

AN ACT

To amend section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen (Pamphlet Laws, two hundred eight), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," by further regulating the sale of drugs, proprietary medicines, household drugs, biologicals, remedial agencies, and medicines.

Pharmacy.
Section 13. act of
May 17, 1917 (P.
L. 208), amended.

Section 1. Be it enacted, &c., That section thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and seventeen (Pamphlet Laws, two hundred eight), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs; and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," is hereby amended to read as follows:

Retail sales
regulated.

Section 13. That hereafter it shall be unlawful to sell drugs, medicines, or poisons at retail, or to compound physicians' prescriptions, or to conduct a pharmacy, *unless the person so doing shall be a pharmacist or assistant pharmacist*, or to practice as a pharmacist or assistant pharmacist, except in compliance with the provisions of [this act of Assembly] *the various laws of the Commonwealth relating thereto*: Provided, however, That nothing in this act of Assembly shall be so construed as to interfere with students of pharmacy, or other employes in a pharmacy, from performing such duties as may be assigned to them by and under the supervision of a pharmacist or assistant pharmacist: And provided further, That the compounding of physicians' prescriptions, or the dispensing and selling of poisons at retail, shall not be permitted except under the strict supervision and in the presence of a pharmacist or assistant pharmacist.

Proviso.

Proviso.

Act construed.
Physicians.

Nothing in this act of Assembly shall be construed so as to prevent an authorized practitioner of medicine from administering or dispensing such drugs to bona-fide patients as he or she shall deem necessary: Provided, however, That such drugs so administered or dispensed shall conform to the standards of strength, quality, and purity as fixed by the laws of this Common-

Proviso.

wealth; nor prevent the sale or manufacture of proprietary medicines; nor prevent storekeepers from dealing in and selling commonly used household drugs or *proprietary medicines* when the same are offered for sale or sold in *original packages, except when administered in single doses on the premises*, which have been put up ready for sale to consumers by pharmacists, manufacturing pharmacists, *manufactures of proprietary medicines*, wholesale grocers, or wholesale druggists, *under qualified supervision: Provided, however, That the proprietary medicines or household drugs sold or offered for sale shall not contain any opium, coca leaves, chloral, or any of the salts derivatives or compounds thereof in any quantity whatsoever: Provided, also, That remedial agencies that are administered hypodermically, intramuscularly or intravenously, and all medicinal substances containing barbituric acid or its compounds, and biologicals (except those biologicals distributed to State and county health officials), and medicines containing substances of glandular origin (except intestinal enzymes), shall be sold only by registered pharmacists or assistant pharmacists employed by or conducting a registered pharmacy.* Any person violating the provisions of this section shall be guilty of a misdemeanor, and, upon conviction, shall be sentenced to pay a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), or imprisonment for not more than one year, or either or both, in the discretion of the court.

Proprietary medicines and household drugs.

Original packages.

What such medicines.

Certain remedial agencies and medicines to be sold only by pharmacists.

Violations.

Penalty.

APPROVED—The 22d day of June, A. D. 1931.

GIFFORD PINCHOT

No. 229

AN ACT

Making an appropriation out of the Liquid Fuels Tax Fund to the Board of Finance and Revenue for the purpose of refunds.

Section 1. Be it enacted, &c., That as much of the money, from time to time, in the Liquid Fuels Tax Fund, as may be necessary, is hereby appropriated to the Board of Finance and Revenue for the payment of approved claims for refund made to the board for moneys paid into the Liquid Fuels Tax Fund under any laws, levying a tax on liquid fuels, which were in force prior to the first day of June, one thousand nine hundred and thirty-one. Estimates of the amounts to be expended from the Liquid Fuels Tax Fund for refunds by the board under this act shall, from time to time, be submitted to the Governor for his approval

Liquid Fuels Tax Fund.

Appropriation for refunds.

Estimates of expenditures.