

Pennsylvania, or who is an applicant for examination for licensure to practice medicine and surgery in this State, against whom are preferred any of the foregoing charges for causing the revocation or suspension of license or for causing refusal of the right to be examined for licensure, shall be furnished, by the Bureau of Medical Education and Licensure, with a copy of the complaint, and shall have a hearing before the bureau or by attorney; and witnesses may be examined by said bureau respecting the guilt or innocence of said accused. The suspension of license of any person licensed to practice medicine and surgery shall be removed when said narcotic or vicious habit, hereinbefore specified, shall have been adjudged by the said bureau to be cured or overcome, and said suspended licentiate deemed capable of practicing his or her profession. *Any action taken in regard to suspension or revocation of license must be by a unanimous vote of the members of the bureau present at the meeting at which such action is taken.*

Removal of
suspension.

Vote.

APPROVED—The 20th day of April, A. D. 1921.

WM. C. SPROUL.

No. 101.

AN ACT

To amend sections two and three of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (Pamphlet Laws, one hundred and nineteen), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," as amended, by imposing certain duties on all persons having charge of dead human bodies required to be buried at the public expense; requiring immediate notice of all such bodies; limiting the time within which bodies may be claimed; fixing the expense of burial on claimants; and taking away the preference of incorporated anatomical societies, schools, colleges, physicians, and surgeons of the county wherein the death occurs.

Section 1. Be it enacted, &c., That section two of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (Pamphlet Laws, one hundred and nineteen), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," which, as amended by the act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, four hundred and seventy-nine), entitled "An act to amend the second section of an act, approved the thirteenth day of June, one thousand eight hundred and eighty-three, entitled 'An act for

Anatomical
Board of the
State of Pennsyl-
vania.

Amendments to
the act of June
13, 1883 (P. L.
119).

the promotion of medical science, by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies,' by providing that bodies of honorably discharged soldiers, sailors, or marines of the United States, and the militia of the State of Pennsylvania, shall not be delivered to said anatomical board; and further providing that there shall not be delivered to the said board any body claimed by relatives, friends, or representatives of a fraternal society or charitable organizations within a reasonable time after death," reads as follows:—

Section 2, as amended by section 1, act of May 14, 1913 (P. L. 479), cited for amendment.

"Section 2. All public officers, agents, and servants, and all officers, agents, and servants of any and every county, city, township, borough, district, and other municipality, and of any and every almshouse, prison, morgue, hospital, or other municipality, or other public institution, having charge or control over dead human bodies, required to be buried at the public expense, are hereby required to notify the said board of distribution, or such person or persons as may from time to time be designated by said board or its duly authorized officer or agent, whenever any such body or bodies come to his or their possession, charge, or control, and shall without fee or reward, deliver such body or bodies, and permit and suffer the said board and its agents, and the physicians and surgeons from time to time designated by them, who may comply with the provisions of this act, to take and remove all such bodies to be used within the State for the advancement of medical science; but no such notice need be given, nor shall any such body be delivered, if any relative by blood or marriage shall claim the said body for burial within a reasonable time, which shall not be less than forty-eight hours after death; but the body shall be surrendered to said claimant for interment; and no such notice shall be given, nor shall any such body be delivered, if any friend, or any representative of a fraternal society of which the deceased was a member, or a representative of any charitable organization, shall claim the said body for burial within a reasonable time, which shall not be limited to less than forty-eight hours; said burial to be at the expense of such friend, fraternal society, or charitable organization; nor shall the notice be given or body delivered if said person was a traveler who died suddenly, or was an honorably discharged soldier, sailor, or marine of the United States or of the militia of the State of Pennsylvania, in which case said body shall be buried in accordance with the provisions of existing laws," and which, as amended by the act, approved the eighth day of May, one thousand nine hundred and nineteen (Pamphlet

Laws, one hundred and fifty-two), entitled "An act amending section two of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, five hundred and six), entitled 'An act amending and supplementing sections one and two of an act, entitled 'An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies,' approved June thirteenth, one thousand eight hundred and eighty-three; by providing that the name of said board of distribution shall be Anatomical Board of the State of Pennsylvania; by extending its provisions to all persons having charge or control over bodies required to be buried at the public expense; by requiring immediate notice of the death of any person required to be buried at the public expense; by requiring notice in all cases; but providing that there shall not be delivered to the board created under the act the bodies of deceased indigent persons, where claimed by relatives within twenty-four hours after death, for interment at the expense of the claimant, or the bodies of honorably discharged soldiers, sailors, or marines who have served the United States in any war, or who were in active service in the militia of the State of Pennsylvania under and in pursuance of any of the proclamations issued by the Governor during the Civil War, and not duly mustered into the service of the United States; by repealing the provisions as to deceased indigent travelers; by providing for the burial at the expense of the county of indigent persons unfit for anatomical purposes, upon the certificate of the board or its duly authorized officer or agent that such bodies are unfit for anatomical purposes, or are the bodies of soldiers, sailors, or marines required to be buried at the public expense, and that the provisions of this act have been complied with; by providing that no warrants for payment of expenses of burial shall be drawn or paid except upon such certificate; by providing for the burial of bodies rendered unfit for anatomical purposes by the failure to comply with the provisions of this act, at the expense of the person failing to comply with its provisions,'" reads as follows:—

