

Atlantic City last June, a full report of which appeared in the New York Journal of Commerce, on June 9.

While your delegates are free to admit that, viewed from a single or selfish standpoint, the bill might in some ways be improved, but considering the great diversity of interests represented, they feel that it is not only a credit to the various associations represented but an honor to the A. Ph. A., under whose guiding hand it was brought into existence.

The spirit of harmony which prevailed through all of the deliberations of the Conference, when the great diversity of interests is considered, is worthy of more than passing notice.

We recommend continued affiliation with the Conference.

We desire to make public acknowledgement of the many courtesies extended and the consideration received at the hands of the Hon. Francis Burton Harrison, of New York, Dr. Hamilton Wright of the State Department, and Mr. Harrison's efficient secretary.

All of which is respectfully submitted.

JOHN C. WALLACE.

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PHARMACY LAWS PROPOSED, ENACTED OR AMENDED DURING 1912-1913.*

FRANK H. FREERICKS.

(Continued from January Issue)

DEFEATED PENNSYLVANIA PHARMACY BILL.

Section 1. Definitions (a) That the term pharmacy when not otherwise limited shall for all the purposes of this act of Assembly be taken to mean a retail drug store or any place other than a licensed store or licensed pharmaceutical laboratory as hereinafter defined where drugs, medicines or poisons are compounded, dispensed, prepared or sold at retail.

(b) A licensed store shall for the purposes of this act be deemed to mean a store other than a pharmacy licensed under the provisions hereof to sell drugs and poisons for medicinal use but only in original packages put up by or under the supervision of a pharmacist or a licensed pharmaceutical laboratory and properly labeled as to dose and directions for use.

(c) A licensed pharmaceutical laboratory for all the purposes of this act of Assembly shall be taken to mean a place other than a pharmacy or licensed store where drugs are compounded.

(d) That the term "drug" as used in this act of Assembly shall include all medicines and preparations recognized in the United States Pharmacopoeia the National Formulary or the American Homeopathic Pharmacopoeia for internal

*Continuation of the report of the secretary of the Section on Education and Legislation. See Journal for January, p. 67.

or external use and any other substance or mixture of substances intended to be used for the cure, mitigation or prevention of disease of either man or other animals.

(e) That the term "pharmacist" shall for all the purposes of this act of Assembly be deemed to mean a person who is properly registered and licensed in accordance with this act of Assembly to act as a pharmacist and to compound sell furnish or dispense drugs chemicals and poisons in a pharmacy or licensed pharmaceutical laboratory.

(f) That the term "assistant pharmacist" shall for all the purposes of this act of Assembly be deemed to mean a person who is properly registered and licensed in accordance with this act of Assembly to act as an assistant pharmacist and to compound sell furnish or dispense drugs chemicals and poisons in a pharmacy or a licensed pharmaceutical laboratory conducted under the supervision of a pharmacist.

The certificate of a registered assistant pharmacist shall entitle such person to all the privileges of a registered pharmacist during the temporary absence of the registered pharmacist in charge but shall not entitle such assistant pharmacist to manage or conduct a pharmacy or drug store.

Section 2. That there shall be established in the State of Pennsylvania a board to be known as "The Pennsylvania Board of Pharmacy" to consist of five persons three of whom shall constitute a quorum who shall be appointed for the term of five years by the Governor from among the most skillful pharmacists in Pennsylvania who are not teachers or instructors in any educational institution teaching pharmacy each appointee must have been registered as a pharmacist in Pennsylvania for at least ten years previous to his appointment and he must be actually engaged in conducting a pharmacy or licensed pharmaceutical laboratory at the time of his appointment Provided Whereas a State Pharmaceutical Examining Board has hertofore been created in this Commonwealth and is now instituted and organized as provided in this act of Assembly. The members of the said board heretofore created shall constitute and henceforth be deemed and taken to be the Pennsylvania Board of Pharmacy established by this act of Assembly. That the appointed members of said board heretofore created shall respectively continue to hold office as members of the board established by this act of Assembly until the expiration of the terms for which they were originally appointed. Each member of said board shall receive an annual salary of twelve hundred dollars which shall be in lieu of a per diem compensation allowed them by law and also shall receive all necessary expenses to be paid out of the State Treasury upon certificate of the secretary of said board and warrant approved by the Auditor General the same to be paid quarterly. The officers of said board shall be a president a vice president and treasurer elected from their number. They shall also elect a secretary who must be a pharmacist and who may be a member of the board and who shall discharge such duties as are hereinafter specified and such additional duties specified by the board as may be necessary for the proper enforcement of the provisions of this act of Assembly and the salary of the said secretary shall be a reasonable amount to be determined by the Pennsylvania Board of Pharmacy not to exceed the sum of three thousand (\$3,000) dollars per annum provided however that if said secretary be one of the members of said

board his total salary shall not exceed the sum above limited and the members of said board shall within ten days after their appointment take and subscribe an oath or affirmation before a properly qualified officer of the county in which they reside that they will faithfully and impartially perform the duties of their office which oath or affirmation shall be filed with the Secretary of the Commonwealth And the said board shall have the right from time to time to employ chemists assistant chemists attorneys agents and clerks for the purpose of carrying out the terms and conditions prescribed by this act of Assembly Any vacancy occurring in the said board shall be filled by the Governor of the State of Pennsylvania from among such only as are eligible for appointment under this act of Assembly Provided however if the office of a member shall become vacant before the expiration of the term for which said member was appointed the vacancy shall be filled by an appointment by the Governor for the unexpired term only.

Section 3. That all persons firms or corporations now owning or conducting or who shall hereafter own or conduct a pharmacy or pharmaceutical laboratory in Pennsylvania shall procure a license from the Pennsylvania Board of Pharmacy and renewal thereof each year thereafter The applicant for this license and for each renewal shall state in the application the location of the pharmacy or pharmaceutical laboratory the name or names of the person firm or corporation owning or conducting it and the names of all persons and employes engaged in the conduct or carrying on of the same who are registered as pharmacists or assistant pharmacists with the number and date of their certificates of competency and qualifications. This license shall entitle the holder thereof to own or conduct a pharmacy or pharmaceutical laboratory in accordance with the provisions of this act of Assembly at the place only for which it is issued. A fee of one dollar shall be paid to the Pennsylvania Board of Pharmacy for this license and for each renewal provided that upon application any unexpired license shall be transferred as to the location of the place and in the name of the holder thereof without the payment of an additional fee.

No person firm or corporation shall sell offer for sale or have in possession with intent to sell drugs or poisons at a store other than a pharmacy without first procuring from the said Pennsylvania Board of Pharmacy a license authorizing them to conduct a licensed store and sell same as herein provided. No such license shall be granted for a place within three miles by the most available route of travel to a licensed pharmacy. This license shall entitle the holder thereof to conduct a licensed store within the meaning of this act of Assembly for a period not exceeding one year and shall be used only for the store and place for which it is issued. A fee of one dollar shall be paid to the Pennsylvania Board of Pharmacy for this license. The Pennsylvania Board of Pharmacy shall grant said licenses under the terms and conditions of this act of Assembly and the rules and regulations of the Pennsylvania Board of Pharmacy for the enforcement of this act of Assembly.

Section 4. That the Pennsylvania Board of Pharmacy shall meet at least four times a year in the city of Harrisburg or such other place in Pennsylvania as they may deem expedient and examine all persons in the science of pharmacy and its allied branches who shall make application for registration as pharmacists or assistant pharmacists and that the said Pennsylvania Board of Pharmacy or a

majority of them shall grant to such persons as may be qualified registration and certificates of competency and qualification which shall entitle the holder thereof to act as a pharmacist or assistant pharmacist when duly licensed under the provisions of this act of Assembly.

Section 5 That every person applying to the Pennsylvania Board of Pharmacy for examination and registration as a pharmacist shall be not less than twenty-one years of age and of good moral character and must produce satisfactory evidence of having a certificate of preliminary educational qualification for licensure to practice pharmacy issued by the Bureau of Professional Education of Pennsylvania and of having had not less than four years' practical experience in a pharmacy where physicians' prescriptions are compounded and dispensed under the personal supervision of a registered pharmacist two years of which experience must have been in such pharmacy within the United States also of being a graduate of a properly chartered college of pharmacy recognized by the Pennsylvania Board of Pharmacy.

Each applicant for examination shall pay to the Pennsylvania Board of Pharmacy an examination fee of three (\$3.00) dollars. If the said applicant passes a satisfactory examination and has otherwise complied with the provisions of this act the said board shall grant the applicant registration and a certificate of competency and qualification as a pharmacist upon the payment of a fee of twelve (\$12.00) dollars provided said fee shall be paid to said board within thirty (30) days of the time that the said applicant is notified that a satisfactory examination has been passed.

Section 6. That every person applying for examination and registration as an assistant pharmacist shall not be less than eighteen years of age and of good moral character and must produce satisfactory evidence of having a certificate of preliminary educational qualifications for licensure to practice pharmacy issued by the Board of Professional Education of Pennsylvania and of having had not less than two (2) years experience in pharmacy where physicians' prescriptions are compounded and dispensed under the personal supervision of a registered pharmacist and if the said applicant passes a satisfactory examination and has otherwise complied with the provisions of this act the said board shall grant to said applicant registration and a certificate of competency and qualification as an assistant pharmacist upon payment of a fee of five (\$5.00) dollars provided that said fee shall be paid to the said board within thirty (30) days of the time that the said applicant is notified that a satisfactory examination has been passed.

Section 7. The Pennsylvania Board of Pharmacy shall grant registration under the provisions of this act of assembly without an examination and without fee to all persons registered as pharmacists or assistant pharmacists by the State Pharmaceutical Examining Board of Pennsylvania under the act of May twenty-fourth one thousand eight hundred and eighty-seven and various supplements and amendments entitled "An act to regulate the practice of pharmacy and the sale of poisons and to prevent adulterations in drugs and medicinal preparations in the State of Pennsylvania" as pharmacists or assistant pharmacists respectively and when so registered they shall be eligible to apply for a license to act as a pharmacist or assistant pharmacist as herein provided.

Section 8. That the Pennsylvania Board of Pharmacy shall issue to all appli-

cants who are properly registered under the provisions of this act of Assembly a license to act as pharmacists or assistant pharmacists upon application duly made in conformity with the rules and regulations of the Pennsylvania Board of Pharmacy for the enforcement of this act of Assembly. These licenses shall entitle the holders thereof to act as a pharmacist or assistant pharmacist respectively in a pharmacy licensed as provided in this act of Assembly. The board shall not charge any fee for this license.

Section 9. That any license to act issued by the Pennsylvania Board of Pharmacy by reason of the authority of this act of Assembly may be refused suspended or revoked by the Pennsylvania Board of Pharmacy for any of the following reasons:

First. When the applicant is not of good moral character.

Second. When the registration is shown to have been obtained by fraudulent means.

Third. When the applicant or holder is shown to be addicted to the use of narcotic drugs or stimulants to such an extent as to unfit the applicant or holder of the license for the proper performance at all times of the duties of a pharmacist or assistant pharmacist.

Fourth. When afflicted by mental disease of such character as to render the applicant or holder of the license a menace to the interests of the public if allowed to act as a pharmacist or assistant pharmacist.

Fifth. When the applicant or holder has been convicted twice of a wilful violation of this or any other statute relating to the practice of pharmacy or has been convicted of a crime involving moral turpitude.

And providing that any person who is an applicant for a license to act under this act of Assembly or who is licensed to act against whom are preferred any of the foregoing charges for causing the revocation suspension or refusal of the right to act shall be furnished by the Pennsylvania Board of Pharmacy with a copy of the charges and shall be given a hearing before the board and shall be allowed the privilege of attorney and witness. If it shall appear from the evidence that the license to act of the accused should be revoked suspended or refused then the Pennsylvania Board of Pharmacy shall act accordingly.

