

MAINE STATE LEGISLATURE

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Sixty-Fifth Legislature.

HOUSE.

No. 261.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND NINETY-ONE.

AN ACT to amend chapter 379 of the Public Laws of 1885,
entitled “An Act to prevent incompetent persons from con-
ducting the business of apothecaries.”

*Be it enacted by the Senate and House of Representatives
in Legislature assembled, as follows :*

SECTION 1. Section four of said chapter is hereby amended
2 by inserting after the word “apothecary”, in the second
3 line thereof, the words, ‘in the State of Maine’, so that
4 said section as amended shall read as follows :

‘Section 4. Every person not now registered, unless he
6 was engaged in the business of apothecary, in the State
7 of Maine, on the eleventh day of March, in the year
8 of our Lord eighteen hundred and seventy-seven, contin-
9 uing in or hereafter entering on the business of an apoth-

10 eary, shall be examined by said commissioners, and shall
11 present to them satisfactory evidence that he has been an
12 apprentice, or employed in an apothecary store where phy-
13 sicians' prescriptions are compounded, at least three years ;
14 or has graduated from some regularly incorporated med-
15 ical college or college of pharmacy, and is competent for
16 the business ; and the commissioners may then grant
17 him a certificate and registry as hereinbefore provided ;
18 but only one of the partners in a firm need be a registered
19 druggist, *provided*, the partner who compounds medicines
20 be registered. And any physician who has a diploma as
21 a graduate of a duly established medical college, and in
22 active practice, may do the business of an apothecary with-
23 out being registered.'

SECT. 2. Section seven of said chapter is hereby
2 amended by striking out all after the word "owners" in
3 the sixth line thereof, so that said section as amended
4 shall read as follows :

'Section 7. It shall not be lawful for any apothecary store
6 to be kept open for the sale of medicines or poisons, or
7 for compounding physicians' prescriptions, unless the
8 same is placed and kept under the personal control and
9 supervision of a registered apothecary or qualified assist-
10 ant who is satisfactory to the owners.'

SECT. 3. Section eight of said chapter is hereby amended
2 by inserting after the word "apothecary" in the second
3 line thereof, the words 'in the State of Maine,' so that
4 said section, as amended, shall read as follows :

'Section 8. Any person engaged in the business of
6 apothecary, in the State of Maine, on the eleventh day of
7 March, in the year of our Lord one thousand eight hun-

8 dred and seventy-seven, may receive a certificate and be
9 registered as aforesaid on application to said commissioners,
10 with proof of his competency.'

SECT. 4. Section nine of said chapter is hereby amended
2 by inserting after the word "apothecary" in the second line
3 thereof, the words 'in the State of Maine,' and by striking
4 out all after the word "act" in the fifth line thereof, and
5 inserting in the place thereof the following, 'he shall upon
6 indictment and conviction be subject to a penalty of fifty
7 dollars per month for the first offence, and of one hundred
8 dollars per month for each and every subsequent offence,
9 whether of continuance in said business or for engaging
10 anew therein in violation of the provisions of this act. It
11 is hereby made the duty of the county attorney in each
12 county, upon complaint made by any one of said commis-
13 sioners, to prosecute all violations of the provisions of this
14 act. The treasurer of each county shall pay to the treas-
15 urer of the law library association of his county for the
16 use and benefit of the county law library twenty per cent
17 of all fines actually paid into the county treasury for the
18 violation of any of the provisions of this act,' so that said
19 section as amended shall read as follows :

'Section 9. If any person who was not engaged in the
21 business of an apothecary within the State of Maine on
22 the eleventh day of March, in the year of our Lord one
23 thousand eight hundred and seventy-seven, shall here-
24 after engage in or carry on the business of an apothecary
25 contrary to the provisions of this act, he shall upon indict-
26 ment and conviction be subject to a penalty of fifty dollars
27 per month for the first offence, and of one hundred dollars
28 per month for each and every subsequent offense whether

29 of continuance in said business or for engaging anew
30 therein in violation of the provisions of this act. It is
31 hereby made the duty of the county attorney in each
32 county, upon complaint made by any one of said commis-
33 sioners, to prosecute all violations of the provisions of
34 this act. The treasurer of each county shall pay to the
35 treasurer of the law library association of his county for
36 the use and benefit of the county law library, twenty per
37 cent of all fines actually paid into the county treasury for
38 the violation of any of the provisions of this act.'

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
March 13, 1891. }

Reported by Mr. CHADBOURNE of Biddeford, from Committee on
Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*