

“no,” then the board shall have no power to grant or to renew upon their expiration any licenses of the class so voted upon in such municipality; or if the negative vote is on the question in respect to the establishment, operation and maintenance of Pennsylvania liquor stores, the board shall not open and operate a Pennsylvania liquor store in such municipality, nor continue to operate a then existing Pennsylvania liquor store in the municipality for more than two years thereafter or after the expiration of the term of the lease on the premises occupied by such store, whichever period is less, unless and until at a later election a majority of the voting electors vote “yes” on such question.

APPROVED—The 19th day of August, A. D. 1953.

JOHN S. FINE

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No. 273

AN ACT

To further amend the act, approved the nineteenth day of March, one thousand nine hundred nine (Pamphlet Laws 46), entitled “An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act,” by requiring one year of approved hospital internship as an additional requirement for licensure; exempting interns from the provisions of the act and requiring interns to register with the State Board of Osteopathic Examiners; authorizing issuance of certificates to practice osteopathy while in residency training in osteopathic hospitals in Pennsylvania.

Osteopathy.

Section 8, act of March 19, 1909, P. L. 46, as last amended by act of April 17, 1942, P. L. 47, further amended.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 8 of the act, approved the nineteenth day of March, one thousand nine hundred nine (Pamphlet Laws 46), entitled “An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act,” as last amended by the act, approved the seventeenth day of April, one thousand nine hundred forty-two (Pamphlet Laws 47), is hereby further amended to read as follows:

Application to engage in practice.

Section 8. *Application to Engage in Practice.*—From and after the approval of this act, any person not theretofore authorized to practice osteopathy in this State,

and desiring to enter upon such practice, may deliver to the Secretary of the State Board of Osteopathic Examiners, upon the payment of a fee of twenty-five dollars, a written application for license, together with satisfactory proof that the applicant is more than twenty-one years of age, is of good moral character, has obtained a preliminary education as hereinafter provided, and has received a diploma conferring the degree in osteopathy from some legally incorporated, reputable osteopathic college of the United States, or some foreign country, wherein the course of instruction consists of at least three separate years of not less than nine months in each separate year. Applicants who receive their degree in osteopathy after the first day of January, Anno Domini one thousand nine hundred and twelve, must have pursued the study of osteopathy for four graded courses of not less than thirty-two weeks of not less than thirty-five hours each of actual work in didactic laboratory and clinical studies, the work of each course having been successfully passed in some legally incorporated, reputable osteopathic college, or colleges, prior to the granting of said diploma or foreign license: Provided further, That any one who is in the practice of osteopathy in some other State at the time of the approval of this act, and who is a graduate from a reputable and legally incorporated college of osteopathy, providing a course of study of at least four terms of five months each, shall be eligible for examination, upon all other terms and conditions provided for applicants for examination under the provisions of this act: And provided further, That the completion of the regular four years' course and graduation from a reputable literary college, in which four years' course two years were devoted to scientific and biological work in the college, shall be accepted by the State Board of Osteopathic Examiners as an equivalent for the first year in a recognized, reputable osteopathic college: Provided, That the examinations of the first year of the said osteopathic college have been successfully passed, and accepted by the osteopathic college as \*dealing adequately with chemistry, toxicology, physics, physiology, anatomy, and the biologic sciences. Such proof shall be made, if required, on affidavit. Upon the making of said payment and proof, the State Board of Osteopathic Examiners, if satisfied with the same, shall admit said applicant to examination as to his other qualifications for the practice of osteopathy; which examination shall include the subjects of anatomy, physiology, chemistry, toxicology, pathology, diagnosis, hygiene, obstetrics, and gynecology, surgery, principles and practice of osteopathy, and such other subjects as the

Application for license.

Eligibility requirements.

Proviso.

Further proviso.

Proviso.

Subjects of examination.

\* "leading" in original.

**Issuance of license.**

board may require. On receiving from the committee of examiners, delegated to conduct examinations as provided for in section five of this act, official report of the examination of any applicant for license, the said State Board of Osteopathic Examiners shall issue, [forthwith] *subject to the provisions below relating to internship*, to each applicant who shall have obtained a general average of not less than seventy-five per centum, and therefore has been returned as having successfully passed said examination, and who shall have been adjudged by the said Board of Examiners to be duly qualified for the practice of osteopathy, a license to practice osteopathy in the State of Pennsylvania, as provided for in section ten of this act. In case of failure at any such examination, the candidate, after the expiration of six months, and within two years, shall have the privilege of a second examination. Having failed upon a second examination, as herein provided, application de novo may be made, upon complying with the standard of qualification, both as to character, preliminary and osteopathic education, in force at the time of said application, and upon the payment of a fee of twenty-five dollars.

