

lar, to any person legally entitled thereto, and shall be in the following form:

“Know All Men By These Presents, That was duly admitted to practice as an attorney-at-law in the Supreme Court of the Commonwealth of Pennsylvania on the day of, and that he is now a qualified member in good standing.

“Witness my hand and official seal this day of,” is hereby further amended to read as follows:—

Section 1. Be it enacted, &c., That admission now had or that may hereafter be had to practice as an attorney-at-law in the Supreme Court of this Commonwealth shall qualify such attorney for admission to practice as an attorney-at-law in every other court of this Commonwealth, and shall operate as an admission of such attorney in any other court of this Commonwealth upon his filing in the office of the prothonotary or clerk of said court a certificate of admission in the Supreme Court and the payment to such prothonotary or clerk of a fee of one dollar. Such certificate shall be granted by the prothonotary of the Supreme Court, upon application and the payment of a fee of one dollar, to any person legally entitled thereto, and shall be in the following form:

Know All Men By These Presents, That was duly admitted to practice as an attorney-at-law in the Supreme Court of the Commonwealth of Pennsylvania on the day of, and that he is now a qualified member in good standing.

Witness my hand and official seal this day of

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

WM. C. SPROUL.

No. 98.

AN ACT

To amend an act, approved the eleventh day of July, one thousand nine hundred seventeen (Pamphlet Laws, seven hundred and fifty-eight), entitled “An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act and penalties”; regulating the age of users of drugs; providing for an annual report by public institutions; and giving certain powers to inspectors in the Bureau of Drug Control.

Section 1. Be it enacted, &c., That sections one and two of an act of Assembly, approved the eleventh day

Admission to practice in Supreme Court.

Qualifies for practice in other courts.

Certificate.

Fee.

Form of certificate.

Habit forming drugs.

of July, one thousand nine hundred seventeen (Pamphlet Laws, seven hundred and fifty-eight), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes; and by providing for the enforcement of this act and penalties," which reads as follows:—

"Section 1. Be it enacted, &c., That, except as limited in section two of this act, the word 'drug,' as used in this act, shall be construed to include—(a) opium; or (b) coca leaves; or (c) any compound or derivative of opium or coca leaves; or (d) any substance or preparation containing opium or coca leaves; or (e) any substance or preparation containing any compound or derivative of opium or coca leaves.

Section 1, act of July 11, 1917 (P. L. 408), circa 101 amendment.

"Section 2. The word 'drug' shall not be construed to include—(1) preparations and remedies and compounds which do not contain more than two grains of opium, or more than one-fourth of a grain of morphine, or more than one-eighth of a grain of heroin, or more than one grain of codeine, or any salt or derivative of any of them, in one fluid ounce, if the same is liquid; or, if a solid or semi-solid, in one avoirdupois ounce; (2) liniments, ointments, or other preparations, prepared and dispensed in good faith for external use only; providing such liniments, ointments, and preparations do not contain cocaine or any of its salts, or alpha or beta eucaine or any of their salts, or any synthetic substitute for cocaine or eucaine or their salts; (3) decocanized coca leaves, or preparations made therefrom, or other preparations of coca leaves which do not contain cocaine:

"Provided, however, That no preparations, remedies or compounds, containing any opium, or coca leaves, or any compound or derivative thereof, in any quantity whatsoever, may be sold, dispensed, distributed, or given away to, or for the use of, any known habitual user of drugs, except in pursuance of a prescription of a duly licensed physician or dentist," be, and is hereby, amended to read as follows:—

Section 1. Be it enacted, &c., That, except as limited in section two of this act, the word "drug," as used in this act, shall be construed to include—(a) opium; or (b) coca leaves; or (c) any compound or derivative of opium or coca leaves; or (d) any substance or preparation containing opium or coca leaves;

"Drug" defined.

or (e) any substance or preparation containing any compounds or derivative of opium or coca leaves.

"Drug" shall
not include.