When a license to act has been revoked or suspended it shall be delivered to the secretary of the board on formal notice. Any person who shall refuse to deliver to the secretary the license that has been revoked or suspended by the board shall be guilty of a misdemeanor and upon conviction shall pay a fine of not less than one hundred (\$100.00) dollars.

For the purposes of enforcing this section of this act of Assembly the Board of Pharmacy shall have the power to administer oaths and compel the attendance of witnesses.

Section 10. That all licenses to conduct a pharmacy or a licensed store or licensed pharmaceutical laboratory issued under this act of Assembly shall expire on the thirty-first day of December of each year. The first of these licenses issued under this act of Assembly shall bear date of January first one thousand nine hundred and fourteen. Application for the renewal of the same shall be made on or before the first day of December of each year. Any person failing to apply for a renewal of his license in accordance with the provisions of this

section shall pay a penalty of one dollar per month or fraction thereof for each month succeeding the date of expiration.

Section 11 That every pharmacy licensed under this act of Assembly shall at all times keep in the pharmacy a copy of the latest revision of the United States Pharmacopoeia and the latest edition of the National Formulary and if homeopathic remedies are compounded and dispensed a copy of the latest revision of the American Homeopathic Pharmacopoeia or the Homeopathic Pharmacopoeia of the United States. Any person violating this section of this act of Assembly shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of ten (\$10.00) dollars and the costs of prosecution.

Section 12. That all certificates of competence and qualification as a pharmacist or assistant pharmacist issued under authority of the Commonwealth of Pennsylvania and all licenses and certificates issued under this act of Assembly shall at all times be conspicuously exhibited in the place of business licensed or where the licensed pharmacist or assistant pharmacist is employed. Any pharmacist violating this section of this act of Assembly as to the display of his own or his employees certificates shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of ten (\$10.00) dollars and the costs of prosecution.

Section 13. No licensee shall permit his license to be used by another for his protection nor shall any licensee permit his license to be displayed at a place where he is not actually employed. No license shall be granted for more than one pharmacy or one licensed store or one licensed pharmaceutical laboratory and any person who shall violate this section of this act of Assembly shall be guilty of a misdemeanor and upon conviction shall have his license revoked and shall be punished by a fine of not less than one hundred dollars (\$100.00) or by imprisonment in the county prison for a term of six months either or both in the discretion of the court.

Section 14. That the Pennsylvania Board of Pharmacy shall have the right to accept the certificates of the pharmacy boards of other states in lieu of examination for registration as pharmacists. Provided however that such other states have equivalent standards for registration. And provided further that the said states shall grant to pharmacists registered in accordance with the laws of Pennsylvania the same privileges subject to such rules and regulations as may be made from time to time by the said Pennsylvania Board of Pharmacy for the enforcement of this act of Assembly. A fee of twenty-five (\$25.00) dollars shall be paid for such registration.

Section 15. That it shall be unlawful for any person to impersonate an applicant before the Pennsylvania Board of Pharmacy who shall be applying either for a license or a certificate under the provisions of this act of Assembly. Any person violating this section of this act of Assembly shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of one hundred (\$100.00) dollars or to undergo an imprisonment of six (6) months in the county prison or either or both in the discretion of the court.

Section 16. That the Pennsylvania Board of Pharmacy shall from time to time make uniform rules and regulations subject to the approval of the Attorney General for the enforcement of this act of Assembly.

Section 17. That the Pennsylvania Board of Pharmacy shall make an annual

report to the Governor of Pennsylvania of the work performed by the board during the year together with a complete financial statement of all moneys received and all moneys paid out. Two thousand (2,000) copies of this report shall be printed by the State Printer of Pennsylvania and two (2) copies of each sent to each member of the Legislature the remaining copies to be distributed upon application by the Pennsylvania Board of Pharmacy. All papers and records together with the minutes of the board shall be filed in the office of the board.

Section 18. That hereafter it shall be unlawful to sell drugs medicines or poisons at retail or to compound physicians' prescriptions or to conduct a pharmacy or a licensed store or a licensed pharmaceutical laboratory within the meaning of this act of Assembly or to act as a pharmacist or assistant pharmacist except in compliance with the provisions of this act of Assembly provided however that nothing in this act of Assembly shall be so construed as to interfere with students of pharmacy or other employes in a pharmacy or licensed pharmaceutical laboratory from performing such duties as may be assigned to them. Provided that the compounding of medicine in a pharmacy or a licensed pharmaceutical laboratory and the compounding of physicians' prescriptions or the dispensing and selling of poisons at retail shall not be permitted except under the supervision of a pharmacist or assistant pharmacist.

Nothing in this act of Assembly shall be construed so as to prevent authorized practitioners of medicine dentistry or veterinary medicine from administering or dispensing such drugs to bona fide patients as he or she shall deem necessary. Provided however that drugs so dispensed shall conform to the standards of strength quality and purity as fixed by the laws of this Commonwealth. Any person violating the provisions of this section of this act of Assembly shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not less than fifty (\$50.00) dollars nor more than five hundred (\$500.00) dollars or imprisonment for not more than one year or either or both in the discretion of the court.

Section 19. That it shall be unlawful for any person firm or corporation to use the title of pharmacist or assistant pharmacist except when so licensed under this act of Assembly or that of pharmacy licensed store or licensed pharmaceutical laboratory except when holding a license issued under this act of Assembly to conduct the same respectively. It shall further be unlawful to use the title drug store licensed pharmacy licensed drug store for a place where drugs are sold except in compliance with the provisions of this act of Assembly. Any person violating this section of this act of Assembly shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of fifty (\$50.00) dollars and the cost of prosecution.

Section 20. That the members of the Pennsylvania Board of Pharmacy or any of their authorized agents shall have the right to enter any place where drugs are compounded dispensed or sold for the purpose of purchasing samples and shall have the right to purchase samples in order that tests can be made to determine whether such drugs conform to the standards of strength quality or purity as fixed by the laws of this Commonwealth. Any person who intentionally prevents or knowingly refuses to permit any authorized person to enter any place where drugs are compounded dispensed or sold for the purpose of pur-

chasing samples or refuses to sell a sample or samples of drugs for the purpose of examination shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of ten (\$10.00) dollars and costs of prosecution.

Section 21. That all drugs sold or offered for sale in Pennsylvania must be labeled so as to show plainly on the package or bottle the name of the article or preparation therein contained. Provided that this section shall not apply to prescriptions of authorized practitioners of medicine dentistry or veterinary medicine. Any person violating this section of this act of Assembly shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of ten dollars (\$10.00) and the costs of prosecution.

Section 22. Poisons. That a poison in the meaning of this act of Assembly shall be any drug chemical or preparation which according to standard works on medicine toxicology or materia medica is liable to be destructive to adult human life in quantities of sixty (60) grains or less or any mixture compound or preparation containing in sixty (60) grains or less a sufficient quantity of any such drug chemical or preparation as to make the same liable to be destructive to adult human life if sixty (60) grains or less were to be taken.

No person shall sell at retail or dispense any poisons except as herein provided without affixing to the bottle box vessel or package containing the same a label printed or plainly written containing the name of the article the word "poison" and the name and place of business of the seller nor shall he deliver poison to any person without satisfying himself that the purchaser understands the poisonous nature of the article and that such poison is to be used for legitimate purposes.

It shall be the further duty of anyone selling or dispensing at retail poisons which according to standard works on medicine toxicology or materia medica are liable to be destructive to adult human life in quantities of five (5) grains or less before delivering them to enter in a book kept for this purpose the name of the seller and the name and residence of the buyer the name of the article the quantity sold or disposed of and the purpose for which it is said to be intended which book of registry shall be preserved for at least two years from last date of entry and shall at all times be open to inspection of the coroner police authorities or the agents of the Pennsylvania Board of Pharmacy. No manufacturer wholesaler jobber or other person shall sell any poisons as defined by this section to a retail dealer in drugs or any other person without affixing to the bottle box vessel or package containing the same a label printed or plainly written containing the name of the article and the word "poison." Provided however that the provisions of this section shall not apply to the dispensing of prescriptions of authorized practitioners of medicine dentistry or veterinary medicine specifying poisonous articles nor to the sale of mixed paints of all kinds white lead and colors ground in oil and all lead products for technical purposes. Any person violating this section of this act of Assembly shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not more than one hundred dollars (\$100.00).

Section 23. This act shall not apply to the sale of poisons for other than medicinal use and not sold or offered for sale as a drug within the meaning of this act of Assembly. Provided however the article is labeled to show plainly that it is not for medicinal use and is sold in compliance with section twenty-two

of this act. Nor shall this act be construed to prevent the sale of proprietary medicines proprietary remedies or proprietary preparations nor the sale of castor oil sweet oil turpentine linseed oil sal ammoniac sal soda baking soda washing soda copperas blue vitriol sulphur epsom salts rochelle salt spices flavoring extracts olive oil flaxseed hydrogen peroxide witch hazel water of ammonia cream of tartar essence peppermint essence Jamaica ginger essence wintergreen essence almonds essence spearmint essence birch chloride lime borax paraffine beeswax spermaceti honey logwood resin saltpetre pine tar moth balls bird seed alum arnica antiseptic face lotion bay rum bay essence brilliantine blood stopping stick blood stopping powder blood stopping cream camphor cream camphor ice caseline pomade cosmetique cold cream dandruff cure face creams hair tonics massage creams mantoline toilet water talcum powders shampoos witch hazel beef iron and wine camphor camphorated oil plasters glycerine petroleum jelly quinine glauber salts seidlitz powders turmeric. Nor the sale of any other article or compound of a like nature or character used other than as a medicine or drug.

Section 24. That all physicians' prescriptions compounded and dispensed shall be filed and kept for a period of at least five years and during that time they shall be open to the inspection of the police authorities upon presentation of an order from the court or to the members of the Pennsylvania Board of Pharmacy.

Section 25. All fees that may be received by said board under the provisions of this act and all fines and penalties recovered for violations of the provisions of this act shall be paid to the secretary of said board or to his agent or agents and by him paid into the state treasury for the use of the Commonwealth.

Section 26. The sum of fifteen thousand dollars or so much thereof as may be necessary be and the same is hereby appropriated for carrying out the provisions of this act for the two years beginning from the date of the approval of this act to be paid out by the state treasurer on the warrant of the secretary of said board approved by the auditor general.

This act shall be in force and effect on and after January first, one thousand nine hundred and fourteen.

OREGON PHARMACY LAW NOW IN FORCE.

Be it enacted by the People of the State of Oregon:

Section 1. It shall be unlawful for any person, from and after the passage of this act, to manufacture, sell, or dispense any drug, poison, medicine, or chemical, or to dispense or compound any prescription of a medical practitioner, unless such person be a registered pharmacist or a registered assistant pharmacist within the meaning of this act, except as hereinafter provided. Every store, dispensary, pharmacy, laboratory or office for the sale, dispensing or compounding of drugs, medicines, or chemicals, or for the dispensing of prescriptions of medical practitioners, shall be in charge of a registered pharmacist. A registered assistant pharmacist may be left in charge of a store, dispensary, laboratory, or office for the sale, dispensing or compounding of drugs, medicines, or chemicals or for the dispensing of prescriptions of medical practitioners only during the temporary absence of the registered pharmacist. Temporary absence within the meaning of this act shall be held to be only those unavoidable absences which may occur during a day's work, and when

the registered pharmacist in charge shall be within immediate call, ready and able to assume the direct supervision of said pharmacy. No registered assistant shall conduct a pharmacy. Every store or shop where drugs, medicines or chemicals are dispensed or sold at retail, or where prescriptions are compounded, which has upon it or as a sign, the words "pharmacist," "pharmaceutical chemist," "apothecary," "druggist," "pharmacy," "drug store," "drugs," or any of these words, or the characteristic show bottles or globes, either colored or filled with colored liquids, shall be deemed a "pharmacy" within the meaning of this act.

