

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

Published by the Secretary of State.

AUGUSTA

KENNEBEC JOURNAL PRINT

1915

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Seventh Legislature

1915

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sioners appointed by the judge of probate. No action shall be maintained against an executor or administrator on a claim or demand against the estate, except for legacies and distributive shares, and except as provided in sections fifteen and seventeen, unless commenced and served within twenty months after affidavit has been filed in the probate office as provided in section forty-two of chapter sixty-six. When an executor, administrator, guardian or testamentary trustee, residing out of the State, has no agent or attorney in the State, service may be made on one of his sureties in the same manner and with the same effect as if made on him.'

CHAP. 138

No action on claims against estate—exceptions.

—service may be made on surety, when.

Approved March 17, 1915.

Chapter 138.

An Act to Equalize the Salaries of County Attorneys.

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

Section 1. County Attorneys of the several counties shall receive annual salaries from the State Treasury, in monthly payments, on the last day of each month, as follows:

County attorneys to be paid by State as provided herein.

Androscoggin, twelve hundred dollars; Aroostook, fifteen hundred dollars; Cumberland, seventeen hundred dollars; Cumberland, assistant county attorney, nine hundred dollars; Franklin, five hundred dollars; Hancock, seven hundred fifty dollars; Kennebec, fourteen hundred dollars; Knox, seven hundred dollars; Lincoln, five hundred dollars; Oxford, nine hundred dollars; Penobscot, fifteen hundred dollars; Piscataquis, six hundred dollars; Sagadahoc, six hundred dollars; Somerset, eight hundred fifty dollars; Waldo, five hundred dollars; Washington, nine hundred dollars; York, twelve hundred dollars. And no other fees, costs or emoluments shall be allowed them.

—no fees.

Section 2. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

—inconsistent acts repealed.

Approved March 18, 1915.

Chapter 139.

An Act to Create a Board of Examination and Registration of Nurses.

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

Section 1. Within sixty days after this bill shall go into effect, the Governor with the advice and consent of the Council shall appoint a board of examination and registration of

Appointment of board. —of whom composed.

CHAP. 139

Qualifications of members of board.

—physicians qualifications.

—term of office.

—vacancies, how filled.

—removal by Governor.

Organization of board.

—quorum.

—records

—certificate of registration to be furnished each nurse registered, on payment of fee.

nurses, consisting of four nurses and one physician. The nurses appointed on this board shall have been graduated each from a different training school, connected with a hospital of good standing, presided over by a graduate nurse, giving at least a two years' general course in theory and practice of nursing in the wards, and shall have had at least five years' experience from date of graduation in professional nursing of the sick, and with the exception of those appointed as members of this first board, shall have been registered under the provisions of this act. The physician appointed on this board shall have been graduated at least five years, shall be a member of the Maine Medical Association, and shall be associated with a general hospital maintaining a training school for nurses. There shall be at all times at least two members of the board who shall have had two or more years' experience in educational work among nurses. All members of this board shall be actual residents of the State and engaged in professional work. Each member shall be appointed for a term of three years, except those first appointed who shall serve as follows: one for one year, two for two years, and two for three years. Any vacancy in said board shall be filled by the appointment of a person, qualified as aforesaid, to hold office during the unexpired term of the member whose place he or she fills, and any member may be removed from office for cause by the Governor with the advice and consent of the Council.

Section 2. Said board shall, at the first meeting thereof, and at its annual meetings thereafter, elect from its own number a president and a secretary who shall also be treasurer. Said board may adopt a seal and pin, which shall be placed in the care of the secretary, and may adopt such by-laws, rules and regulations for the transaction of the business of the board and the government and management of its affairs, not inconsistent with the laws of this State and of the United States, as it may deem expedient. Three members of said board shall constitute a quorum, and special meetings shall be called upon request of any two members. The secretary shall be required to keep a record of all meetings of the board, including a register of the names of all nurses duly registered under this act, which shall be open at all reasonable times to public scrutiny, and to furnish a certificate of registration to each of such nurses, said certificate to be renewed at the end of five years upon payment of one dollar to the Examining Board, with affidavit to show his or her identity, at least three months' notice having been given, by registered letter, of expiration of said

certificate. The board shall provide a schedule of the subjects upon which applicants shall be examined to qualify for the requirements of this act. On request of said board, the Superintendent of Public Buildings shall provide a suitable room in the Capitol for its meetings.

Section 3. The members of said board shall receive their actual necessary expenses incurred in the discharge of their duties, and the secretary shall receive a salary to be fixed by the board, not to exceed two hundred and fifty dollars per year. The other members of the board shall each receive four dollars per day while actually engaged in attendance upon meetings of said board. Said expenses and said salary shall be paid out of the receipts of said board as hereinafter specified. No charge or expense of any kind shall ever become a charge against the State.