**Second examination upon failing first.****Failing second examination.****Hospital internship.**

*An applicant who graduates from an approved osteopathic college after the first day of July, one thousand nine hundred fifty-four, shall not be issued a license to practice osteopathy until the Board of Osteopathic Examiners has received satisfactory evidence that the applicant has completed not less than one year as an intern in a hospital approved by the board, which shall contain at least twenty-five beds devoted to the treatment of diseases, shall have at least ten beds per intern, shall maintain a properly equipped department of roentgenology under the direction of a qualified roentgenologist, shall maintain a thoroughly equipped laboratory proportionate to the necessities of the hospital, shall maintain a department of anesthesia consisting of one or more anesthetists, shall have a staff of not less than five properly qualified osteopathic physicians including at least two osteopathic surgeons, except in hospitals operated by the Federal government, any other state government, any political subdivision in any other such state, or out of State voluntary non-profit hospital, wherein osteopathic physicians are permitted to practice together with other physicians. Any person, a graduate of an approved college of osteopathy, while registered with the board, and actually serving as an intern under the supervision of the staff of any osteopathic hospital in Pennsylvania approved by the State Board of Osteopathic Examiners, shall be exempt from the provisions of this act during the period of internship.*

**Exemption of interns from provisions of act.**

The board, upon receipt of a fee of twenty-five dollars, may issue a certificate granting the right to practice osteopathy in Pennsylvania to a graduate of a legally incorporated college of osteopathy, licensed to practice osteopathy or medicine and surgery in any state or province of Canada, while he or she is enrolled in a residency training program in an osteopathic hospital in Pennsylvania. Such residency training program shall be one that is recognized by the board as leading to specialty certification. \*Certificates issued under this section shall not exceed the actual period of residency training.

Issuance of certificates to practice osteopathy while in residency training.

Section 2. The first paragraph of section 11 (b) of the act, as last amended by the act, approved the twenty-first day of May, one thousand nine hundred forty-three (Pamphlet Laws 471), is hereby further amended to read as follows:

First paragraph of section 11 (b), said act, as last amended by act of May 21, 1943, P. L. 471, further amended.

Section 11. (b) Any person licensed to practice osteopathy in this State, and desiring to enter upon the practice of operative surgery as taught and practiced in the legally incorporated, reputable colleges of osteopathy may deliver to the Superintendent of Public Instruction, upon the payment of a fee of one hundred dollars, or such fee as shall be fixed by the Superintendent of Public Instruction, a written application for license, together with satisfactory proof, in such form as may be required by the Osteopathic Surgeons' Examining Board, that the applicant has served for a period of not less than two years as an interne, *except that applicants graduated from approved osteopathic colleges after the first day of July, one thousand nine hundred fifty-four, shall serve for a period of not less than one year*, in any approved osteopathic hospital, which shall have at least ten beds per interne devoted to the treatment of diseases, shall maintain a thoroughly equipped modern pathological and clinical laboratory proportionate to the necessities of the hospital, and shall maintain a department of anaesthesia consisting of one or more anaesthetists, who shall have supervision over all the anaesthesia given in the institution, and whose duty it shall be to instruct all internes in the administration of anaesthetics. After the first day of July, one thousand nine hundred and forty-one, all applicants shall, in addition to the requirements hereinabove set forth, have successfully completed one year of surgical training in some legally incorporated, reputable osteopathic college or osteopathic hospital, or special courses, or training equivalent thereto, as determined by the Osteopathic Surgeons' Examining Board. In lieu of the *\*\*three-year requirement hereinabove set forth*, the applicant may submit proof that he has served for a period of not less than five years as

Application for license to practice operative surgery.

Fee.

Required proof.

Exception.

\* "certificates" in original.

\*\* "three" in original.

Examination and rating of osteopathic colleges and hospitals as relates to surgery.

Examination and rating of colleges and hospitals outside Commonwealth.

Examination standards.

Proviso.

assistant to a surgeon, and in a hospital, approved by the Osteopathic Surgeons' Examining Board for such training. The Osteopathic Surgeons' Examining Board shall examine and fix the rating of all osteopathic colleges and hospitals, either chartered under the laws of this Commonwealth or operating therein, as relates to surgery only. It shall further be the duty of the board, by inspection or otherwise, to examine and fix the rating of all colleges and hospitals outside this Commonwealth providing osteopathic surgical training under the laws of any particular state whose graduates or internes desire to obtain licensure as osteopathic surgeons in this Commonwealth, but the standards for the approval of osteopathic hospitals in this Commonwealth shall be required in fixing any such rating. The same standard for graduates in medicine shall be used for examination by the Osteopathic Surgeons' Examining Board in the examination of the osteopathic graduates for licenses to practice surgery: Provided, That any person duly licensed as an osteopath, who has had at least five years of actual practice as a surgeon, may be examined by the board without being required to prove that he has had two years' experience, *or one year's experience after the first day of July, one thousand nine hundred fifty-four*, as an interne or assistant surgeon in a hospital as hereinbefore provided.

APPROVED—The 19th day of August, A. D. 1953.

JOHN S. FINE

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## No. 274

### AN ACT

To further amend section 3 of the act, approved the thirty-first day of May, one thousand nine hundred twenty-three (Pamphlet Laws 468), entitled "An act concerning liability for participation in breaches of fiduciary obligations, and to make uniform the law with reference thereto," by changing the provisions concerning the registration or transfer of securities to or by fiduciaries or their nominees.

"Uniform Fiduciaries Act."

Section 3, act of May 31, 1923, P. L. 468, as amended by act of June 25, 1947, P. L. 949, further amended.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 3 of the act, approved the thirty-first day of May, one thousand nine hundred twenty-three (Pamphlet Laws 468), entitled "An act concerning liability for participation in breaches of fiduciary obligations, and to make uniform the law with reference thereto," as amended by the act, approved the twenty-