hospital association and the American medical association shall, upon the payment of a fee of \$25, be entitled to examination and, if found qualified by a majority of the members of the board present, shall be registered as a physician or surgeon, and shall receive a certificate thereof under the seal of the board and signed by the chairman and secretary, which shall state the facts and must be publicly displayed at the person's principal place of business as long as said person continues such practice for gain or hire. Any person refused registration may be reexamined at the regular meeting of said board, within 2 years of the time of such refusal without additional fee, and thereafter may be examined as often as he may desire upon payment of the fee of \$25 for each examination. (R. S. c. 61, § 3. 1951, c. 223, § 1. 1955, c. 169, § 1.)

**Effect of amendment.**—The 1955 amendment inserted in the first sentence the requirements that the applicant be a citizen of the United States or Canada and have served a twelve-months internship in an approved hospital.

**Sec. 4. Applicants examined; qualifications; reciprocity.**—The board shall examine all such applicants for registration as licensed physicians or surgeons. Each applicant shall, at least 7 days before the date of his examination, present to the secretary of the board an application under oath or affirmation, containing satisfactory proof that said applicant is a citizen of the United States or Canada, 21 years of age, of good moral character and a graduate of some reputable medical school or college in good standing, having power to confer degrees in medicine and maintaining a standard of preliminary education and of medical instruction approved by the board, which said standard shall at least require that the applicant for admission to said medical school or college shall present to said school or college, before beginning the study of medicine therein, the diploma of a high school or equivalent school having a course of study requiring an attendance through 4 school years, or a certificate of having passed a satisfactory examination before the commissioner of education or like state officer in the studies embraced in the curriculum of such high school or other equivalent school. He shall also present satisfactory proof that he has served as an intern for 12 months in a hospital approved by the American hospital association and the American medical association. He shall also present such other facts as the board in its blank application may require, and must pay the fees provided in the preceding section. Examinations shall be in whole or in part in writing and shall be of a thorough and practical character. They shall embrace the general subjects of anatomy, physiology, pathology, bacteriology, sanitation, chemistry, materia medica, therapeutics, surgery, the principles and practice of medicine, obstetrics and such branches of medical science as the board may deem necessary for the applicant to be versed in. The board may in its discretion grant registration without examination to a physician in good standing who has been examined and licensed by a board of another state or who has been examined and certified by a national medical examining board, provided the examination passed by the applicant is deemed by the board to have been equivalent in all essentials to its own examination, and provided that such applicant has paid a fee of \$50 and has satisfied the educational and other qualifications hereinbefore in this section provided. The board may make such rules and regulations as may be necessary in connection with the provisions of this section; but no such rule shall become operative until it has been approved by a justice of the superior court. (R. S. c. 61, § 4. 1951, c. 223, § 2. 1955, c. 169, §§ 2. 3.)

**Effect of amendment.**—The 1955 amendment inserted the words “a citizen of the United States or Canada” in the second sentence, and added the third sentence.

**Sec. 4-A. Physicians in state hospitals; temporary registrations.**—In the case of physicians assigned to junior positions in state hospitals, caring for tubercular and mental patients, the requirements of sections 3 and 4 may be waived by the board and temporary registration may be granted, limited to practice in state institutions under the department of institutional service, for periods of 1 year, which may be renewed, to non-citizens who are graduates of foreign schools, upon recommendations of the superintendents of such institutions and under such regulations as the board may establish with the approval of a justice of the superior court. (1955, c. 169, § 4.)

**Sec. 7. No unregistered person to practice or to use title; prima facie evidence.**—Unless duly registered by said board, no person shall practice medicine or surgery or any branch thereof, or hold himself out to practice medicine or surgery or any branch thereof for gain or hire within the state by diagnosing, relieving in any degree or curing, or professing or attempting to diagnose, relieve or cure any human disease, ailment, defect or complaint, whether physical or mental, or of physical or mental origin, by attendance on: by advice, or by prescribing or furnishing any drug, medicine, appliance, manipulation, method or any therapeutic agent whatsoever or in any other manner unless otherwise provided by statute of this state. Unless duly registered by said board, no person shall pre-

fix the title "Doctor" or the letters "Dr." or append the letters "M.D." to his name or use the title of doctor or physician in any way, excepting that any member of the Maine osteopathic association may prefix the title "Doctor" or the letters "Dr." to his name when accompanied by the word "Osteopath," or any member of the Maine state chiropractors' association or any chiropractor duly licensed by this state may prefix the title "Doctor" or the letters "Dr." to his name when accompanied by the word "Chiropractor," or any dentist duly licensed by this state may prefix the title "Doctor" or the letters "Dr." to his name, or any optometrists duly licensed under the laws of this state may prefix the title "Doctor" or the letters "Dr." to his name when accompanied by the word "Optometrist," or any podiatrist duly licensed under the laws of this state may prefix the title "Doctor" or the letters "Dr." to his name when accompanied by the word "Podiatrist" or "Chiropodist," when permitted such right by the laws governing the practice of podiatry. Whoever not being duly registered by said board practices medicine or surgery or any branch thereof, or holds himself out to practice medicine or surgery or any branch thereof in any of the ways aforesaid, or who uses the title "Doctor" or the letters "Dr." or the letters "M. D." in connection with his name, contrary to the provisions of this section, shall be punished by a fine of not less than \$100 nor more than \$500 for each offense, or by imprisonment for 3 months, or by both such fine and imprisonment; the prefixing of the title "Doctor" or the letters "Dr." or the appending of the letters "M. D." by any person to his name, or the use of the title of doctor or physician in any way by any person not duly registered as hereinbefore described shall be prima facie evidence that said person is holding himself out to practice medicine or surgery contrary to the provisions of this section; provided that nothing herein contained shall prevent any person who has received the doctor's degree from any reputable college or university, other than the degree of "Doctor of Medicine," from prefixing the letters "Dr." to his name, if he is not engaged, and does not engage, in the practice of medicine or surgery or the treatment of any disease or human ailment. (R. S. c. 61, § 7. 1945, c. 17. 1949, c. 265. 1953, c. 44. 1955, c. 261, § 5.)

**Effect of amendment.**—The 1955 amendment added to the second sentence the provision as to the use of the title "Doctor" or "Dr." by a podiatrist.

## Chapter 67-A.

### Board of Examiners in Physical Therapy.

**Sec. 1. Definitions.**—In this chapter, unless the context otherwise requires: "Board of examiners in physical therapy", as herein established and herein-after in this chapter called the "board", shall consist of the members of the board of registration in medicine together with 2 physical therapists appointed by the governor from a list of 6 physical therapists nominated by the Maine physical therapy association; one as designated by the governor shall serve for a term of 2 years; the other for a term of 4 years. Thereafter, the physical therapist so appointed by the governor shall be appointed from a list of 3 physical therapists, submitted by the Maine physical therapy association, for a term of 4 years.

"Physical therapist" means a person who practices physical therapy.

"Physical therapy" means the treatment of any bodily or mental condition of any person by the use of physical, chemical and other properties of heat or cold, light, water, electricity, massage, therapeutic exercise and physical rehabilitation procedures. The use of roentgen rays and radium for diagnostic and therapeutic purposes, and the use of electricity for surgical purposes, including cauterization, are not authorized under the term "physical therapy" as used in this chapter.

Words importing the masculine gender may be applied to females. (1955, c. 271, § 1.)

**Sec. 2. Powers and duties of board.**—The board shall hold regular meet-