

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1846.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,
and March 16, 1842.

Augusta:

WILLIAM T. JOHNSON,.....PRINTER TO THE STATE.

1846.

PUBLIC LAWS

OF THE

STATE OF MAINE,

1846.

Chapter 210.

An Act to prevent imposition in the sale of medicine.

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

Medicine, how
labelled.

SECTION 1. Whenever any compound or mixture of medicine, or any article purporting to possess medicinal virtues, or designed to be used for such purposes, and composed of more than one simple, shall be sold or exposed to sale, there shall be attached to every cask, box, bottle, vial, or other package or parcel of the same, a written or printed label, setting forth, concisely, the names of all the ingredients or simples of which such medicine is composed, and the proportions of each.

Penalty for ex-
posing to sale
without such la-
bel.

SECT. 2. If any druggist, apothecary or other person, shall sell or expose to sale, either by himself or his agent, clerk or otherwise, any such medicine without such label attached as aforesaid, he shall forfeit and pay for each and every offense, the sum of five dollars, and an additional sum equal in amount to twice the price asked or received for such medicine.

--for selling with
false label.

SECT. 3. If any person shall knowingly and willfully sell any medicine with a false label, he shall forfeit and pay not more than fifty nor less than twenty dollars ; and any penalty provided by this act may be recovered by complaint before any justice, or indictment before any court competent to try the same ; one half to the use of the prosecutor and the other half to the use of the town where the offense may have been committed.

How recovered.

Not liable if cer-
tificate from pa-
tentee is produc-
ed.

SECT. 4. If any person vending medicine purporting to be patented, shall produce to the purchaser a certificate from the patentee, or the person claiming under him, certifying that such medicine is patented, and stating the year and day when he received such patent from the patent office, he shall not be liable to any of the penalties provided in this act.

Certain excep-
tions.

SECT. 5. Nothing in this act shall be so construed as to prevent any person from selling any mixed or compound medicines when the ingredients and proportions of the same are laid down in any medical book or dispensatory in ordinary use ; nor to prevent any physician from administering to his patients any medicine, whether composed of one or more simples.

SECT. 6. This act shall take effect and be in force from and after the thirty-first day of December next.

[Approved, August 8, 1846.]