

SENATE No. 281.

Commonwealth of Massachusetts.

SENATE, April 16, 1901.

The committee on Public Health, to whom was referred the seventh annual report of the board of registration in medicine (Pub. Doc. No. 56), report in part the accompanying bill.

For the Committee,

GUY W. CURRIER.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and One.

AN ACT

Relative to the Registration of Physicians and Surgeons.

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. The examinations for registration
2 as physicians and surgeons under the provisions
3 of chapter four hundred and fifty-eight of the
4 acts of the year eighteen hundred and ninety-
5 four, and acts in amendment thereof and in
6 addition thereto, shall be in whole or in part in
7 writing in the English language, and shall be of
8 a scientific and practical character. They shall
9 include the subjects of anatomy, surgery, physi-
10 ology, pathology, obstetrics, gynecology, practice
11 of medicine and hygiene, and shall be sufficiently
12 thorough to test the applicant's fitness to practice
13 medicine.

1 SECTION 2. Any applicant failing to pass an
2 examination satisfactory to the board, and there-

3 fore refused registration, shall be entitled within
4 one year after such refusal, to a re-examination
5 at a meeting of the board called for the examina-
6 tion of applicants, without the payment of an ad-
7 ditional fee ; but two such re-examinations shall
8 exhaust his privilege under his original application.

1 SECTION 3. Any person, who, not being then
2 lawfully authorized to practice medicine within
3 this Commonwealth, and so registered according
4 to law, shall hold himself out as a practitioner of
5 medicine, or shall practice or attempt to practice
6 medicine in any of its branches, within the limits
7 of this Commonwealth shall be deemed guilty of
8 a misdemeanor, and shall be punished by a fine
9 of not less than one hundred nor more than five
10 hundred dollars for each offence, or by imprison-
11 ment in jail for three months, or both ; and in no
12 case where any provision of this law has been
13 violated, shall the person so violating be entitled
14 to receive compensation for services rendered.

1 SECTION 4. Nothing in this act shall be so
2 construed as to discriminate against any partic-
3 ular school or system of medicine, or to prohibit
4 service in a case of emergency, or the domestic
5 administration of family remedies ; nor shall this
6 act apply to a commissioned medical officer of the
7 United States army, navy or marine hospital ser-
8 vice in the discharge of his official duty ; nor to a
9 physician or surgeon from another state, who is a
10 legal praitioner in the state in which he resides,

11 when in actual consultation with a legal practi-
12 tioner of this Commonwealth; nor to a physician or
13 surgeon residing in another state and legally quali-
14 fied to practise therein, whose general practise
15 extends into the border towns of this Common-
16 wealth, provided such physician does not open an
17 office nor designate a place in such towns where
18 he may meet patients or receive calls; nor to a
19 physician duly authorized to practise medicine in
20 another state, called as the family physician to
21 attend a person temporarily abiding in this Com-
22 monwealth.

1 SECTION 5. Sections nine and eleven of chap-
2 ter four hundred and fifty-eight of the acts of the
3 year eighteen hundred and ninety-four, and sec-
4 tion ten of said chapter four hundred and fifty-
5 eight as amended by chapter four hundred and
6 twelve of the acts of the year eighteen hundred
7 and ninety-five, are hereby repealed; and so much
8 of section four of said chapter four hundred and
9 fifty-eight as amended by chapter one hundred
10 and ninety-six of the acts of the year eighteen
11 hundred and ninety-seven as is inconsistent with
12 section two of this act, is also repealed.