

CHAPTER 346—H. F. No. 1419

An act relating to physicians and surgeons; amending Minnesota Statutes 1957, Sections 147.02, 147.04, and 147.05.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1957, Section 147.02, is amended to read:

147.02 Examination; licensing; revocation. A person not already authorized to practice medicine in the state and desiring so to do shall apply to the secretary of the state board of medical examiners for examination and pay a fee of \$35 for the use of the board, which in no case shall be refunded. At a time appointed, or at the next regular examination, he shall prove that he is of good moral character, that he has completed four entire sessions of not less than 36 weeks each at a medical school recognized by the board, and received the degree of M.D. or M.B. He shall be examined in surgery, medicine, obstetrics, eye, ear, nose, and throat, and such other branches as the board shall deem advisable *and, effective July 1, 1960, that said applicant has satisfactorily completed one year of graduate hospital training in a hospital approved for internship training by the council on medical education and hospitals of the American medical association or said board.* After such examination, the board, if five members thereof consent, shall grant him a license to practice medicine. The examination shall be both scientific and practical and thoroughly test the fitness of the candidate. *The board may, in its discretion, issue a temporary permit to practice medicine to a doctor of medicine qualified to take said examination, upon the payment of a fee of \$25, which temporary permit shall be valid only until the next regular examination and meeting of said board.* The board may refuse to grant a license to, or may suspend or revoke the license of, any person guilty of immoral, dishonorable, or unprofessional conduct, but subject to the right of the applicant or licentiate to appeal to the district court in the proper county on the questions of law and fact.

The words "immoral, dishonorable, or unprofessional conduct," as used in this section, shall mean: (1) procuring, aiding, or abetting a criminal abortion; (2) advertising in any manner, either in his own name or under the name of another person or concern, actual or pretended, in any newspaper, pamphlet, circular, or other written or printed paper or document, professional superiority to or greater skill than that possessed by fellow physicians and surgeons, or the positive cure of any disease, or the curing of venereal diseases, the

restoration of "lost manhood," the treatment of private disease, peculiar to men or women, or advertising or holding himself out to the public in any manner as a specialist in diseases of the sexual organs, or diseases caused by sexual weakness, self-abuse, or excessive indulgences, or the advertising of any medicine or any means whereby the monthly periods of women can be regulated or the menses reestablished, or being employed by or in the service of any person, concern, actual or pretended, so advertising, or in any manner creating a fear of private diseases; (3) the obtaining of any fee, or offering to accept a fee, on the assurance or promise that a manifestly incurable disease can be or will be cured; (4) wilfully betraying a professional secret; (5) habitual indulgence in the use of drugs; (6) conviction for wilfully violating any narcotic law; (7) conviction of an offense involving moral turpitude; (8) conviction of a felony; (9) conduct unbecoming a person licensed to practice medicine or detrimental to the best interests of the public.

Sec. 2. Minnesota Statutes 1957, Section 147.04, is amended to read:

147.04 Retaliatory provisions. If by the laws of any state or the rulings or decisions of the appropriate officers or boards thereof, any burden, obligation, requirement, disqualification, or disability is put upon physicians registered in this state or holding diplomas from medical colleges in this state which are in good standing therein, affecting the right of these physicians to be registered or admitted to practice in that state, then the same or like burdens, obligations, requirements, disqualification, or disability *may* be put upon the registration in this state of physicians registered in that state or holding diplomas from medical colleges situated therein.

Sec. 3. Minnesota Statutes 1957, Section 147.05, is amended to read:

147.05 Supplies; secretary, bond, compensation; board members' compensation. The state board of medical examiners shall provide blanks, books, certificates, and such stationery and assistance as is necessary for the transaction of the business pertaining to the duties of such board and all money received by the secretary shall be paid into the state treasury as provided for by law, to be kept in a separate fund which shall be under the control, and for the use, of the board. The secretary of the board shall give a bond in the sum of \$10,000 to the State of Minnesota for the faithful performance of his duties. Each member of the board shall receive as compensation for his services the sum of \$50 per day, to be

fixed by the board for each day he is in actual attendance at examinations, and, regular and special meetings of the board, and the secretary and other members of the board shall receive all expenses actually and necessarily incurred by them in attending such meetings and examinations. The secretary shall receive a salary of not to exceed \$4,800 per annum, the amount thereof and the manner of payment to be fixed by the board. The salary and expenses of the members of the board shall be paid as determined by the board by the state treasurer on warrants signed by the president or secretary, or other authorized person, drawn by the state auditor on the state treasurer on the funds of said board.

Approved April 18, 1959.

CHAPTER 347—H. F. No. 1589

[Not Coded]

An act authorizing the conveyance of certain real estate owned by the state to the Village of Elk River and Rural Cooperative Power Association.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Conveyance of state land.** Notwithstanding any law to the contrary, the governor upon recommendation of the commissioner of highways shall transfer and convey by proper deeds of conveyance in the name of and on behalf of the state of Minnesota to the village of Elk River, Sherburne county, Minnesota, for public purposes, and to the Rural Cooperative Power Association, for power plant and related purposes, all or any portion of the following described real estate situate in Sherburne county, Minnesota, to wit:

All that part of the following described tract:

That part of Government Lots 3 and 4 of section 3, township 32 north, range 26 west, lying northeasterly of the railway;

which lies westerly of a line run parallel with and distant 200 feet westerly of the following described line:

From a point on the north line of said section 3, distant 403 feet west of the northeast corner thereof run northwesterly at an angle of 72°19' with said north section line for 600 feet to the point of beginning of line to be described; thence run southeasterly