

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

House Document

No. 98

H. P. 331 House of Representatives, Jan. 30, 1929.

On motion of Mr. St. Clair of Rockland Tabled Pending
Reference to a Committee and 500 copies ordered printed,

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. St. Clair of Rockland.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-NINE

AN ACT Relating to Apothecaries.

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

Section 1. Section seven of chapter twenty of the re-
2 vised statutes as amended by chapter seventy-eight of the
3 public laws of nineteen hundred and twenty-five and chap-
4 ter two hundred and nine of the public laws of nineteen
5 hundred and twenty-seven, is hereby further amended by
6 striking out said section and substituting in place thereof
7 the following:

'Sect. 7. Every person not already registered, entering
2 on the business of an apothecary, upon the payment of a
3 fee of ten dollars, to the secretary of said board, except as

4 hereinafter provided, shall be examined by said commis-
5 sioners, and shall present to them satisfactory evidence that
6 he had been an apprentice, or employed in an apothecary
7 store where physicians' prescriptions are compounded, at
8 least four years, and has graduated from some regularly
9 incorporated medical college or college of pharmacy, and is
10 competent for the business; the commissioners may give
11 him a certificate of the fact and that he is authorized to
12 engage in the business of an apothecary, and such certifi-
13 cate must be signed by at least two members of the com-
14 mission. No such certificate shall be issued unless the ap-
15 plicant is at least twenty-one years of age, of good moral
16 character, and a citizen of the United States. Provided,
17 that exemption from the medical or pharmacy college grad-
18 uate requirement to registration as apothecary, shall be al-
19 lowed to persons, who, before this act becomes effective,
20 have been employed for at least four years in a drug store
21 under the supervision of a qualified apothecary and who
22 present to the board satisfactory evidence of such service
23 and successfully passes the examination of said board with-
24 in three years of the passage of this act. In case the result
25 of the examination is unsatisfactory, and no certificate is
26 granted, the applicant shall have the right to another ex-
27 amination without charge, after an interval of two months,
28 and within twelve months after the date of his first exami-
29 nation. The board may, in its discretion, grant certificates
30 of registration to such persons as shall furnish with their

31 application satisfactory proof that they have been regis-
32 tered in some other state, provided that such other state
33 shall require a degree of competency equal to that required
34 of applicants of this state.'

Sect. 2. Chapter twenty of the revised statutes as amend-
2 ed by chapter six of the public laws of nineteen hundred
3 and twenty-one, chapter seventy-eight and chapter one hun-
4 dred and eighty-nine of the public laws of nineteen hundred
5 and twenty-five, and chapter two hundred and nine of the
6 public laws of nineteen hundred and twenty-seven, is here-
7 by further amended by adding thereto the following sec-
8 tions:

'Sect. 35. Every pharmacy or drug store in the state of
2 Maine shall annually register with the commissioners of
3 pharmacy and shall pay a registration fee of three dollars
4 for the first year of registration and an annual registration
5 fee of two dollars thereafter.

Sect. 36. Every pharmacy or drug store shall keep on file
2 in said store the latest edition of the United States Pharma-
3 copoeia and the National Formulary, which books shall be
4 constantly open to inspection by the commissioners of phar-
5 macy or their agents.

Sect. 37. Every registered pharmacist or registered as-
2 sistant pharmacist shall annually pay a fee of one dollar
3 for the renewal of his or her registration. Failure so to
4 do for five consecutive years shall authorize the commis-
5 sioners to revoke such registration, and thereafter the per-

6 son whose registration is so revoked shall not resume the
7 practice of pharmacy in the state of Maine without again
8 taking and passing the state board examination.

Sect. 38. Registered pharmacists or registered assistant
2 pharmacists shall at all times conspicuously display their
3 certificates in the place of business where they are employed
4 and the proprietors of all drug stores shall likewise con-
5 spicuously display their personal certificates and their store
6 certificates and all renewals thereof.

Sect. 39. Whoever violates any provision of the four pre-
2 ceding sections or aids or abets another in the violation
3 thereof shall be punished by paying a fine not less than ten
4 nor more than fifty dollars and costs of prosecution.

Sect. 40. The commissioners of pharmacy shall by them-
2 selves or by their agents visit and inspect at least twice each
3 year every pharmacy or drug store in the state of Maine
4 and keep a careful record of such inspection. They shall
5 likewise inspect any and every store that resembles a phar-
6 macy or drug store and strictly enforce the law requiring
7 a registered pharmacist to be in direct charge of every
8 pharmacy or drug store. The commissioners may suspend
9 or revoke the registration of any registered pharmacist or
10 assistant pharmacist that has been convicted of a felony or
11 is found upon investigation by the commissioners to be
12 guilty of gross immorality or addicted to the use of liquor
13 or drugs to such a degree as to render him or her, in their

14 judgment, unfit to compound, dispense, sell or distribute
15 potent drugs or medicines.

Sect. 41. The commissioners of pharmacy shall receive
2 as compensation when in the performance of their official
3 duties a fee of ten dollars per day plus actual expenses, and
4 all agents or inspectors employed by said commissioners for
5 the enforcement of the pharmacy laws shall receive not
6 more than seven dollars per day and actual expenses.

Sect. 42. All moneys received by the commissioners of
2 pharmacy for the annual registration of drug stores, regis-
3 tration fees for pharmacists and assistant pharmacists as
4 above provided shall be used, under the direction of the
5 commissioners, for the advancement of professional phar-
6 macy, defraying the expenses of the commissioners and
7 their agents and the establishment of scholarships in phar-
8 macy if funds are available and if such a plan seems prac-
9 tical and feasible to the board.'