Section 2. Any person in order to be a registered pharmacist must be a licentiate in pharmacy, or a practicing pharmacist.

Section 3. Licentiates in pharmacy are persons who have had four years experience in stores where the prescriptions of medical practitioners are compounded, and shall have passed an examination before the State Board of Pharmacy. Practicing pharmacists are persons who, at the passage of this act, are registered as such, and who shall have on or before the 21st day of May next succeeding the passage of this act, paid to the Board of Pharmacy of this State all moneys due for renewal of registration as required by the acts of the legislature regulating the practice of pharmacy in the State of Oregon, approved February 21, 1891, and February 25, 1895.

Section 4. Registered assistant pharmacists are persons who at the time of the passage of this act are already registered as such, and who shall have on or before the 21st day of May next, succeeding passage of this act paid to the Board of Pharmacy of this State all moneys due for renewal or registration as required by the acts of the legislature regulating the practice of pharmacy in the State of Oregon, approved February 21, 1891, February 25, 1895, and February 25, 1907; provided, that no person shall be examined or registered as a licentiate, unless such person has had four years' pharmaceutical experience in a pharmacy under the supervision of a registered pharmacist; and provided further, that no person shall be examined or registered as an assistant pharmacist unless such person be at least 18 years of age and has had three years pharmaceutical experience in a pharmacy under the supervision of a registered pharmacist.

Section 5. There shall be established in the State of Oregon a board to be known as the "Oregon Board of Pharmacy" to consist of five persons who shall be appointed for the term of five years by the Governor from the most competent registered pharmacists residing in different parts of this State, who are not teachers or instructors in any technical institution teaching pharmacy. Each appointee must have been a registered pharmacist in the State of Oregon for at least five years previous to his appointment, and he must be actually engaged in the practice of pharmacy at the time of his appointment; provided, whereas the Oregon Board of Pharmacy has heretofore been created in this State and is now instituted and organized, as provided in this act, the members of the Oregon Board of Pharmacy heretofore created shall constitute and be termed and taken to be the Oregon Board of Pharmacy established by this act, and the appointed members of said Board heretofore created shall respectively continue to hold office as members and officers of the Oregon Board of Pharmacy established by this act until the expiration of the terms for which they were originally appointed. The board shall organize by electing a president, secretary and treasurer.

The secretary may or may not be a member of the board, as the board in its sound discretion shall determine; provided, however, the secretary so appointed shall be a duly and regularly registered pharmacist under the laws of the State of Oregon. The secretary and treasurer shall each give satisfactory bonds running to the board of pharmacy in a sum not less than \$2000 or such greater sum as the board may from time to time require, for the faithful discharge of their respective duties.

Section 6. It shall be the duty of the secretary to keep a book of registration in which shall be entered under the supervision of the board the names, titles, qualifications and places of business of all persons coming under the provisions of this act.

The secretary shall give receipts for all moneys received by him and pay same to the treasurer of the board, taking his receipt for the same. The treasurer shall disburse the same by order of the board for necessary expenses, taking proper vouchers therefor. All moneys received in excess of the expenses incurred by said Board of Pharmacy shall be held by said Board of Pharmacy as a special fund for meeting further and necessary expenses. It shall be the duty of the secretary of the Board of Pharmacy to erase from the register the name of any registered pharmacist or assistant pharmacist who has died, or who in the opinion of the Board of Pharmacy has forfeited his right under the law to do business in this State. Besides the duties required by this act, it shall be the duty of the secretary to perform such other reasonable duties appertaining to his office as may be required of him by the Board of Pharmacy. The secretary shall receive such compensation as may be fixed by the Board of Pharmacy; if he be a member of the board, then such compensation shall be in addition to his per diem as a member of said board.

Section 7. Three members of the board shall constitute a quorum. They shall hold a meeting at least once in every three months.

Powers and Duties of the Board of Pharmacy.

Subdivision 1. The State board of Pharmacy shall have power

(a) To make such by-laws and regulations not inconsistent with the laws of this State, as may be necessary for the protection of the public, appertaining to the practice of pharmacy and the lawful performance of its duties.

(b) To regulate the practice of pharmacy.

(c) To regulate the sale of poisons.

(d) To employ inspectors of pharmacy and to inspect during business hours all pharmacies, dispensaries, stores or places in which drugs, medicines or poisons are compounded, dispensed or retailed, and to cause the prosecution of all persons whenever there appears to the Board of Pharmacy to be reasonable ground for such action.

(e) To examine and register as pharmacists and assistant pharmacists all applicants whom it shall deem qualified to be such. All persons applying for registration under this act shall pay the following fees therefor to the secretary of the Board of Pharmacy. Every applicant for registration shall pay a fee of ten dollars (\$10) on filling his or her application which shall be compensation to the Board of Pharmacy for examination of the applicant. The said Board of Phar-

macy shall require each and every registered assistant pharmacist to present himself or herself to the said State Board of Pharmacy for examination as a registered pharmacist within two years from the date of his or her first registration as an assistant pharmacist; and the said Board of Pharmacy shall authorize and empower the secretary of said board to cancel the certificate of registration of every registered assistant pharmacist who shall fail to present himself or herself for examination within the period hereinbefore specified.

(f) In the event any person having registered shall have lost his or her certificate of registration, or the same has been destroyed, or if he or she desires the renewal of same, a new certificate may be issued by said Board of Pharmacy upon the applicant paying therefor the sum of three dollars (\$3); provided further, that where the original certificate is not lost or destroyed, then the certificate shall be surrendered before a renewal of same shall be issued, and, provided further, that the board shall have power to require satisfactory evidence from the applicant of the loss or destruction of the certificate; and, further provided, that where the applicant is delinquent for the annual dues required by this act then he or she shall be required to pay to said board sufficient fees to recover his delinquency in that behalf before he or she shall be entitled to re-issue of the certificate in this subdivision provided for.

(g) To provide by proper rules and regulations for the revocation by said board of licenses issued under the provisions of this act whenever the holder of such license shall be guilty of habitual intemperance or addicted to the use of narcotic drugs, or shall have been convicted of a felony or shall have been convicted of two or more violations of any of the provisions of this act.

Section 8. The members of the board shall receive the sum of five dollars (\$5.00) for each day actually engaged in its services and all legitimate expenses incurred in attending meetings of said board; said expenses shall be paid from the fees received by the board under the provisions of this act. The board shall render an annual report of the work it has accomplished to the Governor and render an accounting of all moneys received and disbursed by them pursuant to this act.

Section 9. Every person holding a certificate from said Board of Pharmacy shall renew annually their registration with said Board, and every registered pharmacist and every registered assistant pharmacist who desires to retain his registration on the books of the Board of Pharmacy in this State, shall annually after the expiration of the first year's registration and on or before the 21st day of May of each year succeeding pay to the secretary of the Board of Pharmacy a renewal fee to be fixed by the board, which shall not exceed one dollar (\$1) for registered pharmacists and one dollar (\$1) for registered assistant pharmacist, in return for which fee a renewal certificate of registration shall be issued. A penalty of five dollars (\$5) for registered pharmacists and two dollars and fifty cents (\$2.50) for registered assistant pharmacists will be added to the renewal fee of every registered pharmacist and every registered assistant pharmacist who fails to comply with this provision within sixty days from and after the 21st day of May of each year, and if said renewal fee is not paid with all penalties due thereunder before the first regular quarterly meeting of the Board of Pharmacy, thereafter the certificates of every registered pharmacist and every

registered assistant pharmacist failing to comply with the provisions heretofore mentioned will be cancelled, and the certificates so cancelled can only be renewed thereafter by an examination before the Board of Pharmacy as required by all persons presenting themselves for registration as registered pharmacists or registered assistant pharmacists.

Section 10. Every person upon receiving a certificate of registration under this act or who has heretofore received a certificate of registration in this State, shall keep his certificate and last receipt for re-registration conspicuously exposed in his place of business. Every registered pharmacist and every registered assistant pharmacist shall within 30 days after the changing of his place of business as designated on the books of the Board of Pharmacy, notify the secretary of the board of his new place of business, and upon receipt of said notification the secretary shall make the necessary change in his register.

Section 11. Every proprietor or manager of a pharmacy or drug store shall be held responsible for the quality of all drugs, chemicals and medicines sold or dispensed by him, except those sold in the original package of the manufacturer, and also excepting those articles or preparations known as patent or proprietary medicines. Any person who shall knowingly, willfully or fraudulently falsify or adulterate, or cause to be falsified or adulterated, any drug or medical substance, or any preparation authorized or recognized by the pharmacopoeia of the United States or used or intended to be used in medical practice, or shall mix or cause to be mixed, with any such drug or medical substance any foreign or inert substance whatever, for the purpose of destroying or weakening its medicinal power or effect, or of lessening its cost and shall willfully, knowingly or fraudulently sell the same or cause the same to be sold for medical purposes, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than fifty dollars (\$50) and not more than two hundred dollars (\$200) or by imprisonment for a period of not exceeding two hundred (200) days, or by both such fine and imprisonment. Every registered pharmacist shall file or cause to be filed all physicians' prescriptions, or a copy thereof, compounded or dispensed in his pharmacy or store and all prescriptions so filled shall be preserved for at least five years from the date of the filling thereof. Any person who shall willfully fail so to do shall be liable to a fine not exceeding fifty dollars (\$50) and for each subsequent offense shall be liable to a fine of not less than fifty dollars (\$50) and not more than one hundred dollars (\$100.)

Section 12. Any person who shall attempt to secure or secures registration for himself or herself or any other person under this act by making or causing to be made any false representations, or who shall fraudulently represent himself to be registered shall be deemed guilty of a misdemeanor and upon conviction thereof shall be liable to punishment by a fine not exceeding one hundred dollars (\$100) or by imprisonment for a term not exceeding fifty days or by both such fine and imprisonment. Any person who shall permit the compounding of prescriptions of medical practitioners, or the selling of drugs, medicines, chemicals or poisons in his or her store or pharmacy, except by a registered pharmacist or registered assistant pharmacist or who violates any of the provisions of this section of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be liable to punishment by a fine of not less than one hundred

dollars (\$100) and not more than two hundred dollars (\$200) or by imprisonment of not exceeding 50 days, or by both such fine and imprisonment; provided, however, that nothing in this act shall apply to or interfere with any practitioner of medicine or dentistry who is duly registered as such by their respective State Board of Examiners of this State, with supplying his own patients, as their physician or dentist and by them employed as such, with such remedies as he may desire, and who does not keep a pharmacy, open shop or drug store, advertised or otherwise, for the retailing of medicines or poisons; nor does this act apply to the exclusive wholesale business of any dealer, nor to the manufacture or sale of proprietary medicines or patent medicines, or to the sale of any household remedies and medicines, by general dealers not druggists, in the original packages, when properly labelled; nor does this act apply to the supplying by veterinary surgeons duly registered under the laws of the State of Oregon of remedies required in the practice of their profession; nor to the sale by grocers and dealers generally of the following named poisons, to wit: Fly paper, ant poison, squirrel poison, gopher poison, blue stone and arsenical poison used for orchard spraying when sold in the original unbroken packages and labelled with the name of the dealer and the word "poison."

