

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

SENATE.

No. 356

STATE OF MAINE.

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

AN ACT to amend Chapter 492 of the Private and Special Laws of 1855 entitled "An Act to Incorporate the Maine Medical Association," and to confirm the reorganization of said Association.

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

Section 1. Section one of Chapter 492 of the Private
2 and Special Laws of 1855 is hereby amended by striking out
3 the words "Members thereof" in the fourteenth and fifteenth
4 lines of said section and inserting in lieu thereof the words
5 "Said Association, or House of Delegates," so that said section as amended shall read as follows:

'Section 1. H. H. Hill, John Benson, John D. Lincoln,
2 Gilman Davies, Joseph W. Ellis, John Hubbard, James Mc-

3 Keen, Alonzo Garcelon, H. L. K. Wiggin, John Cook, Syl-
4 vester Oakes, N. C. Harris, Alcander Burbank, William
5 Kilbourne, I. P. Fessenden, P. Dyer, Edmond R. Russell,
6 Isaac Lincoln, John T. Gilman and others, who may be elect-
7 ed agreeably to the rules and by-laws hereafter to be estab-
8 lished, are hereby created a body politic by the name of the
9 Maine Medical Association, with power to sue and be sued,
10 to have a common seal and to change the same, to make any
11 by-laws not repugnant to the laws of this State, and to make
12 and hold any real or personal estate to the value of fifty
13 thousand dollars; and to give, grant, bargain, sell and con-
14 vey the same. The use and income of said estates to be ex-
15 pended and appropriated to uses consistent with the objects
16 of said Association, and as the said Association or House
17 of Delegates shall direct.'

Sect. 2. Section 2 of said Chapter 492 of the Private and
2 Special Laws of 1855 is hereby amended by striking out the
3 first, second, third and fourth lines of said section and the
4 word "therein" in the fifth line of said section, and substi-
5 tuting in lieu thereof the following words: "The officers
6 of said Association shall consist of a President, one or more
7 Vice-Presidents, Secretary, Treasurer, Councillors, or such
8 other officers as said Association may judge necessary or
9 convenient, which said officers may be elected or appointed
10 in such manner and for such terms, and shall perform such
11 duties and be subject to such restrictions, as may from time

12 to time be fixed and provided in the constitution and by-laws
13 of said Association;” and by striking out the words “and
14 such other officers as they” in the fifth line of said section 2,
15 and inserting in lieu thereof the words “or such other offi-
16 cer as said Association or House of Delegates,” so that said
17 section as amended shall read as follows:

‘Section 2. The officers of said Association shall consist
19 of a President, one or more Vice-Presidents, Secretary,
20 Treasurer, Councillors, or such other officers as said Asso-
21 ciation may judge necessary or convenient, which said offi-
22 cers may be elected or appointed in such manner and for
23 such terms, and shall perform such duties and be subject to
24 such restrictions, as may from time to time be fixed and
25 provided in the constitution and by-laws of said Association;
26 and the President, or such other officer as said Association
27 or House of Delegates may direct, is hereby authorized to
28 administer to the officers, oaths binding them to the faithful
29 and impartial performance of their several offices.’

Section 3 of Chapter 492 of the Private and Special Laws
2 of 1905 is hereby amended so as to read as follows:

‘Section 3. Said Association shall consist of members, the
4 qualification, classification, election, suspension and expul-
5 sion whereof shall be fixed by the constitution and by-laws
6 of said Association and such amendments thereof as may
7 from time to time be made not contrary to the laws of this

8 State. Provided that no person shall be so elected or be-
9 come a member of said Association who has not received
10 the degree of Doctor of Medicine from some medical insti-
11 tution duly authorized to confer the same, nor unless he shall
12 have passed a successful examination, and be approved by
13 the censors of said Association, or of some county society
14 instituted by this Association, as a suitable person and prop-
15 erly qualified to become a member thereof.'

Section 4 of Chapter 492 of the Private and Special Laws
2 of 1855 is hereby amended so as to read as follows:

'Section 4. At the first meeting of said Association, and
4 at every annual meeting thereafter, there shall be elected
5 or appointed by the House of Delegates of said Association,
6 or as may be provided in its constitution and by-laws, such
7 number of councillors, who shall also be censors or exam-
8 iners, as may be deemed necessary or proper for the per-
9 formance of the duties devolving upon them under the con-
10 stitution and by-laws of said Association.'

Sect. 5. Section 5 of Chapter 492 of the Private and Spe-
2 cial Laws of 1855 is hereby amended so as to read as fol-
3 lows:

'Section 5. Prior to the adjournment of the first meet-
5 ing, or each succeeding annual meeting, the time and place
6 of holding the next succeeding annual meeting shall be des-
7 igned, and when the Association does adjourn it shall ad-
8 journ accordingly. Provided, however, special meetings of

9 the Association or House of Delegates may be called and
10 held in accordance with the constitution and by-laws of said
11 Association.

Section 6. Section 7 of Chapter 492 of the Private and
2 Special Laws of 1855 is hereby amended so as to read as fol-
3 lows:

‘Section 7. Said Association through its Council or House
5 of Delegates shall have power to institute local county and
6 district societies in any part of this State, when satisfied
7 that the science and practice of medicine and surgery will
8 be benefitted and elevated thereby, and to annul any of the
9 same when said Association or its Council or House of Dele-
10 gates shall deem its beneficial influence to have ceased.’

Sect. 7. Chapter 492 of the Private and Special Laws of
2 1855 is hereby amended by adding thereto Section 8 which
3 shall read as follows:

‘Section 8. Said Association may create a House of Dele-
5 gates, also such subordinate bodies and such subdivisions
6 of said Association with all such rights and powers, and
7 subject to such limitations and restrictions, not contrary to
8 law, as may be fixed and provided in the constitution and
9 by-laws of said Association, and may prescribe the method
10 of election or appointment of members thereof.’

Sect. 8. Chapter 492 of the Private and Special Laws of
2 1855 is hereby amended by adding thereto Section 9 which
3 shall read as follows:

'Sect. 9. Every member of the Association shall be entitled to receive letters testimonial, which the Association is hereby authorized and empowered to confer, in accordance with the constitution and by-laws of said Association.'

Sect. 10. All acts and doings of said Association as appear by the records thereof, in reorganizing said Association, and adopting a new constitution and code of by-laws effecting said reorganization, is hereby ratified and confirmed.

STATE OF MAINE.

IN SENATE,

March 5, 1909.

Reported by Mr. BAXTER from Committee on Judiciary and
laid on table to be printed under joint rules.

F. G. FARRINGTON, *Secretary.*