

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## Ninety-fifth Legislature

OF THE

# STATE OF MAINE

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

As Passed by the Ninety-fifth Legislature

**1951**

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tax paid by him upon presenting to the state tax assessor a **sworn** statement accompanied by the original invoices showing such purchases, which statement shall show the total amount of such fuel so purchased and used by such consumer other than in motor vehicles operated or intended to be operated upon any of the public highways of the state and in the operation of aircraft.

Provided that applications for refunds as provided herein must be filed with the state tax assessor within 9 months from the date of purchase.'

Effective August 20, 1951

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## Chapter 223

### AN ACT Relating to Board of Registration in Medicine.

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

**Sec. 1. R. S., c. 61, § 3, amended.** Section 3 of chapter 61 of the revised statutes is hereby amended to read as follows:

'**Sec. 3. Registration of physicians and surgeons; fee.** Any **person** graduate of a medical school designated as **Class A** by, and approved by **American Medical Association** shall, upon the payment of a fee of \$25, be entitled to examination and, if found qualified by a majority of the members of the board present, shall be registered as a physician or surgeon, and shall receive a certificate thereof under the seal of the board and signed by the chairman and secretary, which shall state the facts and must be publicly displayed at the person's principal place of business as long as said person continues such practice for gain or hire. Any person refused registration may be reexamined at the regular meeting of said board, within 2 years of the time of such refusal without additional fee, and thereafter may be examined as often as he may desire upon payment of the fee of \$25 for each examination.'

**Sec. 2. R. S., c. 61, § 4, amended.** Section 4 of chapter 61 of the revised statutes is hereby amended to read as follows:

'**Sec. 4. Applicants to be examined; qualifications; conduct of examinations; reciprocity of licensure with other states.** The board shall examine all such applicants for registration as licensed physicians or surgeons. Each applicant shall, at least 7 days before the date of his examination, present to the secretary of the board an application under oath or affirmation, containing satisfactory proof that said applicant is 21 years of age, of good moral character, and a graduate of some reputable medical school or col-

lege in good standing, having power to confer degrees in medicine and maintaining a standard of preliminary education and of medical instruction approved by the board, which said standard shall at least require that the applicant for admission to said medical school or college shall present to said school or college, before beginning the study of medicine therein, the diploma of a high school or equivalent school having a course of study requiring an attendance through 4 school years, or a certificate of having passed a satisfactory examination before the commissioner of education, or like state officer, in the studies embraced in the curriculum of such high school or other equivalent school. He shall also present such other facts as the board in its blank application may require, and must pay the fees provided in the preceding section. Examinations shall be in whole or in part in writing and shall be of a thorough and practical character. They shall embrace the general subjects of anatomy, physiology, pathology, bacteriology, sanitation, chemistry, materia medica, therapeutics, surgery, the principles and practice of medicine, obstetrics, and such branches of medical science as the board may deem necessary for the applicant to be versed in. ~~The board may make such rules and regulations as may be necessary for reciprocity of licensure with the boards of other states which maintain a standard of education at least equal to their own; but no such rules shall become operative until they have been approved by a justice of the superior court.~~ The board may in its discretion grant registration without examination to a physician in good standing who has been examined and licensed by a board of another state or who has been examined and certified by a national medical examining board, provided the examination passed by the applicant is deemed by the board to have been equivalent in all essentials to its own examination, and provided that such applicant has paid a fee of \$50 and has satisfied the educational and other qualifications hereinbefore in this section provided. The board may make such rules and regulations as may be necessary in connection with the provisions of this section; but no such rule shall become operative until it has been approved by a justice of the superior court.'

Sec. 3. R. S., c. 61, § 6, amended. Section 6 of chapter 61 of the revised statutes is hereby amended to read as follows:

'Sec. 6. Investigation of complaints; certificates may be revoked. The board, its members, or agents shall investigate all complaints and all cases of non-compliance with or violation of the provisions of this chapter relating to the registration and activities of physicians and surgeons, and shall bring all such cases to the notice of the proper prosecuting officers. Said board, after a conviction before a proper court, either within or without the state, of any crime involving moral turpitude, or of any crime in the practice of his profession, or of a felony; or on proof to its satisfaction of fraud-

ulent or unprofessional conduct in the practice of his profession, or addiction to the use of morphine, cocaine or other drugs having similar effect; or on proof to its satisfaction of the use of advertising which may be considered by the board to be deceptive, misleading, extravagant, improbable or unethical, of or by any person to whom a certificate has been issued by them, and after hearing, may by vote of  $\frac{2}{3}$  of the entire board suspend or revoke the certificate and suspend or cancel the registration of the person to whom the same was issued. Said board may also suspend or revoke any certificate by a  $\frac{2}{3}$  vote of the entire board in any case where such certificate has been wrongfully obtained or for any fraud connected with the said registration.'

Sec. 4. R. S., c. 61, § 9, amended. Section 9 of chapter 61 of the revised statutes is hereby amended to read as follows:

'Sec. 9. Power to provide for the temporary admission to practice as camp physician or hospital resident. Any physician, a graduate of a class A medical school or university, duly registered and licensed in this or any other state, who meets the requirements of the board relative to education medically as well as pre-medical, who is a citizen of the United States, and is of good repute may make application for a temporary license to practice, 1st, as camp physician ~~for a period of not longer than 10 weeks during the summer months~~ that he may care for the campers in that particular camp for which he was hired and obtained as camp physician, or, 2nd, as a resident physician or surgeon in a hospital. He shall ~~not~~ be entitled to practice ~~outside the limits of~~ only on patients in said camp or said hospital ~~or to offer himself for gain or hire in any community adjacent to such camp~~. The certificate of licensure shall be obtained each year ~~and the right to practice thereunder is for the summer months only of the year in which issued~~. Application for this temporary certificate shall be made in the same form and manner as for regular licensure. The fee shall be \$10, annually, which shall include registration and certificate. No examination shall be exacted from applicants for ~~this these temporary license for camp physicians licenses~~.'

Effective August 20, 1951

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## Chapter 224

### AN ACT Relating to Salary of Clerk of Courts of York County.

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

R. S., c. 79, § 114, amended. That part of section 114 of chapter 79 of the revised statutes, which relates to the salary of the clerk of courts in