Section 13. Any proprietor of a pharmacy who shall fail or neglect to place in charge of such pharmacy a registered pharmacist, or any proprietor of a pharmacy who shall by himself or any other person permit the compounding of prescriptions or the vending of drugs, medicines or poisons, in his or her store or place of business, except by a registered pharmacist or a registered assistant pharmacist, or any person not being a registered pharmacist who shall take charge of, or act as manager of any pharmacy or store, or who, not being a registered pharmacist or registered assistant pharmacist, retails, compounds or dispenses drugs, medicines or poisons, shall be guilty of a misdemeanor, and upon conviction thereof shall be liable to a fine of not less than one hundred dollars (\$100) and not more than two hundred dollars (\$200) or by imprisonment for a term of not exceeding 50 days, or by both such fine and imprisonment.

Section 14. Any person who is a duly and regularly registered and licensed pharmacist under the laws of any state of the United States of America, and is in good standing in the state in which he or she shall be registered, or any other person who may furnish satisfactory evidence to the secretary of the State Board of Pharmacy that he or she is qualified to become a registered pharmacist under the laws of the State of Oregon may make written application to the secretary of the State Board of Pharmacy and a temporary certificate of registration to practice pharmacy in the State of Oregon, until the next regular meeting of the State Board of Pharmacy may be issued. Every applicant for a temporary certificate of registration shall pay a fee of five dollars (\$5) on filing his or her application for a temporary certificate, which shall be compensation to the State Board of Pharmacy for investigation or examination of the applicant. The secretary may examine the applicant orally or in writing. If, in the judgment of the secretary, the applicant is qualified, he shall issue to said applicant a temporary certificate to practice pharmacy in the State of Oregon until the next regular meeting of the State Board of Pharmacy; provided, that the secretary shall issue but one temporary certificate to the same applicant and no temporary

certificate shall be granted to any person whose application has been denied by the State Board of Pharmacy, and no temporary certificate to practice pharmacy in the State of Oregon shall be issued by the secretary to an assistant pharmacist; provided further, that no temporary certificate shall be issued by the secretary for a longer period than until the first day of the next regular meeting of the State Board of Pharmacy after the issuance of said temporary certificate; and provided further, that the holder of a temporary certificate to practice pharmacy shall pay the regular fee of ten dollars (\$10) upon the filing of his or her application to become a registered pharmacist by examination before the State Board of Pharmacy, as provided for in this act.

Section 15. It shall be the duty of the Board of Pharmacy, by resolution, at least annually, to request of the chief of police, marshal, or constable of every city, town, or township in this state, and the sheriff of every county in this state, to furnish a list of all drug stores, together with the names of the owners, managers and all employes in said stores, and a brief statement of the capacity in which said persons are employed in said stores, and also the firm name of all stores retailing drugs, medicines, or poisons. Upon such request in writing it shall be the duty of the chief of police, marshal, constable, or sheriff of said city, town or township or county, to require the patrolmen or deputies under their command to obtain such lists as are in this section specified, and to deliver same to the Board of Pharmacy. It shall be the duty of the owner or manager of any drug store or other store dealing or retailing drugs, medicines or poisons, when called upon by an officer as above set forth, or by a member of the Board of Pharmacy, or by a duly authorized inspector, to furnish said officer, member of the Board of Pharmacy, or duly authorized inspector with the information required by the provisions of this section. Any person refusing to furnish the information, or willfully furnishing information that is false or untrue, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) or by imprisonment for not less than 10 days and not more than 35 days, or by both such fine and imprisonment.

Section 16. It shall be unlawful for any person from and after the passage of this act to vend, sell, give away or furnish, or cause to be vended, sold, given away or furnished, either directly and indirectly any of the following poisons, to wit:

Arsenic and its preparations, white precipitate, biniodide of mercury, cyanide of potassium, hydrocyanic acid, strychnine, essential oil of bitter almonds, aconite, belladonna, nux vomica, oil of savin, oil of tansy, ergot, cotton root, cantharides, carbolic acid (phenol), corrosive sublimate, corrosive sublimate tablets, antiseptic tablets containing corrosive sublimate, and other deadly poisons in original packages or otherwise without labeling the box, vessel or bottle in which said poison is contained, with the name of the article, and the word "poison" and the name, and place of business of the seller; nor shall it be lawful for any person to deliver or sell said poisons unless upon inquiry it be found that the purchaser is aware of its poisonous character.

Deadly poisons, within the meaning of this act, shall be any drug, chemical or

preparation which, according to the standard works on medicine, toxicology or materia medica is liable to be destructive to adult human life.

It shall be unlawful for any person to give a fictitious name or make any false representations to the seller or dealer when buying any of the poisons aforesaid. It shall be unlawful to sell or deliver, or cause to be sold or delivered, any of the poisons aforesaid without making or causing to be made an entry in a book kept solely for that purpose, stating the date, hour of the sale, the name and address and the signature of the purchaser, the kind and quantity of the poison sold, a statement by the purchaser of the purpose for which it is required, and the name of the dispenser, who must be a duly registered pharmacist or a duly registered assistant pharmacist. Said book shall be in the following form :

Date and Hour	Name of Purchaser	Residence	Kind and Quantity	Purpose of Use	Signature of Druggist	Signature of Purchaser
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This book shall always be open for inspection by the proper authorities and shall be preserved for at least five years after the date of the last entry therein; provided further, that nothing herein contained shall apply to the dispensing of physicians' prescriptions of any of the poisons aforesaid, nor to the manufacture, making, or selling at wholesale any poisons; provided, each box, vessel or package in which said poison is contained (except physicians' prescriptions) shall be labeled as herein provided. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than fifty dollars (\$50) nor more than two hundred dollars (\$200) or by imprisonment for a period not exceeding one hundred days, or by both such fine and imprisonment.

Section 17. When, in the opinion of the State Board of Pharmacy, it is in the interest of the public health, they are hereby empowered to further restrict or prohibit the retail sale of any poison by rules, not inconsistent with the provisions of this act, by them to be adopted, and which rules must be applicable to all persons alike. It shall be the duty of the board, upon request, to furnish any dealer with a list of all articles, preparations, and compounds, the sale of which is prohibited or regulated by this act.

Section 18. It shall be unlawful for any person, firm or corporation to vend, sell, furnish or give away, or cause to be vended, sold, furnished or given away, or offer to sell, vend, furnish or give away, or cause to be offered to be vended, sold, furnished or given away, or to have in his or their possession any cocaine, opium, morphine, codeine, heroin, alpha eucaine, beta eucaine, nova caine, or chloral hydrate, or any of the salts, derivatives or compounds of the foregoing substances or any preparation or compound contained in or containing any of the foregoing substances or their salts, derivatives or compounds, excepting upon the written order or prescription of a physician or dentist or veterinary surgeon licensed to practice in this state, which order or prescription shall be dated and shall contain the name of the person for whom prescribed written in by the person writing such prescription, or if ordered by a veterinary surgeon it shall state the kind of animal for which ordered and shall be signed by the person giving the prescription or order. Such order or prescription shall be permanently retained on file by the person, firm or corporation who shall com-

pound or dispense the articles ordered or prescribed and it shall not be again compounded or dispensed. No copy or duplicate of such written order shall be made or delivered to any person, but the original shall be at all times open to inspection by the prescriber and properly authorized officers of the law and shall be preserved for at least three years from the date of the filing thereof; provided, that the above provisions shall not apply to sales at wholesale by jobbers, wholesalers and manufacturers to pharmacies; and, further provided, that the above provisions shall not apply to preparations sold or dispensed without a physician's prescription containing less than two grains of opium, or one-fourth grain of morphine, or one-half grain of codeine, or one-sixth grain hereoin, or one-sixth grain cocaine, or one-sixth grain eucaine, or one-sixth grain nova caine, or one-sixth grain beta eucaine, or ten grains chloral hydrate in one fluidounce, or if a solid preparation, in one avoirdupois ounce; and, further provided, that the above provisions shall not apply to the sale or compounding of remedies used for veterinary purposes and liniments. Any person violating any of the provisions of this section shall upon conviction be punished as follows: For the first offense by a fine of not less than one hundred dollars (\$100) and not more than two hundred and fifty dollars (\$250) or by imprisonment for not more than one hundred days, or by both such fine and imprisonment; for the second offense by a fine of not less than two hundred dollars (\$200) nor more than five hundred dollars (\$500), or by imprisonment for not more than two hundred days, or by both such fine and imprisonment; and for the third offense by imprisonment in the state penitentiary for not less than one year nor more than five years.

Section 19. Any itinerant or traveling vendor or hawker of any drug, nostrum, ointment or application of any kind for the treatment of any disease or injury, before offering any such drug, nostrum, ointment or application for sale shall pay to the treasurer of the Oregon Board of Pharmacy an annual fee of two hundred dollars (\$200) upon the receipt of which the secretary of the board shall issue a license for one year from the date of said payment; one-half of all such license fees shall be devoted to defraying the expenses of the board and the remainder shall be paid as it is received by the treasurer of the Oregon Board of Pharmacy into the state school fund. Itinerant vendors under the meaning of this act shall include all persons who carry on the business above described by passing from house to house, or by haranguing the people on the public streets or in public places, or use the various customary devices for attracting crowds and therewith recommending their wares and offering them for sale. Any violation of this section shall be a misdemeanor and any person shall upon conviction thereof pay a fine of not less than two hundred dollars (\$200) nor more than three hundred dollars (\$300), and in default of such payment shall be imprisoned in the county jail for the period of one day for each two dollars (\$2) of such fine. In case of prosecution under this section it need not be proven that the defendant has not a license, but the fact that he has a license may be a matter of defense; provided, however, that nothing in this act shall be construed to prevent the collection of any tax or license that may be imposed by any county or municipal authority.

Section 20. All actions for the recovery of the several penalties prescribed in

this act shall be prosecuted by the district attorney for the proper county in the name of the State of Oregon, upon the information of himself or any member of the State Board of Pharmacy, or the duly authorized agent or agents of the State Board of Pharmacy; and it shall be the duty of the district attorney to prosecute all persons violating any of the provisions of this act, and to sue for all penalties herein provided for upon proper complaint being made. All penalties collected under the provisions of this act unless otherwise provided, shall inure one-half to the State Board of Pharmacy and the remainder to the county treasurer for the use of the school fund of the county in which the prosecution was conducted.

Section 21. All moneys recoverable under the provisions of this act shall be paid by the magistrate or other officer receiving the same to the treasurer of the State Board of Pharmacy.

Section 22. Circuit and justice courts shall have exclusive original jurisdiction for the violation of any misdemeanor contained in this act.

Section 23. Sections 4750 to 4773, inclusive, of Chapter 7 of Title XXXV of Lord's Oregon Laws and all acts and parts of acts in conflict with this act are hereby repealed.

NARCOTIC LAWS PROPOSED, ENACTED OR AMENDED.

CONNECTICUT NARCOTIC LAW OF 1913.

Section 1. No person shall sell, furnish, or give away, except to a licensed physician, pharmacist, dentist, or veterinarian in the manner hereinafter provided, any cocaine, salts of cocaine, or any preparations containing cocaine or salts of cocaine, eucaïne or its salts, or heroin or diacetyl morphine and its salts, or dionin or ethyl morphine or any of its salts or derivations, or morphine or any derivation thereof, or any gum or natural opium except in a form adapted to external use only, or in preparations containing not more than one-half grain of morphine, or not more than one-half grain of heroin in one fluidounce, or if a solid preparation, in one avoirdupois ounce except upon the receipt of a prescription properly written and signed by a licensed physician, and only within five days after the date of such prescription. Every such prescription shall be retained by the person who dispenses the same and shall be filled but once, and shall be kept in a separate file or book; and said person shall enter in a book kept for that purpose, the date of the sale, the name and address of the purchaser, and the name of the person making such sale. Such prescription shall contain the date of its issue, the name of the person to whom it is issued, and the prescription in full.

