

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 472

H. P. 1196

House of Representatives, February 7, 1939.

Referred to Committee on Public Health. Sent up for concurrence and 750 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Everett of Norridgewock.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Apothecaries and the Sale of Poisons.

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

R. S., c. 23, § 37, amended. Section 37 of chapter 23 of the revised statutes, as created by chapter 204 of the public laws of 1933, is hereby amended to read as follows :

'Sec. 37. Sale of certain drugs regulated. It shall be unlawful for any person, firm or corporation to sell, furnish or give away, or offer to sell, furnish or give away any veronal or barbital or any other salts, derivatives or compounds of barbituric acid, or any registered, trade-marked or copyrighted preparation registered in the United States Patent Office containing ~~more than 40 grains to the avoirdupois or fluid ounce of~~ the above substance, except upon the written order or prescription of a physician and surgeon, dentist or veterinary surgeon, ~~or dispensed by a pharmacist duly licensed to practice in the state of Maine~~; provided, however, that the above provisions shall not apply to the sale at wholesale by drug jobbers, drug wholesalers, and drug manufacturers to registered pharmacists and pharmacies registered under section 36, or to physicians, dentists, veterinary surgeons, hospitals or registered nurses, nor to each other, nor to the sale at retail in pharmacies by pharmacists to each other or to physicians

and surgeons, dentists, veterinary surgeons, hospitals or registered nurses duly licensed to practice in this state. Nothing in this section shall be construed to affect the right of a physician and surgeon, dentist, veterinary surgeon or registered nurse in good faith and in the legitimate practice of his profession personally to administer, prescribe or deliver any of the foregoing substances.'