

# MAINE STATE LEGISLATURE

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October 29, 1937

Mr. Burton K. Murdock  
Maine Commission of Pharmacy  
Kennebunk, Maine

Dear Mr. Murdock:

Taking up the items mentioned in your letter of October 27, in the order named, it is my opinion that tincture of iodine is not one of the articles that is mentioned in section 1 that can legally be sold in nonregistered stores, but apparently you are right in assuming that you can release it for sale in such a store if you find that "it might with safety to the public health be sold in original packages as and when put up and labeled by qualified pharmacists".

I cannot advise you definitely about lysol. It does not seem to be mentioned in section 16, as one of the articles which can be sold only on prescription. If you find that it contains any of the poisonous drugs mentioned in section 16, you would have a right to rule it could not be sold except on prescription. I understand that it is a poisonous compound and it should happen to be, for instance, "a strong solution of carbolic acid" it would certainly be included within the provisions of section 16, and could not be sold except on prescription.

Strychnine and digitalis are definitely mentioned in section 16, and, if I am clearly informed, bichloride of mercury tablets are "corrosive sublimate" it is mentioned in section 16, so that all three of these articles can be sold only in accordance with the provisions of section 16 and on prescription.

Mineral oil U. S. P., and citrate of magnesia U. S. P. are listed in section 1 as articles which can be sold at any place. These same articles, if they are not U. S. P. can properly be

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designated by you as additions to those mentioned in section 1, and so salable in any place if you find that the articles can be sold with safety to the public.

If I can be of any further assistance to you at any time, I trust that you will call upon me, and if you do not for any reason agree with what I have given you in this answer, I should be very glad to go over the matter again.

Very truly yours,

Franz U. Burkett  
Attorney General

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