Sec. 2. No person shall sell to any pharmacist, physician, dentist, or veterinarian, any of the preparations referred to in section one of this act, except upon receipt of a written order therefor, which shall contain the date, the name and quantity of the article desired, and the name of the person to whom the article is sold, and said order shall be retained in a separate file or book by the person dispensing the same.

Sec. 3. Every person who shall sell any of the drugs mentioned in section

one upon the orders provided for in section two shall file with the commissioners of pharmacy, on or before the tenth day of each month, a report showing all such sales made during the preceding month, provided licensed pharmacists making sales to licensed physicians, dentists, or veterinarians only shall not be required to make such report.

Sec. 4. The commissioners of pharmacy shall prepare and furnish to all local boards of health and health officers, official order blanks, serially numbered with stubs attached, in book form, upon which blanks must be written in ink orders for the purchase of any of the drugs mentioned in this act, by any physician, pharmacist, dentist, or veterinarian, and such orders shall be furnished, by said boards of health and health officers, to any licensed physician, pharmacist, dentist, or veterinarian. Each of said blanks shall have printed thereon a facsimile of the seal of the state of Connecticut.

Sec. 5. No person shall copy the original prescription or order written by any person authorized to issue the same, in accordance with the provisions of this act, or use a copy of the original prescription or order for the purpose of obtaining any of the drugs mentioned in this act, and no prescription shall be refilled except upon an order written upon the original prescription by the physician who issued it.

Sec. 6. All written orders and prescriptions required by this act and filed, in accordance with its provisions, with any person, jobber, wholesaler, or manufacturer shall be open to the inspection of all prosecuting authorities.

Sec. 7. No person not a licensed physician, dentist, jobber, wholesaler, manufacturer, or pharmacist, shall have in his possession at any time more than five grains of any of the drugs mentioned in section one.

Sec. 8. Any person who shall violate any of the provisions of this act shall be fined not more than five hundred dollars, or imprisoned no more than one year, or both.

Sec. 9. The commissioners of pharmacy, in making payments to the treasurer of the state, as provided by section fifteen of chapter 216 of the public acts of 1909, are hereby authorized to retain, in the hands of the treasurer of said commission, a balance not exceeding five hundred dollars as a reserve fund for the purpose of defraying expenses.

Sec. 10. Chapter 127 of the public acts of 1905 and chapter 30 of the public acts of 1909 are hereby repealed.

Sec. 11. This act shall take effect from its passage.

Approved June 25, 1913.

INDIANA NARCOTIC LAW OF 1913.

(H. B. 277. Approved March 6, 1913.)

Drugs—Sale of Cocaine, Etc.—Prescription.

Section 1. Be it enacted by the General Assembly of the State of Indiana, that it shall be unlawful for any person, except a registered pharmacist to retail, sell or give away any cocaine, alpha, or beta eucaine, opium, morphine or heroin, cannabis indica, or any salt or any compound, or derivative of any of the foregoing substances, or any of their salts or compounds, or derivatives, and they only upon the written prescription of a duly registered physician, licensed veteri-

narian, or licensed dentist; and it shall be unlawful for any duly registered physician, licensed veterinarian or licensed dentist to write, issue, deliver or dictate either directly or indirectly, any prescription to or for any habitual user of any drugs enumerated in this section; every prescription shall contain the name and address of the person for whom prescribed, and the date the same shall have been filled, and shall be permanently retained on file by the person, firm or corporation where the same shall have been filled; and it shall be filled but once, and no copy of it shall be taken by any person, except a copy may be taken by the board of pharmacy, or their agents, and the original shall at all times be open to the inspection of the prescriber, to the Indiana State Board of Pharmacy or their agents, and all officers of the law; except, however, that such cocaine, alpha or beta eucaine, opium, morphine, heroin, or any salt, or any compound, or any derivative of the foregoing substances, or any of their salts or compounds, or derivatives, may be lawfully sold at wholesale by a wholesale jobber or manufacturer upon the written order of a licensed pharmacist, duly registered, practicing physician, licensed veterinarian, or licensed dentist; and provided, that the wholesaler, jobber or manufacturer, shall affix or cause to be affixed to the bottle, box, vessel or package, containing the article sold, and upon the outside wrapper of the package, as originally put up, a label distinctly displaying the name and quantity of cocaine, alpha or beta eucaine, opium, morphine, heroin, or any salt or compound or derivative of any of the foregoing substances, sold, and the word "Poison," with the name and place of business of the seller, all printed in red ink; and provided, also, that the wholesaler, jobber or manufacturer shall, before delivering any of the articles, make or cause to be made in a book kept for that purpose, an entry of the sale thereof, stating the date of sale, the quantity, name and form in which sold, the name and address of the purchaser, and the name of the person by whom the entry is made; and the said book shall always be open for the inspection by the members of the State Board of Pharmacy or agents thereof, and the proper officers of the law, and said book shall be preserved for five years after the date of the last entry therein; and provided, further, that all persons selling or dealing in cocaine, alpha and beta eucaine, opium, morphine, heroin, or any salt, or any compound or any derivative of the foregoing substances, either at wholesale or retail, shall once each month, at a time to be designated by the Indiana Board of Pharmacy, prepare and mail to the secretary of the Indiana Board of Pharmacy, on blanks to be prepared by such board, a report of all sales of cocaine, alpha and beta eucaine, opium, morphine, heroin, and any sale of any compound or any derivative of the foregoing substances made during the thirty days preceding such report, and the dates of such sales, the amount sold and the name of the person to whom such sales were made; provided, also, that nothing in this act shall apply to any preparation, patent, or proprietary, containing not more than two grains of opium, or one-fourth of a grain of its alkaloidal salts, or their derivatives to the ounce, or admixtures of ipecac and opium commonly known as Dover's powders, liniments, suppositories, ointments and plasters, plainly labeled "For External Use Only"; provided, also, that nothing in this act shall be construed to prevent the legitimate administering of said drugs, their salts, compounds and derivatives by a duly registered practicing physician, duly licensed veterinarian or duly licensed dentist.

Penalty.

Section 2. That section two be amended to read as follows: Section 2. Any person violating any of the provisions of the foregoing section on the first offense shall be guilty of a misdemeanor and on conviction shall be fined not less than \$25 nor more than \$500, and imprisoned in the county jail not less than ninety days, nor more than one year; and for each succeeding offense, he shall be guilty of a felony and shall be fined not less than \$200, nor more than \$1,000, and imprisoned in the state prison or reformatory not less than one year, nor more than eight years, and if the person so offending shall have a license as a physician, veterinarian, dentist or pharmacist, such license shall be revoked by the court trying said cause; and it shall be the duty of the prosecuting attorney of the county where such offense is committed to prosecute all persons violating provisions of this act under proper complaint being made, and upon failure of such prosecuting attorney to act, it shall be the duty of the attorney general of the State of Indiana to prosecute any person violating the provisions of section one of this act. It shall be the duty of the Indiana Board of Pharmacy to enforce the provisions of this act and to adopt such rules and regulations as it may deem best to carry out the provisions of this act.

MAINE NARCOTIC LAW OF 1913.

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

Section 1. No person, firm or corporation shall manufacture any so-called catarrh powder or catarrh cure, or any patent or proprietary preparation containing cocaine, or any of its salts, or alpha or beta eucaine, or any of their salts, or any synthetic substitute for them.

Sec. 2. No person, firm or corporation shall sell, or expose or offer for sale, or give, deliver or exchange cocaine, or alpha or beta eucaine, or any synthetic substitute for them or any preparation containing the same, or any salts or compounds thereof, except upon the written prescription of a physician, dentist, or veterinary surgeon, registered under the laws of the state in which he resides, which prescription shall be dated and bear the name of the person giving it and of the person prescribed for, and the original prescription shall be retained by the druggist filling the same for at least two years and shall not again be filled, except upon the written order of the original prescriber, and shall at all times be open to inspection by members of the state board of health, members of the state board of pharmacy, and their authorized agents, by state officials and their authorized agents, and by the police authorities and officers of cities and towns. But no practitioner of veterinary medicine shall prescribe any of the above mentioned substances for the use of a human being.

Sec. 3. No person shall sell, furnish, give away or deliver opium, morphine, heroin, codeine, cannabis indica or cannabis sativa, or any salt, compound or preparation of said substances except upon the written prescription or order of a lawfully authorized practitioner of medicine, dentistry or veterinary medicine, which prescription shall be dated and shall bear the name of the person giving it, and the name of the person prescribed for; which original prescription shall be retained by the druggist filling the same for at least two years, and shall not again be filled except upon the written order of the original prescriber. Such

prescriptions shall at all times be open to inspection by members of the state board of health, the state board of pharmacy, state officials and their duly authorized agents, and by the police authorities and officers of the cities and towns. But no practitioner of veterinary medicine shall prescribe any of the above substances for the use of a human being. The provisions of this section shall not apply to sales made by a manufacturer or wholesale or retail druggist to another manufacturer, wholesale or retail druggist; nor to sales made to hospitals, colleges, scientific or public institutions, or to physicians, dentists or veterinary surgeons; nor to the sale of cough remedies and other domestic and proprietary preparations, provided that such remedies and preparations are sold in good faith as medicines, and not for the purpose of evading the provisions of this act, and provided further that such remedies and preparations do not contain more than two grains of opium, one-fourth of a grain of morphine, or one-fourth of a grain of heroin, or one grain of codeine or their salts, in one fluid ounce, or, if a solid preparation, in one avordupois ounce; but such provisions shall not apply to liniments and ointments which are prepared for external use only. Nor shall the provisions of this section apply to preparations containing opium or any of its salts, which are sold in good faith as remedies for diarrhoea, cholera or neuralgia, nor to powder of ipecac and opium, commonly known as Dover's powders, provided, that any such preparation is sold in good faith as medicine and not for the purpose of evading the provisions of this act.

Sec. 4. No practitioner of medicine, dentistry, or veterinary medicine shall prescribe for the use of an habitual user of the same, opium, morphine, heroin, codeine, or any salt or compound of the said substances, or any preparation containing any of the said substances or their salts or compounds, or cocaine, or its salts, or alpha or beta eucaine or their salts, or any synthetic substitute for them, or any preparation containing the same or any salt or compound thereof; nor shall any practitioner of dentistry prescribe any of the said substances for any person not under his treatment in the regular practice of his profession; nor shall any practitioner of veterinary medicine prescribe any of the substances for the use of a human being, provided, however, that the provisions of this section shall not be construed to prevent a lawfully authorized practitioner of medicine from prescribing for the use of any habitual user of hypnotic or narcotic drugs, who is under the professional care of such practitioner, such substances as he may deem necessary for treatment, if such prescriptions are given in good faith and not for the purpose of evading the provisions of this act.

Sec. 5. A manufacturer or jobber of any or all of the drugs enumerated in Sections 2 and 3 of this act, a wholesale druggist, or a registered pharmacist may sell any drug mentioned in said sections 2 and 3 to a manufacturer, jobber, wholesale druggist, or to a pharmacist, physician, veterinarian or dentist, qualified to practice under the laws of this state, or to an incorporated hospital but only upon a written order duly signed by such manufacturer, jobber, wholesale druggist, registered pharmacist, registered physician, registered veterinarian, registered dentist, or the superintendent of such incorporated hospital, which order shall show the article or articles ordered and the date of delivery. The said order shall be kept on file in the laboratory, warehouse, pharmacy or store from which it was filled by the proprietor thereof, or his successor, for a period of not less than two

years from the date of delivery, and shall at all times be open to inspection by officers of the state board of health, members of the state board of pharmacy, or their authorized agents, state officials and their authorized agents, and the police authorities and officers of cities and towns; and such order shall not contain items of any drug not mentioned in Sections 2 and 3 of this act.