"Section 2. All public officers, agents, and servants, and all officers, agents, and servants of any and every county, city, township, borough, district, and other municipality and of any and every almshouse, prison, morgue, hospital, or other municipality or other public institution, having charge or control over dead human bodies, required to be buried at the public expense, are hereby required to notify the said board of distribution, or such person or persons as may, from

Section 2, as amended by the act of May 8, 1919 (P. L. 152), for amendment.

time to time, be designated by said board or its duly authorized officer or agent, whenever any such body or bodies come to his or their possession, charge, or control; and shall, without fee or reward, deliver such body or bodies, and permit and suffer the said board and its agents, and the physicians and surgeons from time to time designated by them, who may comply with the provisions of this act, to take and remove all such bodies to be used within the State for the advancement of medical science; but *no such notice need be given, nor shall any* such body be delivered, if any relative by blood or marriage shall claim the body for burial within *a reasonable time, which shall not be less than forty-eight* hours after death, but the body shall be surrendered to said claimant for interment; *and no such notice shall be given,* nor shall any such body be delivered, if any friend or any representative of a fraternal society of which deceased was a member, or a representative of any charitable organization, shall claim the said body for burial within *a reasonable time, which shall not be limited to less than forty-eight* hours; said burial to be at the expense of such friend, fraternal society, or charitable organization; nor shall the *notice be given* or body delivered if said person *was a traveler, who died suddenly,* or was an honorably discharged soldier, sailor, or marine of the United States, or of the militia of the State of Pennsylvania; in which case said body shall be buried in accordance with the provisions of existing laws. In case of the death of any person whose body is required to be buried at the public expense, and the duly authorized officer or agent of the board deems such body unfit for anatomical purposes, he shall notify in writing the poor directors, overseers, or, in counties in which there are no poor directors or overseers, then the county commissioners of the county where such person died; who shall direct some person to take charge of the body of such deceased indigent person, and cause it to be buried; and draw warrants upon the treasurer of their county for the payment of such expenses, which expenses shall not be less than thirty-five dollars nor more than fifty dollars on each body buried in accordance with the provisions of this act. Such warrants shall be made payable to the persons so authorized and directed, who shall have buried the bodies for which no warrants are to be drawn. No warrants for the payment of the expenses of the burial of any person, whose body is required to be buried at the public expense, shall be drawn or paid except upon the certificate of the duly authorized officer or agent of the board, to the effect that such body is unfit for anatomical purposes, or that the body is that of a soldier, sailor, or marine required to be buried at the public expense, and that the provisions of this act have

been complied with. Wherever, through the failure of any person to deliver the body of a deceased indigent as required by this act, such body shall become unfit for anatomical purposes, and is so certified by the duly authorized officer or agent of said board of distribution, such body shall be buried in accordance with the provisions of this act; and the person so failing to deliver such body shall pay to the county treasurer the expense so incurred, and upon the refusal or failure of such person, on demand, to pay such expenses the poor directors or overseers, or, in counties in which there are no poor directors or overseers, then the county commissioners, shall bring suit to recover the same, to be recovered as debts of like amount are by law collectible," is hereby further amended to read as follows:—

Section 2. All public officers, agents, and servants, and all officers, agents, and servants of any and every county, city, township, borough, district, and other municipality, and of any and every almshouse, prison, morgue, hospital, or other municipality or other public institution, *and all other persons*, having charge or control over dead human bodies required to be buried at the public expense, are hereby required to *immediately* notify the said board of distribution, or such person or persons as may, from time to time, be designated by said board or its duly authorized officer or agent, whenever any such body or bodies come to his or their possession, charge, or control; and shall, without fee or reward, deliver such body or bodies, and permit and suffer the said board and its agents and the physicians and surgeons from time to time designated by them, who may comply with the provisions of this act, to take and remove all such bodies to be used within the State for the advancement of medical science. *Such notice shall be given to the board of distribution in all cases*, but no such body shall be delivered, if any relative by blood or marriage shall claim the body for burial, *at the expense of such relative*, within *thirty-six* hours after death, but the body shall be surrendered to said claimant for interment; nor shall any such body be delivered, if any friend, or any representative of a fraternal society of which deceased was a member, or a representative of any charitable organization, shall claim the said body for burial within *twenty-four* hours after death; said burial to be at the expense of such friend, fraternal society, or charitable organization; nor shall the body be delivered if said person was an honorably discharged soldier, sailor, or marine of the United States, or of the militia of the State of Pennsylvania; in which case said body shall be buried in accordance with the provisions of existing laws. In case of the death of any person whose body is required to be buried at the

Officials having charge of certain bodies to notify board.

