

the exclusive jurisdiction in and over such lands shall revert to and revest in the commonwealth whenever such lands shall cease to be used for the purpose set forth in section one.

SECTION 3. This act shall take full effect upon its acceptance by a majority vote of the city council and of the park commissioners of said city of Springfield and upon deposit in the office of the state secretary before December thirty-first, nineteen hundred and forty-eight, of a suitable plan of said parcel, but not otherwise.

*Approved June 9, 1948.*

*Chap. 539* AN ACT REGULATING THE SALE, DISTRIBUTION AND DELIVERY OF CERTAIN DRUGS AND MEDICINES AT WHOLESALE, AND THE MANUFACTURE OF CERTAIN DRUGS AND CHEMICALS.

*Be it enacted, etc., as follows:*

G. L. (Ter. Ed.), 112, § 35, etc., amended.

Application of certain laws restricted.

SECTION 1. Chapter 112 of the General Laws is hereby amended by striking out section 35, as most recently amended by section 4 of chapter 343 of the acts of 1937, and inserting in place thereof the following section:— *Section 35.* Sections thirty and thirty-six A to forty-one, inclusive, of this chapter, sections twenty-nine to thirty G, inclusive, of chapter one hundred and thirty-eight and section two of chapter two hundred and seventy shall not apply to physicians who put up their own prescriptions or dispense medicines to their patients; nor to the manufacture of patent and proprietary medicines, nor to the sale of such medicines other than the sale of those intended for internal use which are hypnotics or which contain barbituric acid or its derivatives and other than the sale of such medicines which are exclusively prepared for hypodermic use in the human system; nor to the manufacture or sale of the following drugs and chemicals used in the arts, or as household remedies: alum, ammonia, bicarbonate of soda, borax, camphor, castor oil, chlorinated lime, citric acid, cod liver oil, copperas, cotton seed oil, cream of tartar, dyestuffs, Epsom salt, flaxseed, flaxseed meal, gelatine, ginger, Glauber's salt, glycerine, gum arabic, gum tragacanth, hops, hyposulphite of soda, licorice, lime water, linseed oil, litharge, magnesia, olive oil, peroxide of hydrogen, petrolatum, phosphate of soda, rhubarb, Rochelle salt, rosin, sal ammoniac, salt-peter, senna, slippery elm bark, spices for seasoning, sugar of milk, sulphate of copper, sulphur, tartaric acid, turpentine, extract of witch hazel and zinc oxide; nor to the sale in the original packages of the following, if put up by registered pharmacists, manufacturers or wholesale dealers in conformity with law: flavoring essences or extracts, essence of Jamaica ginger, insecticides, rat exterminators, aromatic spirits of ammonia, spirits of camphor, sweet spirits of niter, syrup of rhubarb, tincture of arnica and tincture of rhubarb; nor to the sale of the following poisons used in the arts, if properly labelled and recorded as provided by section two of chapter two

hundred and seventy: muriatic acid, oxalic acid, nitric acid, sulphuric acid, arsenic, cyanide of potassium, mercury, phosphorus and sulphate of zinc.

SECTION 2. Said chapter 112 is hereby further amended by inserting after section 36 the four following sections, under the caption LICENSING OF PERSONS ENGAGED IN THE SALE, DISTRIBUTION OR DELIVERY, AT WHOLESALE, OF DRUGS OR MEDICINES:— *Section 36A.* Except as otherwise provided in section thirty-five, no person shall engage in the sale, distribution or delivery, at wholesale, of drugs or medicines within the commonwealth without a license so to do.

G. L. (Ter. Ed.), 112, new §§ 36A to 36D, added.

License for wholesalers of drugs and medicines.

*Section 36B.* The board shall upon application and the payment of an annual license fee of ten dollars issue licenses required by section thirty-six A; provided, that no such license shall be issued to any applicant unless the board is satisfied that he or it is actually engaged in and is carrying on such wholesale business. Such license shall be renewed on or before December first of each year upon the payment of a license fee of ten dollars.

Fee.

*Section 36C.* No person shall use the words “wholesale druggist” or any other words of similar import, holding himself or itself out to be engaged in the sale, distribution or delivery of drugs or medicines, at wholesale, without first having been licensed as provided in sections thirty-six A and thirty-six B. The agents of the board shall have authority, during business hours, to inspect and investigate all wholesale dealers in drugs or medicines, and shall report all violations of sections thirty-six A to thirty-six D, inclusive, to the board, upon the direction of which such agents shall apply for criminal complaints against persons guilty of any such violations.

Words “wholesale druggist” regulated.

*Section 36D.* Whoever, not being licensed as provided in sections thirty-six A and thirty-six B, engages in the sale, distribution or delivery, at wholesale, of drugs or medicines, or uses the words “wholesale druggist” or any other words of similar import in connection with his business to indicate the sale, distribution or delivery of such commodities, at wholesale, or whoever sells, distributes or delivers such commodities at retail, and holds himself out to be a wholesale druggist by using the words, “wholesale druggist” or words of similar import in connection with his business, or in advertising the same, shall be punished by a fine of not more than one thousand dollars or by imprisonment in a jail or house of correction for not less than thirty days nor more than one year, or both.

Penalty.

*Approved June 9, 1948.*

AN ACT RELATIVE TO THE ESTABLISHMENT OF POLICE DEPARTMENTS IN CERTAIN TOWNS.

*Chap. 540*

*Be it enacted, etc., as follows:*

Chapter 41 of the General Laws is hereby amended by inserting after section 97 the following section:— *Section 97A.* In towns which accept this section there shall be a

G. L. (Ter. Ed.), 41, new § 97A, added. Establishment of police de-