Sec. 6. A person not being a physician dentist or veterinary surgeon, qualified to practice in this state, or not being a manufacturer or wholesale or retail dealer in drugs, who has in his possession opium, morphine, heroin, codeine, cannabis indica, cannabis sativa or any other hypnotic or narcotic drug or salt, compound or preparation of said substances, cocaine, alpha or beta eucaine or any synthetic substitute for them, or any preparation containing the same, or any salts or compounds thereof, except by reason of a prescription of a physician, dentist or veterinary surgeon qualified to practice in this state, shall be punished as provided in Section 8 of this act. The provisions of this section shall not apply to a person, firm or corporation while transporting any of the above mentioned drugs from or to a manufacturer or jobber, wholesale druggist, registered pharmacist, registered physician, registered veterinarian, registered dentist, or incorporated hospital, nor to persons who may have the above mentioned articles in their possession in connection with the enforcement of the provisions of this act or with the trial of cases arising thereunder. Possession of any of the drugs mentioned in this section shall be prima facie evidence that such possession is unlawful.

Sec. 7. No practitioner of medicine, surgery, dentistry or veterinary medicine shall dispense, furnish or give away opium, morphine, heroin, codeine, cannabis indica, cannabis sativa, or any salt compound of said substances or any preparation containing any of the said substances or their salts or compounds, or cocaine or its salts or alpha or beta eucaine or their salts or any synthetic substitute for them, or any preparation containing the same or any salt or compound thereof except in good faith as medicines for diseases indicated, and the aforesaid practitioners shall keep a record in a book kept solely for that purpose of the name and address of the patient treated and the name of the disease indicated and the quantity of the drug dispensed, furnished or given away on each separate occasion, which record shall be made within 48 hours of the dispensing or furnishing or giving away and shall be preserved for at least two years, and shall at all times be open to inspection by members of the state board of health, members of the state board of pharmacy or their authorized agents, by state officials or their authorized agents or by the police authorities or officers of cities and towns. But no practitioner of medicine, surgery or dentistry shall dispense or prescribe, except for his own professional use, more than four grains of morphine, cocaine, heroin, opium, or any other hypnotic or narcotic drug, their salts, compounds, or any preparation of the same.

Sec. 8. A person who violates a provision of the foregoing sections, or aids or abets another in the violation thereof, shall be fined not more than one thousand dollars nor less than fifty dollars, or be imprisoned not more than one year, or both. Judges of the municipal and police courts and trial justices shall have original and concurrent jurisdiction with the superior courts of offences under this act.

Sec. 9. The director of the Maine Agricultural Experiment Station shall make

a chemical analysis to determine the composition and quality of any substance mentioned in this act on application of the county attorney of any county of Maine, and shall furnish a certificate certifying to the composition or quality thereof. The certificate under seal of the Maine Agricultural Experiment Station which shall be affixed by the chemist thereof making the analysis shall be prima facie evidence of the composition and quality of the substance analyzed.

NEW YORK COCAINE LAW OF 1913.

Section 1. Section seventeen hundred and forty-six of chapter eighty-eight of the laws of nineteen hundred and nine, entitled "An act providing for the punishment of crime, constituting chapter forty of the consolidated laws," as amended by chapter one hundred and thirty-one of the laws of nineteen hundred and ten, is hereby repealed.

§ 2. Such chapter is hereby amended by inserting therein a new section to be section seventeen hundred and forty-six to read as follows:

§ 1746. Sale of cocaine or eucaïne, and regulations respecting their possession. Alkaloid cocaine or its salts, or alpha or beta eucaïne or their salts, or any admixture, compound, solution or product of which cocaine or eucaïne or their salts may be an ingredient, shall not be sold, offered for sale, furnished, disposed of, given away or possessed by any person except in the manner prescribed in this section and by the persons authorized herein.

(a) It shall be lawful for a licensed pharmacist or a licensed druggist, upon the written prescription of a physician duly registered and licensed to practice in the state of New York, to sell or dispense alkaloid cocaine or its salts or alpha or beta eucaïne or their salts. If in such prescription the percentage of such substances to the total contents of the prescription shall exceed one per centum thereof the pharmacist or druggist to whom such prescription is presented shall before filling the same verify the prescription by inquiry of the physician issuing the same. Such prescription shall be retained by the person dispensing the drug, and no copy of such prescription shall be made by or delivered to any person, and such prescription shall be filled but once, except that it shall be lawful for a licensed pharmacist or druggist to refill and to give to the person presenting same a copy of a prescription of which cocaine or eucaïne is a component part, if the proportion of such substance to the total content of the prescription does not exceed one grain thereof to each fluid ounce or in the case of ointment does not exceed two grains of such substance to the ounce. When any of such substance is so dispensed or sold upon such written prescription of a physician the person selling or dispensing the same shall simultaneously deliver to the person to whom the same is sold or furnished a certificate stating the name and address of the person selling or furnishing such drug or mixture, the name and address of the physician upon whose prescription the same is sold or furnished, the date of sale and the amount sold. The possession of such certificate shall be a defense to a charge of misdemeanor under paragraph (h) of this section, provided the person possessing such substance shall not have in his possession an amount exceeding the amount specified in such certificate, and provided that such certificate shall not legalize the possession of such substance for more than ten days after its issuance if the proportion of cocaine or eucaïne or their salts to the total content of the prescription shall exceed one grain

to the fluid ounce, or, in the case of ointment, two grains to the ounce, unless on such certificate there shall be written by the physician issuing the prescription a statement that the use of the substance is necessary for a longer period, to be named in such statement. It shall be lawful for any physician duly registered and licensed to practice in the state of New York, after personal examination of a patient, to prescribe and himself dispense such substances to such patient, provided he shall execute and deliver the certificate required of a dispensing druggist or pharmacist.

(b) Such substances may lawfully be sold in the original package at wholesale by any manufacturer thereof to any other manufacturer thereof or to a wholesale dealer in drugs, and by any wholesale dealer in drugs to any other wholesale dealer in drugs or to a manufacturer thereof, provided such package shall be securely sealed and labeled as prescribed in this section, and provided a record of such sale shall be kept in the manner prescribed in this section by the person selling and the person purchasing said substances. It shall be lawful for a manufacturer or wholesale dealer in drugs after the purchase in bulk of such substances, to repack the same in other containers which shall be sealed and labeled as prescribed in this section. When so repacked, sealed and labeled such containers shall, for the purposes of this section, be deemed to be original packages.

(c) Such substances may lawfully be sold in the original package to a licensed pharmacist, licensed druggist, duly registered practicing physician, licensed veterinarian or licensed dentist by any manufacturer of such substances or wholesale dealer in drugs upon the written order of the pharmacist, druggist, physician, veterinarian or dentist to whom the sale is made, provided such package shall be securely sealed and labeled and provided a record of such sale shall be kept in the manner prescribed herein by the person selling and the person purchasing such substance.

(d) Before making any sale provided for in paragraphs (b) and (c) of this section, the manufacturer of such substances or wholesale dealer in drugs shall affix or cause to be affixed to the bottle, box, vessel or package containing the article sold, and upon the outside wrapper of the package as originally put up, a label distinctly displaying the name and quantity of cocaine or its salts, alpha or beta eucaine or their salts sold, and the word "poison" with the name and place of business of the seller all printed in red ink.

(e) The manufacturer of such substances or wholesale dealer in drugs shall, before the delivery of any of such substances sold by him, make or cause to be made in a book kept for the purpose, an entry of the sale thereof, stating the date of sale, the quantity sold, the name and form in which it is sold, the name and address of the purchaser, the name of the person by whom the order is filled, the name of the person by whom the entry is made, a description of the package or container in which the substance is sold, and a statement that such substance was sold and purchased in the original package, that the package was sealed, that the seals thereof were undamaged and unbroken, and that the labels were attached thereto as hereinbefore prescribed, and were not in any manner defaced or damaged, and a statement showing how delivery was made, whether personally or by mail, express, freight or messenger. The record and statement thus made in such book shall be signed by the person filling such order for such substance and may

be received in any court against the person filing such order and the person selling such substance as evidence of the transaction recorded and the facts stated therein. The said book and record shall be kept in the regular place of business in the state of New York of such manufacturer and wholesale dealer and shall be open at all times for inspection by the officers or authorized agents of the state or local board of health, the New York state board of pharmacy and by the police authorities and officers charged with the enforcement of the penal law, and shall be preserved for at least five years after the date of the last entry made therein. The items in such book respecting the sale of said substances shall be consecutively numbered, and upon the receipt by such manufacturer or wholesale dealer of any order for any of such substances there shall be written or stamped upon such order so received the serial number corresponding to the next open numbered entry space in such record book and the said serial number shall also be written or stamped upon the package containing such substances when the same is delivered in pursuance of the said order. Such original orders shall likewise be kept by the said manufacturer or wholesale dealer in a convenient place in the state of New York; and shall be preserved for at least five years after the dates of such orders.

(f) The manufacturer of such substances or wholesale dealer in drugs, licensed pharmacist, licensed druggist, duly registered practicing physician, licensed veterinarian, or licensed dentist shall, upon the delivery to him of any of such substances purchased by him, make or cause to be made in a book kept for the purpose, an entry of the purchase thereof, stating the date of purchase thereof, the quantity purchased, the name and form in which it was purchased, the name and address of the seller, the name of the person by whom the purchase is made, the name of the person by whom the entry is made, a description of the package or container in which the substance is purchased, and a statement that such substance was sold and purchased in the original package, that the package was sealed, that the seals thereon were undamaged and unbroken, and that the labels were attached thereto as hereinabove prescribed, and were not in any manner defaced or damaged, and a statement showing how delivery was made, whether personally or by mail, express, freight or messenger. There shall also be recorded in such book the particular place in which such substance so purchased is to be kept by the purchaser, which place shall be easily accessible and shall be within the state of New York and shall not be changed except that at the time of such change an entry thereof be made in such book opposite the original entry of the purchase and signed by the purchaser. The record and statement thus made in such book shall be signed by the person purchasing such substance and may be received in any court against the person receiving such substance and against the person to whom the same is sold as evidence of the transaction recorded and the facts stated therein. Such book and record shall be kept in the regular place of business in the state of New York of such purchaser, and shall be open at all times for inspection by any prosecuting officer in the state or his subordinates and by such persons as may be designated by him. Such book shall be preserved for at least five years after the date of the last entry made therein.

(g) Any person who shall sell, offer to sell, furnish, dispose of or give away alkaloid cocaine or its salts or alpha or beta eucaine or their salts or any admixture, compound, solution or product of which cocaine or eucaine or their salts may be

an ingredient, except under the conditions and to the persons authorized by this section shall be guilty of a felony. Any dentist, veterinarian or physician who shall dispense such substances to a patient without issuing the certificate required by paragraph (a) to be made and issued by him shall be guilty of a felony. Any druggist or pharmacist who shall fill any prescription issued in violation of this section shall be guilty of a felony.

(h) Any person other than a manufacturer of such substances or a wholesale dealer in drugs or a licensed pharmacist, licensed druggist, duly registered practicing physician, licensed veterinarian or licensed dentist who shall possess any quantity whatever of alkaloid cocaine or its salts or alpha or beta eucaine or their salts or any admixture, compound, solution or product of which cocaine or eucaine or their salts may be an ingredient, shall be guilty of a misdemeanor, unless the said possession is authorized by the certificate described in paragraph (a.)

