

## No. 86.

## AN ACT

To amend section seven of an act, approved the third day of June, one thousand nine hundred and eleven (Pamphlet Laws, six hundred and thirty-nine), entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction; and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act; and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

Section 1. Be it enacted, &c., That section seven of an act, approved the third day of June, one thousand nine hundred and eleven (Pamphlet Laws, six hundred and thirty-nine), entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction; and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act; and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," be amended to read as follows:

Medical Practice Act.

Section 7 act of June 3, 1911 (P. L. 639), amended.

Section 7. All persons who have complied with the requirements of the rules and regulations of the [bureau] *board*, and who shall have passed a final examination, and who have otherwise complied with the provisions of this act, shall receive from [said bureau, under its seal,] *the Department of Public Instruction, acting for the said board*, a licensing certificate entitling them to the right to practice medicine and surgery, or special branches of medicine and surgery, as provided for in section six, in this Commonwealth; which said license certificate shall be duly registered in the office of the [Superintendent] *Department of Public Instruction* of this Commonwealth, in a record book to be properly kept for that purpose, and which shall be open to public inspection; and a certified copy of said record shall be received as evidence in all courts in this Common-

Licensing certificate.

Registration of certificate.

wealth' in the trial of any case: Provided, That this section, relating to certificates to practice medicine and surgery, shall not apply to officers in the regular medical service of the United States Army and Navy, or the United States Public Health and Marine Hospital Service, while in discharge of their official duties; or to any one who may be a duly registered practitioner of medicine in any other State or Commonwealth, who may be called upon by a registered physician of this Commonwealth to consult with him in a case under treatment; or any one while actually serving as a member of the resident medical or surgical staff of any legally incorporated or State hospital: And provided further, That any duly registered practitioner of medicine residing in any State near the boundary line between said State and this Commonwealth, whose practice extends into this State, shall have the right to practice in this Commonwealth, at the discretion of the [bureau] *board*: providing he files with the secretary of the [Bureau] *Board* of Medical Education and Licensure of this Commonwealth a certified copy of his registration in the State where he resides; and provided that the Board of Examiners of the adjoining State reciprocate by extending the same privilege to practitioners of medicine and surgery in this Commonwealth; in which case he shall receive from the secretary of the [bureau] *board* created by this act a licensing certificate, issued by the said [bureau] *board*, but which shall be automatically revoked if he changes his said residence or office of practice. *A record of all persons so licensed shall be kept in the archives of the Department of Public Instruction at Harrisburg, and shall have the standing before the law of any other license issued by the said Department for the Board of Medical Education and Licensure. In these records shall be registered the names and addresses of each person duly qualified to conduct the practice of medicine or any of the allied branches of the healing art, as provided for in this act, in Pennsylvania*

And it shall be the duty of all persons now qualified and engaged in the practice of medicine or any of the allied branches of the healing art, or who shall hereafter be licensed by the Department of Public Instruction for the Board of Medical Education and Licensure to engage in such practice in the Commonwealth of Pennsylvania, to be registered with the said Board of Medical Education and Licensure in the Department of Public Instruction, as practitioners, on or before the first day of January, one thousand nine hundred and twenty-six, and thereafter to register in like manner annually on or before the first day of January of each succeeding year. The form and method of such registration shall be provided for by

**Proviso.**

**Certain exceptions.**

**Proviso.**

**Practitioners in adjoining State, near line.**

**May be licensed.**

**Record of such certificates to be kept.**

**All practitioners to be registered.**

**Annually.**

the said Board of Medical Education and Licensure in such manner as will enable the Board of Medical Education and Licensure to carry into effect the purposes of this act.

Each person so registering with the Board of Medical Education and Licensure shall pay, for each annual registration and for the certificate hereinafter provided for, a fee of one dollar or such other sum as may be fixed by the Department of Public Instruction under authority of law; which fee shall accompany the application for such registration. The money thus received shall be available for the use of the said Board of Medical Education and Licensure for the purpose of enforcing the provisions of this act against unlicensed, illegal, and unregistered practitioners.

Fee.

Use of money.

Upon receiving a proper application for such registration, accompanied by the fee above provided for, the Department of Public Instruction acting for said Board of Medical Education and Licensure shall issue its certificate of registration to the applicant. Said certificate together with its renewals shall be good and sufficient evidence of registration under the provisions of this act.

Certificate of registration.

Any person who shall practice medicine or any of the allied branches of the healing art which come under the provisions of this act, without having been registered in accordance with the provisions of this act, shall, on conviction thereof before any magistrate, alderman, or justice of the peace in the county where the offense shall have been committed, be subject to a fine of not less than ten dollars and not more than one hundred dollars, to be collected by summary conviction, as like fines are now collected by law; or in case of non-payment of the fine, to undergo an imprisonment in the county jail for a period not exceeding ten days: Provided, That any person so convicted shall have the right of appeal as in any other case of summary conviction.

Unlawful practice.

Fine.

Proviso.

APPROVED—The 2nd day of April, A. D. 1925.

GIFFORD PINCHOT.