Section 4. At a meeting of said board to be held within sixty days after the appointment of members thereof and at the annual meeting in each year thereafter and at such special meetings as said board may deem necessary to hold for that purpose, notice of each of which meetings shall be given by publication at least one month previous to such meetings in such newspapers and nursing journals as the board may determine, said board shall examine all applicants for registration under the provisions of this act to determine their qualifications for the efficient nursing of the sick, and shall decide upon the qualifications of every such applicant and give notice of such decision within three months from the date of such examination. Application for registration shall be made upon blanks furnished by the board and shall be signed and sworn to by applicant. Any person twenty-one years of age or over, and of good moral character, who shall show to the satisfaction of the board that he or she is a resident of the State, is a graduate of a training school for nurses in good standing, which gives at least two years' course in a public or private hospital in which a general course of instruction in theory and practice of medical, surgical and obstetrical nursing, or in case of male nurses of genito-urinary work instead of obstetrics, is given, or has had such experience obtained by affiliation or post graduate work, shall be eligible for such examination upon payment of a fee of five dollars, to be deposited upon the filing of the application for examination. Said examination shall be oral and written and shall include the subjects of elementary anatomy and physiology, materia medica, medical, surgical and obstetrical nursing, dietetics, home sanitation and nursing. If

CHAP. 139

Board shall conduct examinations.

—room for meetings.

Compensation for service on board.

—expenses, how paid.

Time of giving examinations shall be advertised.

—qualifications decided upon by board.

Application for registration, how made—eligibility how determined.

—subjects to be examined in.

CHAP. 139

such applicant shall pass said examination to the satisfaction of the board, he or she shall receive a certificate of registration.

Registration without examination, how obtained.

Section 5. Any resident of the State twenty-one years of age or over, and of good moral character, applying for registration within two years from the passage of this act, and who shall, by affidavit or otherwise, show to the satisfaction of the board that he or she is a graduate of a training school for nurses, which gives at least a two years' course in a public or private hospital, where a general course of instruction is given, or that he or she was, at the passage of this act, a student in such a training school for nurses, and afterwards was graduated therefrom, shall be eligible for registration without examination, upon the payment of a fee of five dollars. The board shall have the power to register in like manner without examination, upon payment of the usual fee, any person who has been registered as a professional nurse in another state under laws, which in the opinion of the board, maintain a standard substantially similar to that of this act, and which extends a similar courtesy to nurses registered in this State.

—candidates from other states may be registered without examination.

Registration may be cancelled.

Section 6. Said board may cancel the registration of any person who has been convicted of any felony, or of any crime or misdemeanor in the practice of the profession of nursing.

Unlawful to practice professional nursing without certificate after certain date.

Section 7. It shall be unlawful after six months from the passage of this act, for any person to practice professional nursing in this State as a registered nurse without having a certificate of registration. A nurse who has received such certificate and pin shall be styled and known as a "Registered Nurse," and no other person shall assume such title, use the pin, the abbreviation "R. N." or any other words, letters, or figures to indicate that the person using the same is such a registered nurse. Every person who shall violate any provision of this act, or who shall wilfully make false representation to said board in applying for a certificate of registration, shall be fined not more than one hundred dollars; provided, that nothing in this act shall be held to apply to the acts of any person nursing the sick who does not represent himself or herself to be a registered nurse. The board shall cause to be presented to the proper prosecuting officer evidence of any violation of the provision of this act and may incur any necessary expenses in the performance of this duty, said expenses to be paid out of the receipts of said board.

Penalty for violation.

—proviso.

Board to present cause to prosecuting officer.

—expense.

Fees to be kept as separate fund by Treasurer of State.

Section 8. The treasurer shall receive all fees payable to the board and shall, quarterly, on the last secular days of March, June, September and December, account for and pay to the Treasurer of State all sums so received, which shall be

kept by the Treasurer of State as a separate fund for the payment of the compensation and expenses of the members, and the expenses of the board, and for executing the provisions of law relating hereto; and so much thereof as may be required is hereby appropriated for said purposes. The secretary shall also be reimbursed for all expenditures for books, printing, and other necessary expenses, actually incurred in the discharge of his duties, but in no event shall payment for services and expenses of members of the board exceed the amounts received by the Treasurer of State from the treasurer of said board. Any balance remaining to the credit of the board at the end of each year shall be carried forward to the next year. The treasurer of the board shall, before taking office, give to the State a bond with surety, conditioned for the faithful performance of the duties of said office, in the penal sum of not less than five hundred dollars. The board shall also submit to the Governor on or before the first day of January in each year, a general statement of the work of the board for the year preceding, including therein a statement of the number of applicants received during the year, the number approved, and the number rejected.

CHAP. 140

—reimbursement of secretary.

Charges not to exceed receipts.

—balance carried forward.

—treasurer shall give bond.

—shall submit report to Governor.

Approved March 18, 1915.

Chapter 140.

An Act to Equalize the Salaries of County Treasurers.

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

Section 1. The county treasurers in the several counties shall receive annual salaries from the treasuries of the counties, in quarterly payments, on the first days of January, April, July and October, as follows:

Androscoggin, thirteen hundred dollars; Aroostook, eight hundred dollars; Cumberland, twenty-one hundred dollars; Franklin, four hundred dollars; Hancock, five hundred dollars; Kennebec, fourteen hundred dollars; Knox, four hundred dollars; Lincoln, three hundred dollars; Oxford, six hundred fifty dollars; Penobscot, thirteen hundred dollars; Piscataquis, four hundred dollars; Sagadahoc, three hundred fifty dollars; Somerset, six hundred dollars; Waldo, four hundred

County treasurers shall be paid for services as herein provided.