

# HOUSE . . . . No. 1068

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By Mr. Kamens of Chelsea, petition of the Massachusetts State Pharmaceutical Association for legislation to license the sale, distribution and delivery of drugs and medicines at wholesale. Public Health.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Forty-Eight.

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### AN ACT LICENSING THE SALE, DISTRIBUTION AND DELIVERY OF DRUGS AND MEDICINES AT WHOLESALE.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 112 of the General Laws is hereby amended  
2 by adding after section 36 the following new sections:—

3 *Section 36A.* No person, company, firm or cor-  
4 poration shall engage in the sale, distribution and de-  
5 livery, at wholesale, of drugs, medicines, patent  
6 medicines and medical preparations within the com-  
7 monwealth without a license so to do as provided  
8 herein.

9 *Section 36B.* The board of registration in phar-  
10 macy shall upon application and the payment of an  
11 annual license fee of twenty-five dollars issue licenses,  
12 as provided in section thirty-six A; provided, the  
13 board is satisfied that the applicant is a suitable per-  
14 son, company, firm or corporation to engage in such

15 wholesale business. Such license shall be renewed on  
16 or before December first of each year upon the pay-  
17 ment of a license fee of twenty-five dollars.

18 *Section 36C.* No person, company, firm or corpora-  
19 tion shall use the words "wholesale druggist" or any  
20 other words of similar import, holding itself out to  
21 be engaged in the sale, distribution or delivery of  
22 drugs, medicines, patent medicines and medical prep-  
23 arations without first having been licensed as pro-  
24 vided in section thirty-six B. The agents of the  
25 board shall have authority during business hours to  
26 inspect and investigate all wholesale dealers in drugs,  
27 medicines, patent medicines and medical prepara-  
28 tions, and shall report all violations of sections thirty-  
29 six A to thirty-six C, inclusive, to the board, upon  
30 whose direction such agents shall make criminal com-  
31 plaint for any such violation.

32 *Section 36D.* Whoever not being licensed, as pro-  
33 vided in section thirty-six B, engages in the sale, dis-  
34 tribution or delivery, at wholesale, of drugs, medi-  
35 cines, patent medicines and medical preparations or  
36 uses the words "wholesale druggist" or any other  
37 words of similar import in connection with his busi-  
38 ness to indicate the sale, distribution or delivery of  
39 such commodities, at wholesale, shall be punished  
40 by a fine of not more than one thousand dollars or by  
41 imprisonment in jail or house of correction for not less  
42 than thirty days or more than one year, or both.