

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# Seventieth Legislature.

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HOUSE.

No. 444

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND ONE.

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AN ACT to amend an act entitled "An Act to regulate the  
practice of medicine and surgery."

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

Section 1. Section eight of chapter one hundred and  
2 seventy of the Public Laws of 1895 is hereby amended so as  
3 to read as follows:

‘Sect. 8. On and after the passage of this act, the board  
5 shall examine all applicants for registration as licensed physi-  
6 cians or surgeons. Each applicant shall, at least seven days  
7 before the date of his examination, present to the secretary  
8 of the board an application under oath or affirmation, giving  
9 satisfactory proof of being twenty-one years of age, of hav-

10 ing good moral character and of being a graduate of some  
11 reputable medical school or college having power to confer  
12 degrees in medicine, and in good standing, and maintaining  
13 a standard of preliminary education and of medical instruc-  
14 tion approved by the board. He shall also present such other  
15 facts as the board in its blank application may require, and  
16 must pay the fees herein provided. Examinations shall be  
17 in whole or in part in writing and shall be of an elementary  
18 and practical character. They shall embrace the general sub-  
19 jects of anatomy, physiology, pathology, materia medica and  
20 therapeutics, surgery, the principles and practice of medicine,  
21 and obstetrics, or such branches thereof as the board may  
22 deem necessary for the applicant to possess. The board is  
23 also hereby authorized to make such rules and regulations as  
24 may be necessary for reciprocity of licensure with the boards  
25 of other states which maintain a standard of education at  
26 least equal to their own; but no such rules shall become oper-  
27 ative until they have been approved by a justice of the  
28 supreme judicial court.'

Sect. 2. Section nine of this act is hereby amended so as  
2 to read as follows:

'Sect. 9. On and after the passage of this act it shall be  
4 illegal for any person not duly registered by this board to  
5 practice medicine or surgery, or any branch thereof for gain  
6 or hire within this state. Whoever not being registered as  
7 aforesaid shall so practice or shall advertise or hold himself  
8 out to the public as a physician or surgeon in this state, or  
9 who appends to his name the letters "M. D.," or who uses  
10 the title of doctor or physician or surgeon or professor or  
11 any letters or title that may convey to the public the impres-  
12 sion that he is skilled in the treatment or cure of disease,  
13 shall be punished by a fine of not less than one hundred dol-  
14 lars for each offense, or by imprisonment in jail for three  
15 months, or both.'

Sect. 3. Section ten of said act is hereby amended so as to  
2 read as follows:

‘Sect. 10. This act shall not apply to commissioned officers  
4 of the United States army, navy or marine hospital service,  
5 or to a physician or surgeon who is called from another state  
6 to treat a particular case and who does not otherwise practice  
7 in this state, nor to prohibit gratuitous service or the render-  
8 ing of assistance in emergency cases, not to midwives who  
9 lay no claim to the title of physician or doctor.’

Sect. 4. Section eleven of said act is hereby amended so  
2 as to read as follows:

‘Sect. 11. Neither shall this act apply to clairvoyants or to  
4 persons practicing hypnotism, magnetic healing, mind cure,  
5 massage, or Christian science, so called, if no drugs or medi-  
6 cines are employed nor surgical operations performed; pro-  
7 vided, such persons do not violate any of the provisions of  
8 section nine of this act in relation to the use of letters or  
9 titles that may convey to the public the impression that they  
10 are skilled in the treatment or cure of disease. Neither shall  
11 anything in this act be construed as prohibiting Christian  
12 scientists, so called, from affixing or prefixing to their names  
13 the word “healer” or any other apt name to express their  
14 method of healing.’

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 15, 1901.

Reported by Mr. WEBB of Portland, from Committee on the  
Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*