(i) Any licensed pharmacist, licensed druggist, duly registered practicing physician, licensed veterinarian or licensed dentist or manufacturer of such substances or wholesale dealer in drugs, who shall possess any quantity whatever of alkaloid cocaine or its salts or alpha or beta eucaine or their salts, or any admixture, compound, solution or product of which cocaine or eucaine or their salts may be an ingredient, in any place other than the place scheduled in the record herein provided for, shall be guilty of a misdemeanor, except that a duly registered practicing physician, licensed veterinarian or licensed dentist, may carry such substances for use in his profession, provided the amount so personally carried and the amount kept in the place scheduled in his record shall not together exceed a total of one and one-eighth ounces of such substance. Any person who shall under the provisions of this section be required to record the possession, disposition, sale, purchase or the place of keeping of such substances who shall fail to record the possession, disposition, sale or purchase thereof or the place in which the substances so possessed or purchased are kept, in the manner and after the form prescribed in this section, shall be guilty of a misdemeanor.

(j) Every manufacturer of such substances, wholesale dealer in drugs, licensed pharmacist, licensed druggist, duly registered practicing physician, licensed veterinarian and licensed dentist shall keep an accurate record in a book kept for that purpose of all alkaloid cocaine or its salts or alpha or beta eucaine or their salts or any admixture of cocaine or eucaine disposed of by him, and the possession in the place designated in the record herein directed by paragraph (e) to be kept of an amount less than the difference between the total amount received by him and the amount shown by his record to have been disposed of, shall be presumptive evidence of a sale of the amount of such substances not accounted for in violation of this section. No record of dispositions of such substances need be made by any physician, veterinarian or dentist, except that such persons shall at least once in each six months record the gross amount of such substances disposed of by him.

(k) Within thirty days after this section takes effect every manufacturer of alkaloid cocaine or its salts or alpha or beta eucaine or their salts, or any admixture, compound, solution or product in which cocaine or eucaine or their salts may be an ingredient, every wholesale dealer in drugs, licensed pharmacist, licensed druggist, duly registered practicing physician, licensed veterinarian and licensed dentist shall make a record of the amount of each of said substances possessed by

him in a book to be kept for that purpose, which may be the book in which purchases are recorded. Such book shall be kept at the regular place of business of each of said persons in the state of New York, and there shall be specifically stated in such book the amount of each of said substances possessed by the person making the record and the particular place in which the same is kept. Such book shall be open to inspection by any prosecuting officer in the state or his subordinates and by such persons as may be designated by him. Such book and record shall be preserved for at least five years after the date of the last entry made therein. In the event that the amount of said substances possessed at the time this section takes effect by any licensed pharmacist, licensed druggist, duly registered practicing physician, licensed veterinarian or licensed dentist, shall exceed the amount specified in paragraph (1) of this section, such possession shall not be deemed unlawful provided that the persons possessing the same shall not purchase or acquire in any manner whatever any more of such substances until the amount on hand shall be reduced by lawful disposition thereof to an amount less than that prescribed by paragraph (1.) If any of the persons entitled to possess such substances in any amount shall possess an amount in excess of that authorized by paragraph (1) it shall be the duty of each of such persons to report in writing to the state department of health, within thirty days after this act takes effect, the amount of each of such substances possessed by him and the place where the same is kept. Such reports shall be alphabetically filed in the office of the state department of health and shall be open to public inspection. Any person violating the provisions of this paragraph of this section shall be guilty of a misdemeanor.

(1) It shall be unlawful to possess or have in any pharmacy or drug store in this state more than one and one-quarter ounces of alkaloid cocaine or its salts or alpha or beta eucaine or their salts for each duly registered pharmacist or druggist regularly employed in such pharmacy or drug store, provided, however, that in no event shall there be carried in stock in such pharmacy or drug store to exceed five ounces of such substances no matter what number of registered pharmacists or druggists may be employed therein. It shall be unlawful for any physician, dentist or veterinarian to possess more than one and one-eighth ounces of alkaloid cocaine or its salts or alpha or beta eucaine or their salts. Any person who shall violate any of the provisions of this paragraph shall be guilty of a misdemeanor.

(m) This section shall not apply to nor prohibit the regular and ordinary transportation of such substances as merchandise, provided the same shall be labeled and sealed as prescribed in this section, nor to the possession of such substances by duly authorized officials charged with the enforcement of the law when such substances are possessed by them in pursuance of their official duties and in connection with the apprehension and prosecution of persons offending against this section.

(n) It shall be lawful for one person in the regular employ of each public hospital or dispensary in this state, to be selected and designated by the managers or board of trustees of such hospital or dispensary to purchase and possess alkaloid cocaine or its salts or alpha or beta eucaine or their salts, provided such purchase and possession shall be for the exclusive use of such hospital or dispensary and provided that such substances shall be kept within the hospital buildings or

dispensary. The amount of such substances so possessed shall not exceed five ounces at any one time, and the person so designated by such managers or trustees of such hospital or dispensary shall keep the same record of purchases and dispositions as is hereinabove directed to be kept by other persons purchasing and possessing cocaine or eucaïne or their salts, and he shall be liable to the same penalties as hereinabove provided. The record directed herein to be kept shall be open to inspection by the same authorities as are hereinabove provided, and the record shall be preserved in such hospital or dispensary for at least five years after the date of the last entry made therein.

§ 3. This act shall take effect immediately.

OHIO NARCOTIC LAW OF 1913.

Sec. 12672. Whoever sells, barter, furnishes or gives away, directly or indirectly, or has in his possession for the purpose of selling, bartering, furnishing or giving away, any quantity of cocaine, alpha or beta eucaïne or alypin, * * * morphine, acetyl-morphine, di-acetyl-morphine, di-acetyl-ester-morphine, ethyl-morphine, opium, or any of their alkaloids, salts, derivatives or compounds, or any synthetic equivalent thereof either as to the physical properties or physiological action, except upon the original written prescription of a physician duly licensed under the laws of this state, which prescription shall contain the name of the physician issuing it, the date of issue and the name of the person for whom it is issued; or fails to keep such prescription on file for at least two years, in such manner that it is accessible at all reasonable times to the inspection of the proper officer or officers of the law and the members of the state board of pharmacy and the secretary of the state board of pharmacy, or fills said prescription more than once, shall be fined not less than twenty-five dollars, nor more than five hundred dollars, or imprisoned in the county jail not less than thirty days or more than six months, or both at the discretion of the court, for the first offense, and for each subsequent offense shall be imprisoned not less than one year or more than five years in the penitentiary. If it be made to appear to the court that the person so convicted is addicted to the use of any of the above mentioned drugs or substances, the court, with the consent of such person may commit such person to a hospital or other institution for the treatment of such person. This section does not extend to sales at wholesale of any quantity of the above mentioned drugs to duly registered pharmacists physicians, dentists, or veterinary surgeons, and shall not apply to liquid preparations sold in good faith as medicines containing not more than two grains of opium, or not more than one-fourth grain of morphine, or not more than one-fourth grain of heroin, or not more than one-eighth grain of alpha or beta eucaïne, or not more than ten grains of chloral hydrate in one fluid ounce, or if a solid preparation in one avoirdupois ounce.

Sec. 12672-1. The finding in the possession of a person who is not a wholesale dealer in drugs, a registered pharmacist, physician, dentist or veterinary surgeon, of any quantity of cocaine, alpha or beta eucaïne or alypin, morphine, acetyl-morphine, di-acetyl-morphine, di-acetyl-ester-morphine, ethyl-morphine, opium, or any of their alkaloids, salts, derivatives, or compounds, or any synthetic equivalents thereof, either as to the physical properties or physiological action shall be prima facie evidence of the violation by such person of section 12672 of this chapter.

Section 3. That said original Section 12672 and 12674 of the General Code be, and the same are hereby repealed.

[Effective August 6, 1913.]

THE DEFEATED NARCOTIC BILL OF PENNSYLVANIA.

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same. That it shall be unlawful for any person firm or corporation to sell furnish give away or deliver any opium morphine heroin codeine their salts derivatives or compounds or any substances or preparation containing opium heroin morphine codeine or their salts derivatives or compounds except upon the bona fide written prescription of a duly registered practitioner of medicine dentistry or veterinary medicine which prescription shall be filled but once and of which no copy shall be taken by anyone and which shall be retained and kept on file by the dispenser thereof for a period of at least five years and be open to inspection at all times by the prescriber and properly authorized officers of the law or agents of the State Pharmaceutical Examining Board provided that any such prescription may be refilled upon the written order of the original prescriber.

Provided that the provisions of this section shall not apply to sales made by any manufacturer of drugs or chemicals wholesale druggists or owner of a pharmacy to another manufacturer of drugs or chemicals wholesale druggist or owner of a pharmacy or to hospitals colleges scientific or public institutions or Practitioners of Veterinary Medicine nor to the sale or dispensing by registered pharmacists of written prescriptions of registered physicians dentists or veterinarians if such prescriptions contain not more than two grains of opium or not more than one-fourth grain of morphine or not more than one-third grain of heroin or not more than one grain of codeine or not more of any salt or derivative of opium morphine heroin or codeine in the proportion herein named for the drug from which such salt or derivative is prepared in one fluid ounce or if a solid preparation in one troy ounce nor to the sale or dispensing of prescriptions for plasters liniments and ointments containing any drug or derivative thereof herein named when prescribed for external use only nor to the sale of cough remedies proprietary medicines or other medicinal preparations provided they are sold as medicines and not for the purpose of evading the provisions of this act of Assembly or supplying habitues to the use of opium morphine heroin codeine their salts derivatives or preparations with any of these drugs if they contain not more than two grains of opium or not more than one-fourth grain of morphine or not more than one-third grain of heroin or not more than one grain of codeine or not more of any salt or derivative of opium morphine heroin or codeine in the proportion herein named for the drug from which such salt or derivatives prepared in one fluid ounce or if a solid preparation in one avoirdupois ounce and not more than one of the drugs or more than one of any salt or derivative of any drug herein named nor to the sale of plasters liniments and ointments containing any drug herein named when prepared and sold for external use only nor to the sale of paregoric brown mixture brown mixture tablets compound syrup of white pine compound syrup of white pine tar Dewee's carminative Dalby's carminative Bateman's drops

Godfrey's cordial Dover's powder sun cholera mixture Squibb's diarrhoea mixture or Warburg's tincture nor to the sale of any compound mixture or preparation into which any drug or any derivative of any drug named in this section of this act of Assembly may enter provided such compound mixture or preparation contains sufficient of another ingredient or other ingredients as to render it unfit for use by an habitual user of any drug or drugs to which this act of Assembly applies.

And provided also that before delivering any of the articles or within twenty-four hours thereafter there shall be made in a book kept for the purpose an entry of the sale thereof stating the date of sale the quantity name and form in which sold the name and address of the purchaser and whether said purchaser is a wholesale druggist or owner of a pharmacy manufacturer of drugs or chemicals or practitioners of veterinary medicine and the said book shall be always open for inspection by the proper authorities and shall be preserved for a period of five years after the last entry therein.

And further it shall be the duty of all dealers in drugs and manufacturers to make monthly reports to the State Pharmaceutical Examining Board of their sales of all articles to which this act of Assembly applies excepting articles sold or dispensed upon prescription of a registered practitioner of medicine dentistry or veterinary medicine in such form as may be required and upon blanks to be provided by said State Pharmaceutical Examining Board Every practitioner of medicine who prescribes or administers or dispenses any of the drugs to which this act of Assembly applies for the use of any person known to him as an habitual user of any such drugs when such prescribing administering or dispensing is for the cure of a drug habit shall keep a record of the name age and address of the person the name and quantity of the drug so prescribed or administered and report the same in monthly reports to the State Pharmaceutical Examining Board.