Section 2. The word "drug" shall not be construed to include—(1) preparations and remedies and compounds which do not contain more than two grains of opium, or more than one-fourth of a grain of morphine, or more than one-eighth of a grain of heroin, or more than one grain of codeine, or any salt or derivative of any of them, in one fluid ounce, if the same is liquid; or, if a solid or semi-solid, in one avoirdupois ounce; (2) liniments, ointments, or other preparations, prepared and dispensed in good faith for external use only, providing such liniments, ointments, and preparations do not contain cocaine or any of its salts, or alpha or beta eucaïne or any of their salts, or any synthetic substitute for cocaine or eucaïne or their salts; (3) decocanized coca leaves, or preparations made therefrom, or other preparations of coca leaves which do not contain cocaine:

Provided.

That no preparations, remedies, or compounds containing any opium, or coca leaves, or any compounds or derivative thereof, in any quantity whatsoever, may be sold, dispensed, distributed, or given away to, or for the use of, any known habitual user of drugs or *any child of twelve years of age or under*, except in pursuance of a prescription of a duly licensed physician or dentist.

Children.

Section 2. That section eight of said act, which reads as follows:—

Section 8, act of
July 11, 1917 (P.
L. 758), cited for
amendment.

"Section 8. No physician or dentist shall sell, dispense, administer, distribute, give, or prescribe any of said drugs to any person known to such physician or dentist to be an habitual user of any of said drugs, unless said drug is prescribed, administered, dispensed, or given for the cure or treatment of some malady other than the drug habit: Provided, however, That if any physician desires to undertake, in good faith, the cure of the habit of taking or using opium or any of its derivatives, in any form, such physician may prescribe or dispense opium or its derivatives to a patient, provided such opium or its derivatives are prescribed or dispensed in good faith, for the purpose of curing such patient of such habit, and not merely for the purpose of satisfying a craving for the drug. In every such case the physician shall himself make a physical examination of the patient, and shall report in writing to the *proper officer of the board of health of the city, borough, town, or township in which he resides, or to the State Department of Health, where there is no local board of health*, the name and address of such patient, together with his diagnosis of the case and the amount and nature of the drug prescribed or dispensed in the first treatment. When the patient

leaves his care, such physician shall report, in writing, to said officer of the board of health, or to the State Department of Health, the result of his said treatment.

"Any person divulging any information contained in any such report, except for the purpose of enforcing this act, or to a physician who may, in the opinion of the chief of the board of health or of the Commissioner of Health, be entitled to such information for the purpose of enabling him to comply with the provisions of this act, shall be sentenced to pay a fine not exceeding one thousand dollars, or to undergo an imprisonment not exceeding one year, or both, in the discretion of the court," be, and is hereby, amended to read as follows:—

Section 8. No physician or dentist shall sell, dispense, administer, distribute, give, or prescribe any of said drugs to any person known to such physician or dentist to be an habitual user of any said drugs, unless said drug is prescribed, administered, dispensed, or given for the cure or treatment of some malady other than the drug habit: Provided, however, That, if any physician desires to undertake, in good faith, the cure of the habit of taking or using opium or any of its derivatives in any form, such physician may prescribe or dispense opium or its derivatives to a patient, provided such opium or its derivatives are prescribed or dispensed in good faith for the purpose of curing such patient of such habit, and not merely for the purpose of satisfying a craving for the drug. In every such case the physician shall himself make a physical examination of the patient, and shall report, in writing, to the State Department of Health, the name and address of such patient, together with his diagnosis of the case and the amount and nature of the drug prescribed or dispensed in the first treatment. When the patient leaves his care, such physician shall report, in writing, to the State Department of Health the result of his said treatment.

Sale, etc., to habitual users.

Proviso.

Cures undertaken in good faith.

Reports to Health Department.

Any person divulging any information contained in any such report, except for the purpose of enforcing this act, or to a physician who may, in the opinion of the Commissioner of Health, be entitled to such information for the purpose of enabling him to comply with the provisions of this act, shall be sentenced to pay a fine not exceeding one thousand dollars, or to undergo an imprisonment not exceeding one year, or both, in the discretion of the court.

Disclosures.

Penalty.

Section 3. That section eleven of said act, which reads as follows:—

"Section 11. This act shall not be construed to apply to the treatment of habitual users of drugs in public hospitals, sanatoriums, poorhouses, prisons, or public institutions," be, and is hereby, amended to read as follows:—

Section 11, act of July 11, 1917 (P. L. 758), cited for amendment.

Treatment in hospitals.

