

CHAPTER 148

OCCUPATIONS IN PROTECTION OF PUBLIC HEALTH

| | | | |
|--------|--|--------|--|
| Sec. | | Sec. | |
| 148.01 | Chiropractic | 148.33 | Definitions |
| 148.02 | Chiropractors; state board of examiners | 148.34 | Massage distinguished |
| 148.03 | Appointment | 148.35 | Operators licensed |
| 148.04 | Procedure | 148.36 | License, by whom issued |
| 148.05 | License and fee | 148.37 | Qualifications of applicants |
| 148.06 | Applicants examined | 148.38 | Assistants to board |
| 148.07 | Renewal fees put in fund; report | 148.39 | Reexaminations |
| 148.08 | Licenses recorded; rules and regulations | 148.40 | Licenses recorded |
| 148.10 | Licenses revoked; new licenses | 148.41 | Licenses suspended or revoked |
| 148.11 | State board of osteopathy; per diem and expenses | 148.42 | Powers and duties of board |
| 148.12 | Practice; licenses; penalties | 148.43 | Duties of secretary-treasurer |
| 148.13 | Application; examination; fees | 148.44 | Compensation |
| 148.14 | Record of licenses | 148.45 | Fees placed in fund; bond of secretary-treasurer |
| 148.15 | Licenses, when refused, when revoked | 148.46 | Use of certain titles forbidden |
| 148.16 | Disposal of fees and fines | 148.47 | Application |
| 148.17 | Nurses to be registered | 148.48 | Prosecutions |
| 148.18 | Board of examiners | 148.51 | Cancellation of license in certain cases |
| 148.19 | Term; bond; oath | 148.52 | State board of optometry |
| 148.20 | Officers; bond | 148.53 | Powers of board |
| 148.21 | Compensation of board members | 148.54 | Board; officers; seal; meetings |
| 148.22 | Excess funds | 148.55 | Compensation of board members; attorney; assistants; records |
| 148.23 | Examinations; notices; fee; qualifications | 148.56 | Optometrists |
| 148.24 | Applicants registered in other states | 148.57 | Who may practice optometry |
| 148.25 | Application | 148.58 | Certificates filed; fee |
| 148.26 | Register | 148.59 | Annual fees |
| 148.27 | Registered nurse | 148.60 | Disposal of fees |
| 148.28 | Revocation of certificate | 148.61 | Violations; penalties |
| 148.30 | Midwifery | 148.62 | Application |
| 148.31 | Licenses | | |
| 148.32 | Licenses, denial, revocation, refusal | | |

148.01 CHIROPRACTIC. Subdivision 1. For the purposes of sections 148.01 to 148.10, "chiropractic" is hereby defined as being the science of adjusting any abnormal articulations of the human body, especially those of the spinal column, for the purpose of giving freedom of action to impinged nerves that may cause pain or deranged function.

Subdivision 2. The practice of chiropractic is hereby declared not to be the practice of medicine, surgery, or osteopathy.

[1919 c. 64 ss. 2, 8; 1927 c. 230] (5725) (5731(c))

148.02 CHIROPRACTORS; STATE BOARD OF EXAMINERS. There is hereby created and established a board to be known by the name and style of state board of chiropractic examiners.

[1919 c. 64 s. 1] (5724)

148.03 APPOINTMENT. The governor shall appoint a state board of chiropractic examiners consisting of five resident chiropractors who shall have practiced chiropractic in this state for at least three years immediately prior to the time of appointment, all of whom shall be graduates of a course in chiropractic, but no two of whom shall be graduates of the same school or college of chiropractic; one to be appointed each year to serve five years and until his successor is appointed and qualifies. Vacancies caused by death or otherwise shall be filled by the governor within 60 days. No member of the board shall be financially interested in any chiropractic school or college or be in any way affiliated with the practice of other methods of healing as are now regulated by law in this state.

[1919 c. 64 s. 3] (5726)

148.04 PROCEDURE. The officers of the state board of chiropractic examiners shall have power to administer oaths, summon witnesses, and take testimony as to matters pertaining to its duties. It shall adopt a minimum of educational requirements not inconsistent with the provisions of sections 148.01 to 148.10, which shall be without prejudice, partiality, or discrimination as to the different schools or colleges of chiropractic. The board shall meet twice each year on the first Tuesday of March and September and at such other times as the majority of the board may deem proper. Three members shall constitute a quorum for the transaction of

*Ann
7/13-155*

MINNESOTA STATUTES 1941

1181

OCCUPATIONS IN PROTECTION OF PUBLIC HEALTH 148.08

business. The secretary shall keep a record of its proceedings. This report shall be prima facie evidence of all matters therein recorded.

[1919 c. 64 s. 4] (5727)

148.05 LICENSE AND FEE. At its first meeting the state board of chiropractic examiners shall issue to each member a license to practice chiropractic, for which he shall pay a fee of \$25.00. The board shall have a common seal and formulate rules to govern its actions.

[1919 c. 64 s. 5] (5728)

148.06 APPLICANTS EXAMINED. Any person desiring to commence the practice of chiropractic in this state shall make a written application to the secretary of the state board of chiropractic examiners for a license and appear at its first regular meeting thereafter. The applicant shall furnish evidence of having completed a high school course, or of education qualifications required for admission as a student to the University of Minnesota, or other university of equal standing, and taken a four-year resident course of eight months each in a chartered school or college of chiropractic wherein the curriculum includes instruction in the following branches: anatomy, physiology, symptomatology, pathology, hygiene, dietetics, diagnoses, urinalysis, chiropractic orthopedy, intellectual adaption, and the science and art of chiropractic. An examination for a license shall be in writing. The applicant shall be required to give practical demonstration in vertebral palpation, nerve tracing, and adjusting. A license, countersigned by the members of the board and authenticated by the seal thereof, shall be granted to each applicant who shall correctly answer 75 per cent of the questions propounded in each of the above subjects. Each application shall be accompanied by a fee of \$25.00. Such fee shall not be returned in the event of failure to pass, but the applicant may, within six months, present himself for examination without the payment of an additional fee. Such examination may be waived as to any person who has been licensed to practice chiropractic in another state whose requirements are equal to the provisions of sections 148.01 to 148.10, upon the payment of a fee of \$25.00.

[1919 c. 64 s. 6; 1927 c. 230] (5729)

148.07 RENEWAL FEES PUT IN FUND; REPORT. Subdivision 1. **Amount.** All persons practicing chiropractic within this state, or licensed so to do, shall pay, on or before the first day of September each year after a license is issued to them, as herein provided, to the board of chiropractic examiners a renewal fee of \$5.00, or such sum as may be fixed by the board, but not exceeding \$10.00 in any one year. The secretary-treasurer shall, 30 days or more before September first each year, mail to all chiropractors of this state a notice of the fact that the renewal fee will be due on or before the first of September. Nothing in sections 148.01 to 148.10 shall be construed so as to require that the renewal receipts shall be recorded as original licenses are required to be recorded.

Subdivision 2. **Disposal.** All fees received by the board under sections 148.01 to 148.10 shall be paid to the secretary-treasurer, who shall forthwith deposit the same with the state treasurer in a separate fund of the state board of chiropractic examiners for their use, and shall pay the same out only upon written orders issued and signed by the secretary-treasurer and president of the board. All expenses incurred and authorized by the board in carrying out the provisions of sections 148.01 to 148.10 shall be paid out of this fund and not otherwise.

Subdivision 3. **Report.** The secretary-treasurer shall, on the first Tuesday of October each year, file with the governor a report of all receipts and disbursements and proceedings of the board for the fiscal year. He shall give bond in such sum and with such sureties as the board shall deem necessary. Each member of the board shall receive a fee of \$10.00 per day and mileage at the rate of three cents per mile, and other necessary incidentals, in attending the meetings of the board.

[1919 c. 64 s. 7; 1927 c. 230] (5730)

148.08 LICENSES RECORDED; RULES AND REGULATIONS. Subdivision 1. **Where recorded.** Every person holding a license from the state board of chiropractic examiners shall have it recorded in the office of the clerk of the district court of the county in which applicant practices and the date of recording shall be indicated thereon. The clerk of the district court shall keep in a book provided by him for the purpose a complete list of the licenses recorded, for which he shall receive a fee of \$1.00 for each license so recorded.

Subdivision 2. **How regulated.** Chiropractors shall be subject to the same rules and regulations, both municipal and state, that govern other licensed doctors or physicians in the control of contagious and infectious diseases, and shall be entitled to sign health and death certificates, and to all rights and privileges of other doctors or physicians in all matters pertaining to the public health, except prescribing internal drugs or the practice of surgery and obstetrics.

[1919 c. 64 s. 8; 1927 c. 230] (5731)

148.10 LICENSES REVOKED; NEW LICENSES. Subdivision 1. **Grounds.** The state board of chiropractic examiners may refuse to grant, or may revoke, a license to practice chiropractic in this state, or may cause the name of a person licensed to be removed from the records in the office of the clerk of the district court in this state, upon any of the following grounds:

- (1) The publishing or distributing, or causing to be published or distributed, in newspapers, magazines, directories, pamphlets, posters, cards, or in any other manner by advertisement, wherein the term "cure" or "guarantee to cure" or similar terms are used; (The same is hereby declared to be fraudulent and misleading to the general public.)
- (2) The employment of fraud or deception in applying for a license or in passing an examination provided for in sections 148.01 to 148.10;
- (3) The practice of chiropractic under a false or assumed name or the impersonation of another practitioner of like or different name;
- (4) The conviction of a crime involving moral turpitude;
- (5) Habitual intemperance in the use of ardent spirits, narcotics, or stimulants;
- (6) Failure to pay the annual renewal license fee herein provided.

Any person duly licensed, or who is an applicant for a license to practice chiropractic, against whom any of the foregoing grounds for revoking or refusing a license is presented to the board with a view of having the board revoke, or refuse to grant, a license shall be furnished with a copy of the complaint and have a hearing before the board in person or by attorney, and witnesses may be examined by the board respecting the guilt or innocence of the accused. In case a license is revoked by the board, a copy of the order of revocation, duly certified by the secretary of the board, shall forthwith be filed by the secretary in the office of the clerk of the district court in which the revoked license was filed, and the clerk of the district court where the same is filed shall make a notation of such revocation in the book in which the record of the license is kept and cancel such revoked license. The clerk shall receive a fee of \$1.00 for filing such order of revocation and making the notation and cancelation, which shall be paid from the funds of the board.

Subdivision 2. **New licenses after refusal or revocation or cancelation.** The state board of chiropractic examiners may, at any time within two years of the refusal or revocation or cancelation of a license under this section, by a majority vote, issue a new license or grant a license to the person affected, restoring him to, or conferring upon him, all the rights and privileges of, and pertaining to, the practice of chiropractic, as defined and regulated by sections 148.01 to 148.10. Any person to whom such have been restored shall pay to the secretary-treasurer the sum of \$25.00 upon issuance of a new license.

[1919 c. 64 s. 10; 1927 c. 230] (5733)

148.11 STATE BOARD OF OSTEOPATHY; PER DIEM AND EXPENSES. The state board of osteopathy shall consist of five osteopathic physicians, graduates of reputable incorporated schools of osteopathy, appointed by the governor, each for the term of five years and until his successor qualifies. Vacancies shall be filled by like appointment for the unexpired term. No member thereof shall be a member of the faculty of, or financially interested in, any such school. The board shall elect from among its number a president and a secretary, prescribe rules for the management of its affairs, and adopt a seal. It shall meet to examine applicants for licenses to engage in the practice of osteopathy on the second Tuesday in March and September each year and hold such other meetings as may be necessary. Each member shall receive \$10.00 per day for each day necessarily occupied in the performance of his duties and his actual and reasonably necessary expenses, to be paid out of the funds of the board. The secretary shall keep a record of all proceedings, including therein the name of every applicant for examination, the extent of his study and practice, and the name of his college or school of osteopathy, if any. Such

record shall be prima facie evidence of the matters therein contained. The secretary shall be paid such compensation as shall be fixed by the board.

[*R. L. s. 2307; 1923 c. 343 s. 1*] (5735)

148.12 PRACTICE; LICENSES; PENALTIES. The practice of osteopathy is hereby declared to be distinct from that of medicine or surgery within the meaning of the law and nothing in sections 148.11 to 148.16 shall apply to practitioners of any other system of healing. Osteopathic physicians when duly licensed shall have the same rights and powers and be subject to the same duties as other physicians with reference to matters pertaining to the public health, including the reporting of births and deaths. Osteopathic physicians when duly licensed shall have the right to practice osteopathy as taught in reputable colleges of osteopathy, including the use and administration, in connection with the practice of obstetrics, minor surgery and toxicology only, of anaesthetics, narcotics, antidotes, and antiseptics, subject to the same state and federal restrictions and limitations as are by law applicable to physicians and surgeons licensed to practice medicine and surgery. No person who is not a holder of a license from the state board of osteopathy shall engage in the practice of osteopathy in treating diseases of the human body, or by use of titles or initials indicating degrees, or in any other way, hold himself out as so engaged. Every person who shall violate any of the provisions of sections 148.11 to 148.16 shall be guilty of a misdemeanor, the minimum punishment whereof shall be a fine of \$50.00, or 30 days' imprisonment. All fines collected under the provisions of sections 148.11 to 148.16 shall be paid, one-half into the school fund of the county in which conviction is had, and one-half to the state board of osteopathy. The board shall investigate suspected violations of sections 148.11 to 148.16 and institute proceedings thereunder.

[*R. L. s. 2308; 1923 c. 343 s. 2*] (5736)

148.13 APPLICATION; EXAMINATION; FEES. Subdivision 1. **Application.** Every person desiring to engage in the practice of osteopathy shall apply in writing to the secretary of the board for a license and appear for examination at the first meeting thereafter. He shall pay an examination fee of \$25.00, which shall entitle him to a second examination within a year if he fails in the first. He shall produce his diploma and prove to the board that he has had a preliminary education equivalent to a four-year high school course; that he is a graduate of a reputable school or college of osteopathy, which, as a prerequisite to graduation, requires the completion of a four-year course of nine months each. The school or college must include in its curriculum instruction in anatomy, chemistry, dietetics, diagnosis, gynecology, histology, obstetrics, pathology, physiology, minor surgery, symptomatology, toxicology, urinalysis, the theory and practice of osteopathy, hygiene, the administration of anaesthetics, narcotics, and antidotes, and the use of antiseptics. Upon the applicant's passing the board's examination in the foregoing subjects it shall grant him a license. The board may waive the examination in case the applicant holds a diploma from an osteopathic school, without regard to the period of study on which the diploma was issued, and has been licensed by an examining board of another state whose requirements are equal to those of this state, upon payment of a fee of \$50.00. Except as expressly authorized as to the administration of anaesthetics, narcotics, antidotes, and the use of antiseptics, the license shall not authorize the holder to give or prescribe drugs for internal use or perform major surgery.

Subdivision 2. **Reputable college or school of osteopathy.** A college or school of osteopathy shall be deemed "reputable," within the meaning of sections 148.11 to 148.16, which requires its students, as a condition of graduation, to complete substantially the number of hours of class-room study in the subjects hereinafter specified: anatomy (descriptive, regional, applied, surgical and dissection), 600 hours; embryology, 70 hours; chemistry (advanced, including organic and physiological chemistry and toxicology), 300 hours; histology, 180 hours; physiology, 300 hours; pathology, 240 hours; bacteriology, 150 hours; hygiene, 60 hours; hydrotherapy, 16 hours; X-radiance and electrical diagnosis, 36 hours; dietetics, 32 hours; osteopathy, including (a) principles of osteopathy, (b) osteopathic technique, and (c) practice of osteopathy (including diseases of nervous system, alimentary tract, heart and vascular system, genito-urinary diseases, ductless glands and metabolism, respiratory tract, bone and joint diseases, corrective gymnastics, acute and infectious diseases, pediatrics, dermatology, syphilis, psychiatry, diagnosis, physical laboratory and differential, clinical practice case recording), 1,466 hours; minor surgery, with emphasis on fractures and dislocations, principles of surgery, and surgical

diagnosis, orthopedics, orificial and chemical, and the use and administration of anaesthetics, narcotics, and antiseptics, 400 hours; eye, ear, nose, and throat, 180 hours; gynecology, 160 hours; obstetrics, 200 hours; professional ethics and efficiency, 16 hours; jurisprudence, 16 hours; total, 4,422 hours; provided, that the number of hours herein prescribed for the study of any subject may be reduced not more than 30 per cent, but the total number of hours prescribed shall not be reduced.

[R. L. s. 2309; 1909 c. 430 s. 1; 1923 c. 343 s. 3] (5737)

148.14 RECORD OF LICENSES. Before engaging in practice, the holder of every license shall file the same for record with the clerk of the district court in the county where he resides. Upon removal to another county, he shall there in like manner file his license before engaging in practice therein. Such clerk shall keep, in a book provided for the purpose, a complete list of such licenses, giving the date of record. His fee for recording shall be \$1.00 and the same for a certified copy.

[R. L. s. 2310] (5738)

148.15 LICENSES, WHEN REFUSED, WHEN REVOKED. The state board of osteopathy may refuse to grant a license to, or may revoke the license of, any person who:

- (1) Has been convicted of a felony or any offense involving moral turpitude;
- (2) Is so addicted to the use of liquor or any drug as to unfit him for the practice;
- (3) Procures, or aids or abets the procuring of, a criminal abortion;
- (4) Obtains any fee by claiming ability to permanently cure a disease manifestly incurable; or
- (5) Wilfully betrays professional confidence or secrets.

No license shall be revoked except upon notice and hearing.

[R. L. s. 2311] (5739)

148.16 DISPOSAL OF FEES AND FINES. All fees and money received from fines imposed under sections 148.11 to 148.16 shall be received and held by the secretary and devoted to the uses of the state board of osteopathy, which shall incur no expense beyond the amount so received. The secretary shall give such bond as the board may from time to time require.

[R. L. s. 2312] (5740)

148.17 NURSES TO BE REGISTERED. It shall be unlawful for any person to practice professional nursing as a registered nurse in this state unless such person shall have first obtained a certificate of registration as provided in sections 148.17 to 148.28.

[1907 c. 153 s. 1] (5741)

148.18 BOARD OF EXAMINERS. A board of examiners for nurses, to consist of five persons, is hereby created to carry out the purposes and enforce the provisions of sections 148.17 to 148.28. The board shall be appointed by the governor and the appointments shall be made from nurses engaged in active work who have been graduated for a period of at least five years from reputable training schools, and whose course of training is not less than three years' duration in actual hospital service; provided, that there shall always be two of the members on the board selected from nurses who have had at least two years' experience in educational work among nurses, or who have had two or more years' experience in the instruction of nurses in training schools; and, that after the appointment of the first board the nurses appointed on each succeeding board shall be appointed from the nurses registered under sections 148.17 to 148.28.

[1907 c. 153 s. 2; 1923 c. 148 s. 1] (5742)

148.19 TERM; BOND; OATH. Each member of the board of examiners for nurses shall serve for a term of five years and until his successor is appointed and qualifies; give a bond in the sum of \$1,000, with sureties to be approved by the secretary of state, conditioned for the faithful performance of his duties; and take the oath provided by law for public officers. Vacancies upon the board caused by death, resignation, or expiration of the term of any member thereof shall be filled by appointment by the governor.

[1907 c. 153 s. 3] (5743)

148.20 OFFICERS; BOND. The board of examiners for nurses shall elect from its members a president, a secretary, and a treasurer and have its headquarters at St. Paul, Minnesota; shall have a common seal and the secretary and president shall

MINNESOTA STATUTES 1941

1185

OCCUPATIONS IN PROTECTION OF PUBLIC HEALTH 148.24

have power to administer oaths. The treasurer shall give bond in the sum of \$2,000. The board may appoint an educational director.

[1907 c. 153 s. 4; 1923 c. 148 s. 2] (5744)

148.21 COMPENSATION OF BOARD MEMBERS. Each member of the board of examiners for nurses, except the secretary, shall receive a compensation of not more than \$10.00 per day for each day of actual service and actual expenses incurred in attending the meetings of the board and examinations given by the board, which actual expenses shall include meals, lodging, and travel only. In addition to the foregoing compensation and expenses, each member of the board, except the secretary, shall be allowed such fee for examining, marking, and grading examination papers of applicants for registration as the board shall deem reasonable, not to exceed the sum of 40 cents for each paper so examined, marked, or graded. The board may also incur and pay all necessary expenses for office help and office expenses and fix the salary of its secretary and the educational director. Such salaries, compensation, and expenses shall be paid out of any moneys in the hands of the state treasurer to the credit of the board, upon the order of the secretary of the board. Sections 148.17 to 148.28 shall be subject to the provisions of Laws 1925, Chapter 426.

[1907 c. 153 s. 5; 1923 c. 148 s. 3; 1929 c. 173] (5745)

148.22 EXCESS FUNDS. Any moneys in the hands of the treasurer at the end of any year in excess of \$2,000 shall be paid over by the board of examiners for nurses to the state treasurer, to be kept by him for the future maintenance of the board and disbursed by him upon warrants signed by the president and treasurer of the board.

[1907 c. 153 s. 6; 1923 c. 148 s. 4] (5746)

148.23 EXAMINATIONS; NOTICES; FEE; QUALIFICATIONS. The board of examiners for nurses shall hold public examination at least once in each year, at such times and places as it may determine, and notice of the time and place of such examination shall be given by a publication thereof, at least ten days before such examination, in a daily newspaper published at the capital of the state and the board may give such other notice as it deems advisable. Any person desiring to obtain a certificate of registration under sections 148.17 to 148.28 shall make application to the board therefor, pay to the treasurer of the board an examination fee of \$15.00, and present himself at the next regular meeting of the board for examination of applicants; and upon the board being satisfied that the applicant possesses the following qualifications:

- (1) Is of the age of 21 years or over;
- (2) Is of good moral character;
- (3) Has received an education equivalent to two years of high school; and

(4) Has been graduated, or is within three months of being graduated, from a school of nursing connected with a general hospital where three years of training, with a systematic course of instruction, is given; or has been graduated, or is within three months of graduation from a school of nursing in connection with a hospital of good standing supplying a systematic three-years' training corresponding to the above standards, which training may be obtained in two or more schools of nursing, the board shall proceed to examine the applicant in both theoretical and practical nursing, and upon such applicant passing this examination to the satisfaction of the board, the board shall enter the applicant's name in the register hereinafter provided for and issue to that person a certificate of registration authorizing him to practice the profession of nursing as a registered nurse. Any applicant who, prior to the completion of the three-year course of training required by sections 148.17 to 148.28, passes the examination to the satisfaction of the board must, before he be granted a certificate of registration as a registered nurse, present to the board satisfactory evidence that he has completed the full three years of training, as required by sections 148.17 to 148.28.

[1907 c. 153 s. 7; 1923 c. 148 s. 5; 1929 c. 193] (5747)

148.24 APPLICANTS REGISTERED IN OTHER STATES. The board of examiners for nurses may issue license without examination upon the payment of a \$15.00 registration fee to applicants from another state or foreign country whose qualifications are equivalent to those required by sections 148.17 to 148.28 and who shall produce to the board satisfactory evidence, verified by the oath of the applicant,

of the fact that the applicant was duly licensed by that state or foreign country to practice therein as a registered nurse.

[1907 c. 153 s. 11; 1923 c. 148 s. 7] (5751)

148.25 APPLICATION. Sections 148.17 to 148.28 shall not be construed to apply to the gratuitous nursing of the sick by friends or members of the family and shall not apply to any person nursing the sick for hire but who does not in any way assume to be a registered nurse.

[1907 c. 153 s. 12] (5752)

148.26 REGISTER. The board of examiners for nurses shall keep a register in which shall be entered the names of all persons to whom certificates are issued under sections 148.17 to 148.28 and this register shall at all times be open to public inspection.

[1907 c. 153 s. 13] (5753)

148.27 REGISTERED NURSE. A person who has received his certificate according to the provisions of sections 148.17 to 148.28 shall be styled and known as a registered nurse. No other person shall assume such title or use the abbreviation R. N. or any other letters or figures to indicate that he is a registered nurse.

[1907 c. 153 s. 14] (5754)

148.28 REVOCATION OF CERTIFICATE. The board of examiners for nurses may revoke any certificate for sufficient cause but, before this is done, the holder of the certificate shall have 30 days' notice and, after a full and fair hearing of the charges made, by a majority vote of the whole board, the certificate may be revoked.

[1907 c. 153 s. 15] (5755)

148.30 MIDWIFERY. Within the meaning of sections 148.30 to 148.32, a person who shall publicly profess to be a midwife or who, for a fee, shall attend to women in childbirth, shall be regarded as practicing midwifery. Nothing in sections 148.30 to 148.32 shall apply to gratuitous emergency services or to authorized medical practitioners.

[R. L. s. 2301] (5721)

148.31 LICENSES. A person desiring to practice midwifery in this state, if not already authorized so to do, shall apply to the state board of medical examiners for a license. This license shall be granted upon the production of a diploma from a school of midwifery recognized by the board or, after examination of the applicant, upon the consent of seven members thereof. Examinations shall be held concurrently with those provided for applicants for physicians' licenses. The fee for a license granted on diploma shall be \$1.00, and on examination, \$2.00.

[R. L. s. 2302] (5722)

148.32 LICENSES, DENIAL, REVOCATION, REFUSAL. All licenses to practice midwifery heretofore or hereafter issued by the board of medical examiners must be annually renewed and a fee of \$1.00 be paid for each renewal. Licenses may be revoked or renewals refused by the board for unprofessional or dishonorable conduct, or neglect to make proper returns to health officers of births, deaths, puerperal fever, and other contagious diseases.

[R. L. s. 2303] (5723)

148.33 DEFINITIONS. As used in sections 148.33 to 148.51, the term "massage" means the method, art, or science of treating the human body for hygienic or remedial purposes exclusively by rubbing, stroking, kneading, tapping, or rolling the same with the hands, or by rubbing, stroking, kneading, tapping, or rolling the body with any other agency or instrumentality for the purpose of relieving, alleviating, and reducing affected parts thereof; the term "masseur" means a male person, and the term "masseuse," a female person, who practices massage; the term "board" means the state board of medical examiners, as the same now is or hereafter may be constituted by law; the term "license" means a certificate issued by the board authorizing the holder thereof to practice massage in this state; the phrase "accredited school" or "accredited institution" means one approved by the board; the word "reducing," as used hereinbefore, shall not be interpreted to include reducing a fracture or a dislocation.

[1929 c. 347 s. 1] (5784-13)

148.34 MASSAGE DISTINGUISHED. The practice of massage is hereby declared to be distinct from the practice of medicine, surgery, osteopathy, chiropractic, or chiropody and persons duly licensed in this state to practice medicine, surgery, osteopathy, chiropractic, or chiropody, nurses who work solely under the direction of any such persons, athletic directors and trainers are hereby expressly

excluded from the provisions of sections 148.33 to 148.51. Beauty culturists, barbers, and bath parlor attendants who do not give, or hold themselves out to give, massage treatments, as defined herein, other than is customarily given in such shops or places of business, for the purpose of beautification only, shall be exempt from the provisions of sections 148.33 to 148.51.

[1929 c. 347 s. 2] (5784-14)

148.35 OPERATORS LICENSED. No person shall for, or in expectation of, any fee, gift, compensation, or reward of any kind, engage in, or hold himself out as being engaged in, the practice of massage within this state, without having a license therefor as provided in sections 148.33 to 148.51.

[1929 c. 347 s. 3] (5784-15)

148.36 LICENSE, BY WHOM ISSUED. The state board of medical examiners shall issue licenses to practice massage only to persons qualified therefor under the provisions of sections 148.33 to 148.51 after examination as therein provided, upon application in manner and form as prescribed by the board and payment thereto of a fee of \$25.00. Licenses may be renewed by the board without examination upon application and payment of a renewal fee of \$3.00; and licenses issued pursuant to existing law and outstanding at the time of the passage of sections 148.33 to 148.51 are hereby continued in force and effect until the same shall expire, unless sooner revoked by the board, as provided for in sections 148.33 to 148.51, and shall be renewed by the board without examination upon application and payment of a renewal fee of \$3.00, except as in sections 148.33 to 148.51 otherwise provided; application for renewal of license shall be made to the board on or before May thirty-first of each year and accompanied by the renewal fee of \$3.00. The board, in its discretion, may, without examination, upon the payment of a fee of \$50.00, issue a license to any person qualified to practice massage in any other state or territory whose requirements for such practice are equivalent to the requirements of this state therefor. Licenses shall be in such form as the board shall by rule prescribe, specify the name, residence, and business location of the licensee, and state that he is authorized to practice massage in this state; licenses shall bear the date of issuance and the date of expiration thereof, be signed by the president and the secretary-treasurer of the board, and bear its official seal. All licenses shall expire on May thirty-first next after the issuance thereof, unless sooner revoked as provided in sections 148.33 to 148.51.

[1929 c. 347 s. 4; 1935 c. 245] (5784-16)

148.37 QUALIFICATIONS OF APPLICANTS. Any person of good moral character who is 21 years of age or over and who has completed a course of study in an accredited high school or who has completed the equivalent of such course of study to the satisfaction of the state board of medical examiners and, in addition to these requirements, has received a diploma or certificate of graduation from an accredited school of massage, or, in lieu of such diploma or certificate, has received credits in the subjects of anatomy, physiology, dermatology, histology, and massage from an accredited educational institution, shall be eligible for examination under the provisions of sections 148.33 to 148.51, otherwise he shall be ineligible therefor; and, if upon such examination, he shall have a general average of not less than 75 per cent in the subjects in which he is examined and not less than 60 per cent in any one of such subjects, he shall be qualified for a license hereunder, otherwise he shall be unqualified therefor.

[1929 c. 347 s. 5] (5784-17)

148.38 ASSISTANTS TO BOARD. The state board of medical examiners shall employ expert assistants, who shall serve at and during the pleasure of the board, to assist in conducting examinations herein provided for under the board's supervision and direction. Such expert assistants shall be citizens and residents of this state, at least one of such expert assistants shall be skilled in the art and science of massage, who shall be duly licensed to practice massage in this state, and who shall have practiced massage therein for at least two years immediately preceding his employment. Such examinations shall be in the English language and shall be written, oral, or practical, as the board may determine, and embrace the subjects of anatomy, physiology, dermatology, histology, and massage, but shall be so limited in scope as to include only the minimum requirements for massage education as herein provided, and shall not require education in medicine or surgery. Such examination shall be held on the third Wednesday in January, April, June, and

October each year at the seat of government and at such other times and places as the board may determine.

[1929 c. 347 s. 6] (5784-18)

148.39 REEXAMINATIONS. Any person refused a license for failure to pass an examination to the satisfaction of the state board of medical examiners shall be entitled to a reexamination at any time within six months after such refusal, upon payment to the board of an additional fee of \$5.00; provided, that nothing in sections 148.33 to 148.51 shall prevent any person from filing a new application at any time after one year from the date of his last application.

[1929 c. 347 s. 7] (5784-19)

148.40 LICENSES RECORDED. Every person holding a license to practice massage under sections 148.33 to 148.51 shall, before commencing such practice in any county of this state, have such license recorded in the office of the clerk of the district court of such county, and such clerk shall in each case write or stamp thereon the date of such recording. The clerk of the district court shall keep in a book provided for such purpose by the county and open to public inspection a complete list of such licenses recorded by him and his predecessors in office, including the date of the issuance thereof, the name of the licensee therein specified, and the date of the recording thereof. For each such recording the clerk of the district court shall receive from the person named in the license a fee of \$1.00. After such recording the license shall be conspicuously displayed by the holder thereof in the office or place where he pursues the practice of massage.

[1929 c. 347 s. 8] (5784-20)

148.41 LICENSES SUSPENDED OR REVOKED. The state board of medical examiners may by order suspend, revoke, or refuse to renew any license issued under sections 148.33 to 148.51 or heretofore and cause the cancelation and removal thereof from the records of the office of the clerk of the district court wherein the same is recorded, upon the grounds of:

- (1) Fraud or deception in connection with the securing of such license;
- (2) Habitual drunkenness or intemperance in the use of narcotics or stimulants;
- (3) Conduct unbecoming to a person licensed to practice massage or inimical to the best interests of the public;
- (4) Violation of any of the provisions of sections 148.33 to 148.51; or
- (5) Conviction of a crime involving moral turpitude.

Before the board shall order any such suspension, revocation, or refusal to renew, the holder thereof shall be entitled to a written statement of the charge against him and accorded a hearing in person or by attorney before the board and be entitled to have witnesses in his behalf subpoenaed by the board. In case of suspension or revocation of, or refusal to renew, a license, the order of suspension or revocation or refusal to renew, as the case may be, shall forthwith be filed by the board with the clerk of the district court of the county wherein the license is recorded and the clerk shall note the suspension, revocation, or refusal to renew on his record of the license. No license shall be issued to any person whose license has been revoked nor to any person whose license the board has refused to renew until after the expiration of one year from the date of the revocation or refusal to renew; provided, that any such person pay to the secretary-treasurer of the board the sum of \$25.00 upon issuance of a new license.

[1929 c. 347 s. 9] (5784-21)

148.42 POWERS AND DUTIES OF BOARD. The state board of medical examiners shall have the power to provide for its offices and necessary furniture, fixtures, and supplies and to appoint and employ, and at will to remove or discharge, such officers, agents, assistants, clerks, and other employees as the board may deem necessary for the performance of its duties, fix their salaries, and define their duties; to prescribe rules and regulations for its own government and procedure; and to hold hearings in relation to any matter properly within its jurisdiction and prescribe rules and regulations for the conduct thereof, issue subpoenas for and compel the attendance of witnesses, the giving of testimony, and the production of books, records, accounts, documents, and papers; and any member of the board may administer oath to witnesses or take their affirmation. If any person fail or refuse to appear or testify regarding that upon which he may be lawfully interrogated, or to produce any books, records, accounts, documents, or papers material to the matter heard or to be heard by the board, after having been lawfully required by order or

MINNESOTA STATUTES 1941

1189

OCCUPATIONS IN PROTECTION OF PUBLIC HEALTH 148.47

subpoena of the board so to do, any judge of the district court in any county of the state, on application of the board, shall compel obedience by attachment proceedings as for contempt, as in the case of disobedience of a similar order or subpoena issued by such court.

[1929 c. 347 s. 10] (5784-22)

148.43 DUTIES OF SECRETARY-TREASURER. The secretary-treasurer of the state board of medical examiners shall keep a record of all proceedings of the board and a register of all applicants for examination, setting forth the names of such applicants, together with their addresses, ages, educational qualifications, and the results of their examinations. He shall perform such other duties as may be required by law or by the board. Such records and registers of the board shall at all times be open to public inspection and shall be prima facie evidence in all courts and legal proceedings within the state of matters therein recorded.

[1929 c. 347 s. 11] (5784-23)

148.44 COMPENSATION. The compensation of each member of the state board of medical examiners shall be \$10.00 for each day actually spent in the performance of his duties, together with actual necessary expenses paid or incurred by him in connection therewith. The compensation of persons employed by the board shall be determined by the board and, in addition thereto, their expenses necessarily paid or incurred in the performance of their duties in connection therewith, subject to the approval of the board.

[1929 c. 347 s. 12] (5784-24)

148.45 FEES PLACED IN FUND; BOND OF SECRETARY-TREASURER. All fees and moneys payable under the provisions of sections 148.33 to 148.51 shall be paid to the secretary-treasurer of the state board of medical examiners and he shall forthwith deposit the same with the state treasurer to be kept by him in a separate fund, which shall be under the control and for the use of the board in the administration of sections 148.33 to 148.51. The amount of such fund is hereby annually appropriated to the board for the purpose of defraying its expenses in carrying out the provisions of sections 148.33 to 148.51. The compensation and expenses of members of the board, herein provided for, and the compensation and expenses of all persons employed by the board hereunder, shall be paid out of this fund; in addition, the fund shall be available to, and may be used by, the board to defray the expenses of keeping proper records and registers, furnishing licenses herein provided for, employing inspectors for procuring evidence of any violation of sections 148.33 to 148.51, aiding in the enforcement thereof, and for such other expenses and purposes as may be deemed necessary by the board to carry out the provisions of sections 148.33 to 148.51. The expenditures of the board, together with the obligations created or incurred thereby, shall at no time exceed the amount of the fund in the treasury available hereunder for the use of the board. Payments out of this fund shall be made only upon written orders issued and signed by the secretary-treasurer of the board. The secretary-treasurer shall give bond to the state in such sum as the board shall determine, with sureties approved by the board, conditioned upon the faithful performance by him of the duties of his office and his accounting for all moneys of the board in his custody or under his control as such secretary-treasurer.

[1929 c. 347 s. 13] (5784-25)

148.46 USE OF CERTAIN TITLES FORBIDDEN. No person licensed to practice massage under the provisions of sections 148.33 to 148.51 shall attach to his name or in any way use the title of doctor, physician, surgeon, specialist, M.D., M.B., D.O., D.C., or any other word, abbreviation or title indicating, or designed to indicate, that he is engaged in the practice of healing, as defined in section 146.01, or any practice other than massage, unless he is duly licensed for such practice within this state according to law. No person licensed under the provisions of sections 148.33 to 148.51 to practice massage shall in, by, or through any newspaper, magazine, directory, pamphlet, poster, card, circular, or other writing or publication, or by any advertisement state or represent either directly or indirectly that he has cured, can cure, or guarantees to cure, or that he has successfully treated, any disease, injury, defect, deformity, ailment, or affliction.

[1929 c. 347 s. 14] (5784-26)

148.47 APPLICATION. Chapter 146 shall not apply to persons licensed under sections 148.33 to 148.51, so long as such persons confine their activities within the scope of such license.

[1929 c. 347 s. 15] (5784-27)

148.48 PROSECUTIONS. In the prosecution of any person for violation of sections 148.33 to 148.51, it shall not be necessary to allege or prove want of a valid license to practice massage, as required by sections 148.33 to 148.51, but all such matters shall be matters of defense to be established by the accused.

[1929 c. 347 s. 16] (5784-28)

148.51 CANCELANON OF LICENSE IN CERTAIN CASES. Any person implicated in employing fraud or deception in applying for or securing a license to practice massage under sections 148.33 to 148.51, or in passing an examination therefor, shall be guilty of a gross misdemeanor. It shall be the duty of the clerk of the district court wherein any conviction is had under this section to file a certified copy thereof with the secretary-treasurer of the board and thereupon the secretary-treasurer shall cancel such license upon the records of his office and forthwith notify the respective clerks of the courts wherein such license is recorded of such cancelation; and such clerks shall immediately note such cancelation on their respective records thereof. For filing a certified copy of any conviction as herein required the clerk of the court shall charge a fee of \$1.00.

[1929 c. 347 s. 19] (5784-31)

148.52 STATE BOARD OF OPTOMETRY. The state board of optometry shall consist of five qualified optometrists appointed by the governor, each for a term of three years and until his successor qualifies. Vacancies in the board shall be filled by like appointments for unexpired terms.

[1915 c. 127 s. 1; 1925 c. 239; 1929 c. 420 s. 1] (5785)

148.53 POWERS OF BOARD. The state board of optometry shall have the power to make any rules and regulations and to do any and all things not inconsistent with law which it may deem necessary or expedient for the effective enforcement of sections 148.52 to 148.62 or for the full and efficient performance of its duties thereunder.

[1915 c. 127 s. 2; 1925 c. 239; 1929 c. 420 s. 2] (5786)

148.54 BOARD; OFFICERS; SEAL; MEETINGS. The state board of optometry shall elect from among its members a president and may adopt a seal. A secretary or assistant may be employed who need not necessarily be a member of the board. For the purpose of examining applicants for license to practice optometry, the board shall meet at least once a year, in St. Paul, and may hold other meetings at its pleasure.

[1925 c. 127 s. 3; 1925 c. 239] (5787)

148.55 COMPENSATION OF BOARD MEMBERS; ATTORNEY; ASSISTANTS; RECORDS. Each member shall receive from the funds of the state board of optometry \$10.00 a day for actual services and necessary travel and expense allowance for attending meetings. For clerical services the secretary shall receive such compensation as the board may deem just and proper, such compensation to be not more than \$400.00 per year. The board may employ an attorney and other necessary assistants to aid in the enforcement of the provisions of sections 148.52 to 148.62, the attendant expense to be met from the funds of the board. The secretary shall keep a record of all proceedings, including therein the name of every applicant for examination or registration, which record shall be open for public inspection.

[1915 c. 127 s. 4; 1925 c. 239] (5788)

148.56 OPTOMETRISTS. Any person shall be deemed to be practicing optometry within the meaning of sections 148.52 to 148.62 who shall display a sign, such as an eye, a pair of eyes, a pair of glasses or spectacles, or who shall in any way advertise himself as an optometrist, or who shall employ any means for the measurement of the powers of vision or the adaptation of lenses or prisms for the aid thereof, or have in his possession testing appliances for the purpose of the measurement of the powers of vision, or diagnose any optical deficiency or deformity, visual or muscular anomaly of the human eye, or prescribe lenses, prisms, or ocular exercises for the correction or the relief of same, or who holds himself out as being able to do so. It shall be unlawful for any person who is not licensed as an optometrist in this state to fit, sell, or dispose of, or to take, receive, or solicit any order for the fitting, sale, or disposition of, any spectacles, eye glasses, or lenses for the correction of vision in any place within the state other than an established place of business wherein such spectacles, eye glasses, or lenses are commonly sold and dealt in; and it shall be unlawful for any person, not licensed as an optometrist thereunder, to sell or dispose of, at retail, any spectacles, eye glasses, or lenses for the correction

MINNESOTA STATUTES 1941

1191

OCCUPATIONS IN PROTECTION OF PUBLIC HEALTH 148.57

of vision in any established place of business or elsewhere in this state except under the supervision, direction, and authority of a duly licensed optometrist holding a certificate under sections 148.52 to 148.62, who shall be in charge of and in personal attendance at the booth, counter, or place where such articles are sold or disposed of. Nothing in sections 148.52 to 148.62 shall be construed to apply to the sale of toy glasses, goggles consisting of plano-white or plano-colored lenses or ordinary colored glasses or to the replacement of duplications of broken lenses, nor to sales upon prescription from persons legally authorized by the laws of this state to examine eyes and prescribe glasses therefor, nor shall it apply to regularly licensed physicians and surgeons. It shall be unlawful for any person to engage in the practice of optometry without first procuring and filing for record a certificate of registration as a licensed optometrist pursuant to this section.

[1915 c. 127 s. 5; 1925 c. 239; 1929 c. 420 s. 3] (5789)

148.57 WHO MAY PRACTICE OPTOMETRY. Subdivision 1. **Requirements.** The persons entitled to practice optometry in Minnesota who are not already registered shall be: every person of the full age of 21 years who furnished the state board of optometry with satisfactory evidence of:

- (1) His age and moral character;
- (2) That he has been graduated from an accredited high school or its equivalent, and that he possesses the knowledge essential to the practice of optometry;
- (3) That he be a graduate of an optometric school or college approved by this board, requiring an attendance of not less than two years' course.

Such school shall give a course of instruction covering and including the following minimum requirements:

| | |
|------------------------------|-----------|
| Ocular anatomy..... | 125 hours |
| Ocular pathology..... | 125 hours |
| General anatomy..... | 150 hours |
| General physiology..... | 100 hours |
| General mathematics..... | 150 hours |
| General physics..... | 100 hours |
| General optics..... | 100 hours |
| Theoretical optics..... | 300 hours |
| Practical optics..... | 100 hours |
| Theoretical optometry..... | 250 hours |
| Practical optometry..... | 200 hours |
| Hygiene..... | 50 hours |
| Psychology..... | 50 hours |
| Optical laboratory work..... | 100 hours |
| Clinical work..... | 100 hours |

In the course of study herein outlined, the hours required shall be actual work in the class-room, laboratory, or clinic, and at least 80 per cent of actual attendance shall be required, and the course of study herein outlined shall be so arranged as to require two years of actual attendance at the school for its completion.

