

THE DEPARTMENT OF THE NATIONAL ASSOCIATION OF BOARDS OF PHARMACY

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ACTIVE MEMBER STATES.

Alabama	Iowa	Montana	South Carolina
Arizona	Kansas	Nebraska	South Dakota
Arkansas	Kentucky	Nevada	Tennessee
Colorado	Louisiana	New Hampshire	Texas
Connecticut	Maine	New Mexico	Utah
Delaware	Maryland	North Carolina	Vermont
D. of Columbia	Massachusetts	North Dakota	Virginia
Florida	Michigan	Ohio	Washington
Georgia	Minnesota	Oklahoma	West Virginia
Idaho	Mississippi	Oregon	Wisconsin
Illinois	Missouri	Pennsylvania	Wyoming
Indiana			

CONVENTION OF THE NATIONAL ASSOCIATION OF BOARDS OF PHARMACY TO BE THE MOST REPRESENTATIVE EVER HELD.

By the time this Issue of the JOURNAL reaches its readers most of our members will be "all set" for the 1926 N. A. B. P. Convention at Philadelphia.

The Secretary's correspondence indicates that this will be not only the best attended but also the most representative convention we have ever had. Many of the Boards are sending all of their members to the meeting.

The Sesqui-Centennial International Exposition will be an attraction, and while the Convention will be full of interest, the work connected therewith will not be so arduous that attending members will not have ample opportunity to visit the exposition.

It is sincerely hoped that if there is any member who has not made plans to attend the Convention that he will pack his grip at the last minute and come on. Let us see how near to a 100% attendance of our States we can make this Convention. See you at the "City of Brotherly Love," September 13th and 14th.—H. C. C.

GENERAL NEWS ITEMS.

THE OWNERSHIP LAW AND THE NEW YORK COURTS.

All States contemplating ownership laws will be interested in a recent decision of the Supreme Court of the State of New York. Justice Ellis J. Staley delivered the opinion. The decision will be found under "The Pharmacist and the Law."

In essence, this is the point involved. An unlicensed person conducting a pharmacy at 41 Manhattan Ave. was dispossessed of his store by legal proceedings. He stored various merchandise from his store for the purpose of removing it to a new location. He later opened a store at 307 Warren St., City of Hudson, New York, and made application for a transfer of his store license to the new location. This the New York Board of Pharmacy refused to do. The owner then brought mandamus proceedings against the Board to enforce transfer of license. The Court sustained his contention.

A portion of the Judge's decision is of special interest:

It would be a very narrow and arbitrary construction of the exception to hold that if a particular drug store conducted by a person not a licensed pharmacist was destroyed by fire, or the property was condemned for the public use, or the landlord refused to renew a lease of the premises in which the store was conducted, that the privilege granted by the exception should thereupon cease and determine. All that was intended by the exception in question was, that the person who was conducting a drug store as an unlicensed pharmacist, in order to be permitted to go on with the business must continue to own and conduct a drug store not uninterrupted in the absolute sense. He continues the business uninterrupted within the meaning of the statute, even if he experiences temporary interruption, when he does not abandon the conduct of the business. Whether or not he abandons the business of conducting a drug store or pharmacy depends upon the circumstances and is a matter to be determined upon the facts of each case. If for example a building in which a drug store is being conducted by an unlicensed pharmacist is totally destroyed by fire, and it is impossible or impracticable for the druggist to continue business at that location, he would not be held to have abandoned the conduct of the drug business during a reasonable time required for him to adjust his affairs, obtain a new location and restock his store.

The same is true in relation to the situation of the petitioner. If he did not intend to abandon the drug business and with due diligence obtained a new location, he is entitled to a certificate of registration.

States drafting bills for ownership laws should exercise the greatest care in the wording of their bills. An adverse decision like the above always weakens a law in its entirety. As a rule, it is better that an ownership law should not be tied up with or included as a part of the pharmacy law, as one may kill the other. Simplicity in wording and intent should be the key-note of any ownership law or, for that matter, any other law.—H. C. C.

NEWS ITEMS.