Section 11. This act shall not be construed to apply to the treatment of habitual users of drugs in public hospitals, sanatoriums, poorhouses, prisons, or public institutions, *except that all such public institutions shall render an annual report to the State Department of Health, giving therein the names, addresses, ages, clinical conditions, and the results of treatment of all habitual users of drugs given treatment in said institutions.*

Report.

Section 4. That section sixteen of said act, which reads as follows:—

Section 16, act of July 11, 1917 (P. L. 758), cited for amendment.

"Section 16. The provisions of this act shall be enforced by the Department of Health of the Commonwealth of Pennsylvania; and for that purpose the Commissioner of Health is hereby authorized to establish, in the Department of Health, a bureau or division for such purpose, and to employ such assistants, stenographers, inspectors, clerks, and other employes as, in his opinion, may be necessary, and to fix their compensation. For the purpose of enforcing the provisions of this act, the Commissioner of Health and his assistants, either in said bureau or division or any other bureau or division of his department, shall have the right to examine, at any time, any or all of the records required by this act to be kept; and the Commissioner of Health may further require persons dealing in, buying, selling, handling, or giving away drugs to make such reports to him, or to the bureau aforesaid, as he may deem necessary or advisable. This section shall not be construed to exclude the other duly constituted authorities in this Commonwealth from enforcing the provisions of this act," be, and is hereby, amended to read as follows:—

Enforcement.

Section 16. The provisions of this act shall be enforced by the Department of Health of the Commonwealth of Pennsylvania; and for that purpose the Commissioner of Health is hereby authorized to establish, in the Department of Health, a bureau or division for such purpose, and to employ such assistants, stenographers, inspectors, clerks and other employes as, in his opinion, may be necessary and to fix their compensation. For the purpose of enforcing the provisions of this act, the Commissioner of Health and his assistants, either in said bureau or division or any other bureau or division of his department, shall have the right to examine, at any time, any or all of the records required by this act to be kept; and the Commissioner of Health may further require persons dealing in, buying, selling, handling, or giving away drugs to make such reports to him, or to the bureau aforesaid, as he may deem necessary or advisable. This section shall not be construed to exclude the other duly constituted authorities in this Commonwealth from enforcing the provisions of this act.

Examination of records and reports.

The Commissioner of Health shall appoint, subject to the approval of the Governor in each instance, inspectors in said bureau, who shall be authorized and empowered to make arrests, without warrant, for all violations of this act by any person or persons who are not taxed as legal dealers in opium, et cetera, by the Government of the United States.

Inspectors.

Arrests without warrant.

Section 17. This act, except such part of section one of this act which applies specifically to children of the age of twelve years and under, shall be enforced immediately after the approval of this act, and the clause herein excepted shall be in effect from and after the first day of January, one thousand nine hundred and twenty-two.

When effective.

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

WM. C. SPROUL.

NO. 99.

AN ACT

Amending the first and second sections of an act, entitled "An act to regulate the salaries of tipstaves in the courts of common pleas, oyer and terminer and general jail delivery, quarter sessions of the peace, and orphans' courts, in counties having a population of over eight hundred thousand and less than one million four hundred thousand inhabitants," approved the twentieth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand one hundred and thirty-eight), by extending said act to counties of the second class, by increasing the minimum and maximum salaries of said tipstaves, and making the president judge of the court of common pleas or orphans' court a member of the salary board when such salaries are to be fixed.

Section 1. Be it enacted, &c., That section one of an act, entitled "An act to regulate the salaries of tipstaves in the courts of common pleas, oyer and terminer and general jail delivery, quarter sessions of the peace, and orphans' courts, in counties having a population of over eight hundred thousand and less than one million four hundred thousand inhabitants," approved the twentieth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand one hundred and thirty-eight), which reads as follows:—

Counties of the second class.

"Section 1. Be it enacted, &c., That the tipstaves in the courts of common pleas, oyer and terminer and general jail delivery, quarter sessions of the peace, and orphans' courts, in counties having a population of over eight hundred thousand and less than one million four hundred thousand inhabitants, shall receive such salary as shall be fixed by the salary board, not exceeding the sum of *eighteen* hundred dollars nor less than *one thousand* dollars per annum. The said salary to be paid out of the county treasury monthly," be, and the same is hereby, amended to read as follows:—

Section 1, act of July 20, 1917 (P. L. 1138), cited for amendment.