

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

Sec. 4. R. S., c. 22, § 197, sub-§ III, §§ L, M, additional. Subsection III of section 197 of chapter 22 of the revised statutes, as repealed and replaced by section 4 of chapter 333 of the public laws of 1949, and as amended, is hereby further amended by adding after paragraph K thereof 2 new paragraphs to be lettered L and M, to read as follows:

L. Gross incompetency, negligence or misconduct in carrying on the business or profession of embalming or funeral directing.

M. Abuse or disrespect in the handling of a dead human body, violation of any law or ordinance affecting the handling, custody, care or transportation of dead human bodies.'

Sec. 5. R. S., c. 22, § 197, amended. The 3rd paragraph of section 197 of chapter 22 of the revised statutes, as repealed and replaced by section 4 of chapter 333 of the public laws of 1949, is hereby amended by inserting before the last sentence thereof a new sentence to read as follows:

'The appeal may be heard by a justice of the said superior court either in term time or vacation.'

Effective August 8, 1953

Chapter 293

AN ACT Relating to Removal of Bodies to Crematories.

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

R. S., c. 22, § 376, amended. Section 376 of chapter 22 of the revised statutes, as amended, is hereby further amended by adding at the end thereof a new paragraph, to read as follows:

'No dead human body shall be removed, transported or shipped to any crematory unless encased in a casket or other suitable container.'

Effective August 8, 1953

Chapter 294

AN ACT Relating to the Registration and Practice of Osteopathic Physicians and Surgeons.

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

Sec. 1. R. S., c. 64, § 4, amended. Section 4 of chapter 64 of the revised statutes is hereby amended to read as follows:

'Sec. 4. Registration; qualifications; fees. Any person, before engaging in the practice of osteopathy in this state, shall make application for a certificate to practice osteopathy to the board, on a form prescribed by said board. Said application shall be filed with the secretary of the board, at least 7 days before the date of examination, together with a deposit of \$25, which said deposit shall be returned to the applicant in case the application is rejected. Each applicant must be at least 21 years of age and shall present a diploma from a high school, academy, state normal school, college or university, or otherwise satisfy the members of the board of sufficient prior academic education. **The applicant shall present evidence of having completed 2 years preprofessional study in a reputable college or university, if he matriculated in an osteopathic college after October 1, 1941.** The applicant shall also present a diploma granted by a legally chartered osteopathic college or university in good standing and having the power to confer degrees in osteopathy, which diploma shall show that it was granted on personal attendance of the applicant and completion of a course of not less than 9 months in a year for 4 separate years. **Applicants graduating from an osteopathic college after October 1, 1953 shall present evidence of having completed an internship in a hospital conforming to the minimum standards for the approval of intern training hospitals of the American Osteopathic Association.** All applicants must also present a certificate of good moral character, and such other reasonable and proper facts as the board in its blank application may require.'

Sec. 2. R. S., c. 64, § 5, amended. The 4th sentence of section 5 of chapter 64 of the revised statutes is hereby amended to read as follows:

'Every graduate of a reputable school of osteopathy who has been strictly examined and thereafter licensed to practice osteopathy in another state, which has the same or equivalent educational standards as this state, may be licensed to practice osteopathy in this state upon the payment of ~~\$25~~ \$50 and the production to the board of his or her diploma, the license obtained in such other state, and satisfactory evidence of good moral character; but the board may, at its discretion, require an examination of any such applicant.'

Sec. 3. R. S., c. 64, § 6, amended. The 1st sentence of section 6 of chapter 64 of the revised statutes is hereby amended to read as follows:

'Every osteopathic physician legally licensed to practice osteopathy and in practice in this state shall, on or before the 1st day of January of each year, pay to the secretary of the board a fee of ~~\$2~~ \$4 for the renewal of his or her certificate to practice; provided that in addition to the payment of such renewal fee, each licensee so applying for the renewal of his or her certificate shall furnish to said board satisfactory evidence that he or she

has attended in the year preceding at least 2 days of 5 hours each of ~~the~~ an annual osteopathic educational program devoted to postgraduate instruction and training in osteopathy, surgery and obstetrics approved by the board; and the board may in its discretion approve courses meeting such standards conducted by the Maine osteopathic association, or its equivalent to the approval of said board, in the year preceding.'

Sec. 4. R. S., c. 64, § 7, amended. Section 7 of chapter 64 of the revised statutes is hereby amended to read as follows:

'Sec. 7. Certificate publicly displayed; rights under certificate. When the board shall have granted to a person the certificate mentioned in section 5, such certificate shall designate the holder as an osteopathic physician, and shall be publicly displayed at the person's principal place of business as long as such person shall continue to practice osteopathy for gain or hire. Such certificate shall entitle the person to whom it is granted to practice osteopathy in any county in this state, in all its branches as taught and practiced by the recognized schools and colleges of osteopathy, with the right to use such drugs as are necessary in the practice of **osteopathy**, surgery and obstetrics, including narcotics, antiseptics and anesthetics. Provided, however, that no osteopathic physician shall practice major surgery or obstetrics, who has not graduated from an accredited osteopathic school or college, after a 4-year course therein, or taken sufficient postgraduate proper courses to constitute the equivalent thereof, properly evidenced to said board; and that no person heretofore registered under the provisions of this chapter shall practice obstetrics or surgery without passing an examination in surgery before said board. Any person to whom a certificate has been granted under the provisions of section 5, may prefix the title "Doctor" or the letters "Dr." to his name, when accompanied by the ~~word~~ words, "D. O." "osteopathic physician and/or surgeon" or "osteopath."

Effective August 8, 1953

Chapter 295

AN ACT Relating to Persons Treating for Gunshot Wounds.

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

R. S., c. 124, § 18-A, additional. Chapter 124 of the revised statutes, as amended, is hereby further amended by adding thereto a new section, to be numbered 18-A, to read as follows: