

## CHAPTER XLI.

March 9, 1860.

*An Act to protect the people of Minnesota from empiricism and imposition in the practice of medicine and surgery.*

- SECTION 1. Qualifications for practising physicians.
2. Penalty for violating the provisions of the preceding Section—not applicable to practising dentists.
  3. Upon failure to file with the Clerk of the District Court a sworn copy of medical diploma, shall not be permitted to sue for or recover any compensation for services—on or before what time—what to be considered evidence that he is not a graduate of some medical college.
  4. Length of time for study required of students to comply with the provisions of this act.
  5. When act to take effect.

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

SECTION 1. That it shall be unlawful for any person within the limits of said state, who has not attended at least two full courses of instruction, and graduated in some school of medicine either in the United States or of some foreign country, or who cannot produce a certificate of qualification from some state, district, or county medical society, and is not a person of good moral character, to practice medicine, in any of its departments, or perform any surgical operation for reward or compensation, or attempt to practice medicine or prescribe medicine or medicines, or perform any surgical operation for reward or compensation within the said state of Minnesota.

SEC 2. Any person living in the state of Minnesota, or any person coming into said state, who shall practice medicine, or attempt to practice medicine in any of its departments, or perform, or attempt to perform, any surgical operation upon any person within the limits of said state, in violation of section one of this act, shall, upon conviction thereof, be fined not less than fifty dollars, nor more than one hundred dollars, for such offense, and upon conviction for a second violation of this act, shall, in

Qualification for physician.

Penalty—not applicable to dentists.

addition to the above fine, be imprisoned in the county jail in the county in which such offense shall have been committed, for the term of thirty days; and in no case wherein this act shall have been violated, shall any person so violating, receive a compensation for services rendered. *Provided*, Nothing herein contained shall in any way be construed to apply to any person practising dentistry exclusively.

SEC. 3. Any person who fails or neglects on or before the first day of October, one thousand eight hundred and sixty-nine, to file in the office of the clerk of the district court of the county in which he resides or keeps his office, a sworn copy of the certificate or diploma of some school or college of medicine, that he has attended at least two full courses, and graduated at such school, or a sworn copy of a certificate of qualification of some state, district or county medical society, shall be permitted in any court of this state to sue for or recover any compensation for his services, advice or attendance as a physician or surgeon, and the failure to file a sworn copy of such diploma or certificate, as above provided, shall be prima facie evidence that he has not attended or graduated at any school of medicine or received a certificate of qualification from any state, district or county medical society.

Penalty for failure to file copy of diploma--before what time--evidence that he is not a graduate

SEC. 4. Any person studying medicine with a preceptor, qualified as in this act above provided, shall have three years from the commencement of his term of study to comply with the provisions of this act.

Time required to study to comply with this act

SEC. 5. This act shall take effect and be in force from and after the first day of October, one thousand eight hundred and sixty-nine.

When act to take effect.

Approved March 9, 1869.