Samuel C. Davis, Vice-President of the Tennessee Board of Pharmacy, was nominated for the Legislature at the recent primary of that State, winning by a safe margin over the machine candidate. In addition to being actively engaged in pharmacy and a member of the Board of Pharmacy, Mr. Davis is a member of the Executive Committee of the National Association of Retail Druggists, a member of the Board of Directors of the American Druggists' Fire Insurance Company, and active in both State and local drug associations in Nashville.

The many N. A. B. P. friends add their congratulations, and are glad that such a high honor has been bestowed on one of their number.—H. C. C.

SCIENTIFIC SECTION, A. PH. A.

Every member of a State Board of Pharmacy who attends the N. A. B. P. Convention in Philadelphia and remains over for all or part of the A. PH. A. Convention held during the same week, should attend the sessions of the Scientific Section. Not only will these sessions be found to be interesting, but much useful information which will be helpful in Board examination work will be gained.—H. C. C.

STATE BOARDS OF PHARMACY NEWS ITEMS.

Colorado.—The Board held an examination at Grand Junction, July 26th and 27th, but this copy goes forward too early to make a report of the meeting.

Donald F. Clifford who has previously been engaged in inspection work for the Board is again acting in that capacity and will give particular attention to the Western Slope. Mr. Clifford will ascertain what conditions exist in the various stores and call attention to any practices which are not consistent with the Colorado Pharmacy Law. In first violations of a minor nature, the Board expects the In-

spector to offer friendly advice as to how conditions may be bettered, rather than to prosecute.

The next Denver examination will be held at the University of Denver, September 24th and 25th; applications to take the examination should be on file at least ten days prior to that date. Applications and further information can be procured from Chas. J. Clayton, Secretary, 1627 Lawrence Street, Denver, Colo.

Illinois.—The regular August meeting of the Board was held in Chicago on August 17 to 20, inclusive. One hundred and fifty-nine candidates took examination for registration as Registered Pharmacists and 69 for registration as Assistant Pharmacists. Grading of examination papers has not been completed so the number passing cannot be given at this time.

The following named, appeared and were recommended for certificates as Registered Pharmacists by reciprocity:

David C. Butler and Arthur G. Wallace from Oklahoma; Grafton E. Clair from District of Columbia; Park K. Hagen, Carlton G. Lehman, Ernest Simpson, James E. Stein, Joseph Woloscheck and Wm. Gannon from Iowa; Taylor V. Hancock and Ben H. Wakefield from Indiana; Walter Sorley from Missouri; Joseph F. Magiera, Victor Thune and (Miss) F. M. Greenwalt from Minnesota; Victor Zur from Montana.

The next examination will be held in Chicago, October 26th to 29th, inclusive.

Kansas.—Examinations were held by the Board in Manhattan, Kans., August 4 and 5, 1926. Twenty candidates appeared for examination for Registered Pharmacist, out of which number, five were successful. One, out of a class of nine, succeeded in passing the examination for Registered Assistant Pharmacist.

Registration by reciprocity was granted to the following:

B. Vail Prather, basis of Colorado registration; Ben L. Rirkin, basis of Minnesota registration.

P. H. Klinkenberg of Ottawa, Kansas has been appointed by the Governor to fill the unexpired term of Roy P. Taylor who resigned. N. G. Edelblute succeeds Mr. Taylor as President of the Board.

The next examination meeting of the Board will be held in November. Applications and information can be obtained from A. H. King, Secretary, Manhattan.

New Jersey.—(Change of address for Secretary) Robert P. Fischelis, 235 E. Hanover St., Trenton, New Jersey.

Wisconsin.—The Board concluded its July quarterly examination meeting on the 23rd. Out of 61 candidates who appeared for examination, 19 passed the examination for registration as Pharmacists successfully, and seven were granted registration as Assistant Pharmacists.

Reciprocal registration has recently been granted to the following:

Victor B. Hoover, from Indiana; P. Jay Gilmer from Pennsylvania; Bernt O. Kyseth from Minnesota; Jonas R. Longley from Nebraska; Walter Mattson from Michigan; Albert J. Osweiler from Iowa; Daniel G. Clemmons, Louis H. Kopp, Leo L. McCarthy, and Herbert N. Nabers from Illinois.

The next meeting of the Board will be held beginning Monday, October 18, 1926. Address H. G. Ruenzel, Secretary, 2332 Vliet St., Milwaukee, Wis., for applications and information.

(For Roster of Board Members see Advertising Section.)