Notification.

Delivery of bodies to board.

Removal.

Bodies claimed by relatives.

Bodies claimed by friends or societies.

Bodies of soldiers, sailors, and marines.

Bodies unfit for anatomical purposes.

Burial.

Warrants.

Expenses.

Certificate.

Failure to deliver body.

Expenses of burial.

public expense, and the duly authorized officer or agent of the board deems such body unfit for anatomical purposes, he shall notify in writing the poor directors, overseers, or, in counties in which there are no poor directors or overseers, then the county commissioners, of the county where such person died; who shall direct some person to take charge of the body of such deceased indigent person, and cause it to be buried; and draw warrants upon the treasurer of their county for the payment of such expenses, which expenses shall not be less than thirty-five dollars nor more than fifty dollars on each body buried in accordance with the provisions of this act. Such warrants shall be made payable to the persons so authorized and directed, who shall have buried the bodies for which no warrants are to be drawn. No warrants for the payment of the expenses of the burial of any person whose body is required to be buried at the public expense shall be drawn or paid except upon the certificate of the duly authorized officer or agent of the board, to the effect that such body is unfit for anatomical purposes or that the body is that of a soldier, sailor, or marine required to be buried at the public expense, and that the provisions of this act have been complied with. Wherever, through the failure of any person to deliver the body of a deceased indigent as required by this act, such body shall become unfit for anatomical purposes, and is so certified by the duly authorized officer or agent of said board of distribution, such body shall be buried in accordance with the provisions of this act; and the person so failing to deliver such body shall pay to the county treasurer the expense so incurred, and, upon the refusal or failure of such person on demand to pay such expenses, the poor directors or overseers or, in counties in which there are no poor directors or overseers, then the county commissioners, shall bring suit to recover the same, to be recovered as debts of like amount are by law collectible.

Section 2. Section three of said act, which as amended by the act, approved the twenty-ninth day of April, one thousand eight hundred and ninety-seven (Pamphlet Laws, thirty-six), entitled "An act to amend the third section of an act, entitled 'An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies,' approved the thirteenth day of June, one thousand eight hundred and eighty-three, to provide that incorporated anatomical societies of the county where the death of the person or such person described takes place shall be preferred to all others." reads as follows:—

"Section 3. The said board or their duly authorized agent may take and receive such bodies so delivered as aforesaid, and shall, upon receiving them, distribute and deliver them to and among the schools, colleges, physicians and surgeons aforesaid, in manner following: Those bodies needed for lectures and demonstrations by the said schools and colleges incorporated and unincorporated shall first be supplied; the remaining bodies shall then be distributed proportionately and equitably, preference being given to said schools and colleges; the number assigned to each to be based upon the number of students in each dissecting or operative surgery class, which number shall be reported to the board at such times as it may direct. Instead of receiving and delivering said bodies themselves, or through their agents or servants, the board of distribution may from time to time, either directly or by their authorized officer or agent, designate physicians and surgeons who shall receive them, and the number which each shall receive: *Provided always, however, That incorporated anatomical societies, schools and colleges, incorporated and unincorporated, and physicians or surgeons of the county where the death of the person or such person described takes place, shall be preferred to all others: And provided also, That for this purpose such dead body shall be held subject to their order in the county where the death occurs for a period of not less than twenty-four hours,*" is hereby amended to read as follows:—

Section 3. The said board, or their duly authorized agent, may take and receive such bodies so delivered as aforesaid, and shall, upon receiving them, distribute and deliver them to and among the schools, colleges, physicians, and surgeons aforesaid, in manner following: Those bodies needed for lectures and demonstrations by the said schools and colleges, incorporated and unincorporated, shall be first supplied; the remaining bodies shall then be distributed proportionately and equitably, preference being given to said schools and colleges; the number assigned to each to be based upon the number of students in each dissecting or operative surgery class, which number shall be reported to the board at such times as it may direct. Instead of receiving and delivering said bodies themselves or through their agents or servants, the board of distribution may, from time to time, either directly or by their authorized officer or agent, designate physicians and surgeons who shall receive them and the number which each shall receive.

Section 3. All acts or parts of acts, general, local, or special, inconsistent herewith, are hereby repealed.

APPROVED—The 20th day of April, A. D. 1921.

WM. C. SPROUL.

Section 3, as amended by section 1, act of April 20, 1897 (P. L. 36), cited for amendment.

Distribution of bodies for anatomical purposes.

Distributees.

Number.

Distribution to physicians.

Repeal.