Section 2. That no practitioner of medicine dentistry or veterinary medicine shall prescribe sell or furnish opium morphine codeine heroin their salts compounds derivatives or preparations for the use of any person known to him as an habitual user of the same nor shall any practitioner of dentistry prescribe any of the foregoing substances for any person not under his treatment in the regular practice of his profession nor shall any practitioner of veterinary medicine prescribe any of the foregoing substances for the use of any human being Provided however that the provisions of this act of Assembly shall not be construed to prevent any duly registered practitioner of medicine from administering or dispensing to any person or prescribing in good faith for the use of any habitual user of narcotic drugs who is under his professional care such substances as he may deem necessary for his treatment when the same are not administered dispensed or prescribed for the purpose of evading the provisions of this act of Assembly or perpetuating the habitual use of any of the articles subject to the provisions of this act of Assembly by any habitual user thereof.

Section 3. That any person who shall violate any of the provisions of this act of Assembly shall be guilty of a misdemeanor and for each offense upon conviction thereof shall be sentenced to pay a fine of not more than five hundred (\$500.00) dollars and undergo an imprisonment of not more than two years in the county prison or either or both at the discretion of the court.

Section 4. That it shall be unlawful for any person who is not a practicing physician dentist or veterinarian or manufacturing chemist or analytical chemist or manufacturing pharmacist or wholesale druggist or owner of a pharmacy or manufacturer of proprietary or patent medicine or for any educator or instructor or investigator in any recognized educational or scientific institution to have in his possession any opium morphine heroin codeine or their salts derivatives or compounds or any patent or proprietary medicine containing opium morphine heroin codeine or their salts derivatives or compounds in such form or quantity as to make the same subject to the provisions of this act of Assembly except by reason of a prescription of a registered practitioner of medicine dentistry or veterinary medicine and any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine of not more than fifty dollars (\$50.00) and undergo an imprisonment of not more than six months or either or both at the discretion of the court.

Section 5. That it shall be the duty of the State Pharmaceutical Examining Board to enforce the provisions of this act who shall receive as compensation for their services the sum of twelve hundred dollars (\$1200) per annum which shall be in lieu of all compensation allowed them by law They shall be allowed their necessary expenses incurred in the enforcement of the provisions of all acts which they may be authorized to enforce The compensation and expenses shall be paid quarterly by the State Treasurer on the certificate of the secretary of the said board and upon warrant of the Auditor General The said board is hereby authorized to employ such agents attorneys and assistants as may be necessary in enforcing the provisions of this act All fines and penalties imposed and recovered for violations of the provisions of this act shall be paid forthwith to the secretary of the said board or his agent and by him immediately paid into the State Treasury for the use of the Commonwealth.

Section 6. That the sum of twenty-five thousand dollars or so much thereof as may be necessary be and hereby is appropriated for enforcing the provisions of this act to be paid out of the State Treasury upon warrants duly signed by the secretary of the State Pharmaceutical Examining Board and upon warrant of the Auditor General.

Section 7. The provisions of this act shall not apply to the sale of any patent or proprietary remedy containing opium morphine heroin codeine or any salt derivative compound or preparation of the same by any dealer which were in such dealer's stock in this State at the time of approval of this act Provided That the package or other container in which the remedy shall be contained shall be plainly and distinctly marked "On Hand"_____ (date of approval.)

Section 8. That all acts and parts of acts inconsistent herewith be and hereby are repealed.

UTAH NARCOTIC LAW OF 1913.

1727x2. It shall be unlawful for any person, firm, association or corporation to sell or otherwise dispose of or have possession of cocaine, morphine, heroin, codein, alpha eucaine, beta eucaine, nova-caine or opium, or any of the derivatives of opium, except upon the prescription of a reputable licensed practicing physician, licensed dentist or licensed veterinary surgeon, and said prescription shall not be refilled, which prescription shall be dated and shall contain the name of

the person for whom prescribed written in by the person writing said prescription and if prescribed by a veterinary surgeon it shall state the kind of animal for which ordered, and every prescription shall be signed by the person giving the same, provided, that the above provisions shall not apply to possessions by or sales at wholesale by jobbers, wholesalers, and manufacturers to retail druggists, nor to possession by or sales at retail by retail druggists to a regular reputable licensed practicing physician, dentist or veterinary surgeon, nor to sales made to or possession by manufacturers of proprietary or pharmaceutical preparations for use in the manufacture of said preparations, nor to sales to or possession by hospitals, colleges, scientific or public institutions; and provided, further, that the above provisions shall not apply to such preparations as are recognized by the United States Pharmacopoeia or to standard proprietary remedies: Provided, further, that no practitioner of medicine, dentistry, or veterinary medicine shall furnish to or prescribe for the use of any habitual user of the same any cocaine, morphine, heroin, codeine, alpha eucaine, beta eucaine, nova-caine or opium, or any of the derivatives of opium, or any salt or compound of any of the foregoing substances, or any preparations containing any of the foregoing substances or their salts or compounds; and no practitioner of dentistry shall prescribe any of the foregoing substances for any person not under his treatment in the regular practice of his profession, and no practitioner of veterinary medicine shall prescribe any of the foregoing substances for the use of any human being, provided, however, that the provisions of this section shall not be construed to prevent any lawfully authorized practitioner of medicine from administering in good faith, for the use of any habitual user of narcotic drugs, who is under his professional care, such substances as he may deem necessary for his treatment, when such administration is not for the purpose of evading the provisions of this act. Provided, further, that all such wholesale jobbers, wholesalers and manufacturers in this Section mentioned shall before delivery of any of the articles in this section enumerated make or cause to be made in a book kept for that purpose only, an entry of the sale of any such article stating the date of such sale and quantity and name of the article and form in which sold, the true name and true address of the purchaser, the name of the person by whom such entry and sale was made, also a statement showing how delivery was had, whether delivered personally or forwarded by mail, express or by freight, which book shall be substantially as follows:

Date of Sale	Quantity and Name of Article	Name of Purchaser	How Delivered	Name of person Selling
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and said book shall always be open for inspection by any peace office or any member of the board of pharmacy or any inspector by them authorized, and such book shall be preserved for at least five years after the date of the last entry therein.

The possession of pipes used for smoking opium, (commonly known as opium pipes), and the usual attachments thereto, is hereby made a misdemeanor.

All narcotic drugs specified in this section and also all pipes used for smoking opium (commonly known as opium pipes) and the usual attachments thereto, seized under the provisions of this act, shall be ordered destroyed by the judge of the court in which final conviction was had; said order of destruction shall contain the name of the officer charged with the duty of destruction as herein required.

1727x3. Any person, firm or association or corporation violating any of the provisions of this chapter, except as otherwise provided, shall be deemed guilty of a felony and shall be punished by imprisonment in the state prison for not less than one month and not more than five years, or by a fine of not less than one hundred dollars (\$100.00) and not more than five thousand dollars (\$5,000.00) or by both such fine and imprisonment.

Section 2. This act shall take effect upon approval.

Approved March 14, 1913.

WYOMING NARCOTIC LAW OF 1913.

Section 2907. Except as hereinafter provided it shall be unlawful for any person, whether acting for himself or as agent, to possess, or sell or otherwise dispose of cocaine, eucaïne, beta eucaïne, alpha eucaïne, morphine, heroin, chloral, chloral hydrate, Indian hemp, opium, or any salt, compound or derivative thereof, except upon the prescription of a licensed practicing physician registered in this State. No person filling the prescription shall refill the same nor give any copy thereof to the party presenting said prescription. The said prescription shall be kept on file and open to inspection by the State Board of Pharmacy Commission, City or County authorities, or of the State Board of Medical Examiners, at any time, provided that the above provisions shall not apply to sales at wholesale, by jobbers, wholesalers and manufacturers to retail druggists, nor to sales at retail by retail druggists to regular licensed practicing physicians registered in this State, or dentists or veterinary surgeons registered in this State, nor to sales to State, County or private hospitals. And provided, further, that the above provisions shall not apply to such preparations as are recognized by the United States Pharmacopœia or National Formulary, or pharmaceutical preparations to be used in the filling of prescriptions written by a regular registered practicing physician in this State."

Section 2. That Section 2908 of the Wyoming Compiled Statutes of 1910 be and the same is hereby amended and re-enacted to read as follows:

"Section 2908. Any person found guilty of any violation of the provisions of Section 2907 or 2909 of the Compiled Statutes of Wyoming of 1910, shall be deemed guilty of a felony and shall be fined not less than \$500.00 nor more than \$1,000.00, or imprisoned in the State Penitentiary for a term of not less than one year nor more than three years, or punished by both such fine and imprisonment in the discretion of the court."

Section 3. That Section 2909 of the Compiled Statutes of Wyoming, 1910, be and the same is amended and re-enacted to read as follows, to-wit:

"Section 2909. No practitioner of medicine, druggist, or veterinary medicine

shall furnish to or prescribe for the use of any habitual user of the same, any cocaine, eucaïne, beta eucaïne, alpha eucaïne, morphine, chloral, chloral hydrate, Indian hemp, opium, or any salt or compound of any of the foregoing substances, or preparation containing any of the foregoing substances, to any person not under his treatment in the regular practice of his profession, and no practitioner of veterinary medicine shall administer any of the foregoing substances to any human being. Provided, however, that the provisions of this section shall not be so construed as to prevent any lawfully authorized practitioner of medicine from prescribing or administering in good faith, cocaine not exceeding 2 grains to any one person within the period of 24 consecutive hours; morphine not to exceed 4 grains to any one person within the period of 24 consecutive hours; codeine, Indian hemp, eucaïne, alpha eucaïne, beta eucaïne, opium or any of its derivatives, not to exceed 4 grains within any consecutive period of 24 hours, chloral not to exceed 30 grains within any consecutive period of 24 hours. Provided, that the provisions of this act shall not be so construed as to prevent the use of the foregoing substances in hospitals in any quantity deemed necessary by the attending physician when such administration is not for the purpose of evading the provisions of this act. When any physician shall administer or prescribe in excess of the dosage of drugs mentioned in this section, within any 24 hours, he shall within 5 days make a report of such action to the Secretary of the State Board of Health, stating fully name of patient and conditions under which drugs were administered or prescribed. It shall be the duty of the State Pharmacy Commission to enforce these sections."

Section 4. This act shall take effect and be in force from and after its passage.
(To be continued)

ADVERTISING NEGATIVELY.

There is a strong temptation at all times to tell in your advertising space certain things that you do not sell or that you do not do in your store. Most of these things might better be left unsaid. Some druggists advertise that they have no connection with any chain of stores. That this is true is no recommendation to the people who are habitually buying from those stores. In fact the patrons of the chain stores will construe it as rather a slap at them and it will work to make them less rather than more inclined to patronize the advertiser. Its effect on the people who already do not buy of the chain stores may not be to send them there, but it at least will have the tendency to make them give more thought to those stores. Other druggists claim they do not sell certain lines of goods they say are "trust made." Well, what does the man who likes those "trust made" goods care about the trust part of it? He wants the goods and he certainly will not go for them to the store that boasts it does not handle them. As for the man who does not use those goods, there is certainly no advantage in mentioning them to him in any way at all. To advertise that you do not do or sell any particular thing is rarely a recommendation. Negative advertising rarely produces a positive result in trade development.—*The Spatula*.