Subdivision 2. **Certificate.** Having passed satisfactorily an examination by the board as to his qualifications for the practice of optometry, upon the completion of which, he shall receive from the board a licensed certificate entitling him to practice. Any person desiring to be examined by the board must fill out and swear to an application furnished by the board and file the same with the secretary of the board at least two weeks prior to the holding of an examination, which the applicant is desirous of taking. The applicant shall pay to the board a fee of \$20.00 before examination and \$5.00 upon issuance of certificate. In the event of failure on the part of a candidate to pass the first examination, he may, within 15 months, have another trial, upon the payment of \$5.00 additional. Any applicant may be registered and given a certificate of registration if he shall present a certified copy of certificate of registration, or license which has been issued to the applicant by any other state, where the requirements for registration shall be deemed by the board to be equivalent to those of sections 148.52 to 148.62; provided, that such state shall accord like privileges to holders of certificates of the board. The fee for registering such applicants shall be \$15.00.

Subdivision 3. **Revocation, suspension.** The board, upon hearing, of which the accused shall have ten days' notice in writing may revoke the certificates or suspend the right to practice of any person who has been convicted of any violation of

sections 148.52 to 148.62 or of any other criminal offense, or who is found by the board to be grossly incompetent, afflicted with contagious disease, an habitual drunkard, or guilty of unprofessional conduct. "Unprofessional conduct" means any conduct of a character likely to deceive or defraud the public, including, among other things, price advertising, and free examination advertising, the loaning of his license or certificate by any licensed optometrist to any person; the employment of "cappers" or "steerers" to obtain business; splitting or dividing a fee with any person; the obtaining of any fee or compensation by fraud or misrepresentation; employing directly or indirectly any suspended or unlicensed optometrist to perform any work covered by sections 148.52 to 148.62; the advertising by any means of optometric practice or treatment or advice in which untruthful, improbable, misleading, or impossible statements are made. After one year, upon application and proof that the disqualification has ceased, the board may reinstate such person.

Subdivision 4. Peddling or canvassing forbidden. Every registered optometrist who shall temporarily practice optometry outside or away from his regular registered place of business shall display his registered certificate and deliver to each customer or person there fitted or supplied with glasses a receipt or record which shall contain his signature and show his permanent registered place of business or post-office address and number of his certificate, together with the amount charged therefor, but nothing contained in this section shall be construed as to permit peddling or canvassing by licensed optometrists.

[1915 c. 127 s. 6; 1925 c. 239; 1929 c. 420 s. 4] (5790)

148.58 CERTIFICATES FILED; FEE. The holder of any certificate of registration shall file the same for record with the clerk of the district court in the county where he resides and after record shall display it conspicuously at his place of business. Upon removal to another county, he shall there in like manner file his certificate before engaging in business therein. Such clerk's fee shall be 50 cents for recording and \$1.00 for certified copy. A failure on the part of the holder to comply with any of the foregoing provisions for six months after the issuance of the certificate shall forfeit the same.

[1915 c. 127 s. 7; 1925 c. 239] (5791)

148.59 ANNUAL FEES. Before April first each year, each authorized optometrist shall pay to the state board of optometry a fee of \$5.00, in default of which the board, upon a hearing and after 20 days' notice, may revoke the certificate of any optometrist so in default; but the payment of such fee at or before the time of hearing, with such additional sum, not exceeding \$5.00, as may be fixed by the board, shall excuse the default. The board may collect such fee by suit.

[1915 c. 127 s. 8; 1925 c. 239] (5792)

148.60 DISPOSAL OF FEES. All fees collected under sections 148.52 to 148.62 shall be received and held by the secretary and devoted to the uses of the state board of optometry. The secretary shall give such bond as the board shall from time to time require. Before the first Monday in January annually, the board shall report to the governor its proceedings and the items of its receipts and disbursements.

[1915 c. 127 s. 9; 1925 c. 239] (5793)

148.61 VIOLATIONS; PENALTIES. **Subdivision 1.** Any person violating any of the provisions of sections 148.17 to 148.28, or who shall wilfully make any false representation to the board of examiners for nurses in applying for a certificate shall be guilty of a misdemeanor; and, upon conviction, punished by a fine of not more than \$100.00 and not less than \$10.00.

Subdivision 2. Any person not hereinbefore excepted from the provisions of sections 148.33 to 148.51 who shall engage or attempt to engage in the practice of massage as defined in section 148.33, or hold himself out as being engaged therein, without having recorded his license to practice massage in the manner therein provided, or without displaying his license to practice massage as therein provided, shall be guilty of a misdemeanor.

Subdivision 3. Any person who shall practice, or attempt to practice, chiropractic or who shall use any of the terms or letters "Doctors of Chiropractic," "Chiropractor," "D. C.," or any other title or letters under any circumstances as to lead the public to believe that the person who so uses such terms is engaged in the practice of chiropractic, without having complied with the provisions of sections 148.01 to 148.10, shall be deemed guilty of a gross misdemeanor; and, upon conviction,

MINNESOTA STATUTES 1941

1193

OCCUPATIONS IN PROTECTION OF PUBLIC HEALTH 148.62

tion thereof, fined not less than \$50.00, nor more than \$100.00, or be imprisoned in the county jail for not less than 30 days, nor more than six months, or punished by both fine and imprisonment, in the discretion of the court. It shall be the duty of the county attorney of the county in which such person practices to prosecute. Nothing therein shall be considered as interfering with any person engaged in other methods of healing as are now regulated by law in the state of Minnesota.

Subdivision 4. Any person not herèinbefore excepted from the provisions of sections 148.33 to 148.51 who shall engage or attempt to engage in the practice of massage, as defined in section 148.33, or hold himself out as being engaged therein, in violation thereof, without a valid existing license to practice massage issued to him pursuant to the provisions thereof, shall be guilty of a gross misdemeanor.

Subdivision 5. Every person who shall violate any of the provisions of sections 148.52 to 148.62 shall be guilty of a gross misdemeanor.

[1907 c. 156 s. 16; 1915 c. 127 s. 10; 1919 c. 64 s. 9; 1925 c. 239; 1927 c. 230; 1929 c. 347 ss. 17, 18] (5732) (5756) (5784-29) (5784-30) (5794)

148.62 APPLICATION. Sections 148.52 to 148.62 shall not be construed as forbidding any person licensed to practice any profession in this state from engaging in such profession as it may now be defined by law.

[1915 c. 127 s. 13; 1925 c. 239] (5796-1)