

HOUSE No. 579

Bill accompanying the petition of Arthur J. Davis and others that the sale of intoxicating liquors by druggists be restricted. Public Health. January 12.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Sixteen.

AN ACT

Relative to the Sale of Intoxicating Liquors by Druggists and Apothecaries.

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

1 SECTION 1. No license for the sale of spirituous or
2 intoxicating liquors shall be granted to retail druggists or
3 apothecaries, but in any city or town in which licenses of
4 the first five classes for the sale of intoxicating liquors
5 are granted wholesale druggists and apothecaries may,
6 under a license of the fourth class, sell liquor of any kind,
7 not to be drunk on the premises.

1 SECTION 2. In any city or town registered pharma-
2 cists to whom a certificate of fitness has been issued, as
3 provided for in section three of this act, may sell pure
4 alcohol for medicinal, mechanical or chemical purposes

5 without a physician's prescription, such sales to be re-
6 corded in the manner provided for in section twenty-
7 six of chapter one hundred of the Revised Laws, and may
8 sell intoxicating liquors upon the prescription of a regis-
9 tered physician practising in this commonwealth: *pro-*
10 *vided*, that the prescription is dated, contains the name of
11 the person prescribed for and is signed by the physician.
12 All such prescriptions shall be retained and kept on file
13 in a separate book by the pharmacist filling the same and
14 shall not be filled a second time. Such prescription book
15 shall be open at all times to the inspection of the state
16 board of registration in pharmacy or any of its agents,
17 of the licensing board in cities having such boards and in
18 all cities and towns to the inspection of the mayor and
19 aldermen, selectmen, overseers of the poor, sheriffs, con-
20 stables, police officers and justices of the peace.

1 SECTION 3. The board of registration in pharmacy
2 may, upon the payment by each applicant of a fee of not
3 more than five dollars, issue to registered pharmacists
4 certificates of fitness. Such certificates of fitness shall be
5 subject to suspension or revocation by the board of regis-
6 tration in pharmacy or by the licensing authorities of
7 such cities and towns.

1 SECTION 4. Whoever violates any provision of this
2 act shall be punished by a fine of not less than fifty
3 dollars nor more than five hundred dollars, or by im-
4 prisonment for not less than one month nor more than
5 six months, or by both such fine and imprisonment.

1 SECTION 5. All acts and parts of acts inconsistent
2 herewith are hereby repealed.