AN ACT.

To regulate the practice of medicine, surgery and midwifery; to create State boards of medical examiners, and to regulate the fees as hereinafter provided; to heretofore and hereafter possess, and to provide for the trial and punishment of violators of the provisions of this act by fine or imprisonment, or both; and to repeal all laws or parts of laws in conflict or inconsistent with this act.

Passed by the General Assembly of the State of Louisiana, that from and after the promulgation of this act, no person other than said board, engaged under existing laws in the practice of medicine, surgery, midwifery and dentistry shall practice medicine in any of its departments within the State of Louisiana, unless such person shall have obtained the same as a profession from said board by this act.

Sec. 2. Be it further enacted, etc., That after the promulgation of this act, any person before entering on the practice of medicine in any of its branches, dentistry excepted, shall present to the board of medical examiners, as hereinafter constituted, a diploma from a medical college of the United States or Louisiana, or a standing to be determined by the board, and shall pass a satisfactory examination before the board on the following branches, to wit: Anatomy, physiology, chemistry, principles of medicine, obstetrics, physical diagnosis, surgery, materia medica and hygiene. The board may also require the said applicant to pay a fee of forty dollars, and if he or she be 21 years of age, of good moral character, and possesses at least a fair primary education. If said diploma and examination are satisfactory to the board they shall issue to such person a certificate in accordance with the facts.

Sec. 3. Be it further enacted, etc., That the said certificate shall consist of two parts—one of physicians and surgeons recommended by the Louisiana State Medical Society, and the other of physicians and surgeons recommended by the Hahnemann State Medical Society, and shall be signed by three members of each board, any three of whom shall constitute a quorum for the purpose of holding an examination and granting a certificate. All the members of both boards shall be graduated physicians and practitioners.

The board composed of physicians and surgeons recommended by the Louisiana State Medical Society, shall examine all applicants who propose to practice any other than the homopathic system of medicine, and the board composed of physicians recommended by the Hahnemann State Medical Society, shall examine all applicants who propose to practice the homopathic system of medicine. The certificate of either board shall be conclusive proof of the efficiency of the applicant and his or her qualifications prescribed by the Louisiana State Medical Society and the Hahnemann State Medical Society, and the governor shall have the right to remove from said certificate any or all of the members thereof, in cases of misbehaviour occurring in those boards from names recommended by their respective societies.

Sec. 9. Be it further enacted, etc., That the first boards of medical examiners appointed under this act shall meet and organize within thirty days from the date of their appointment, and shall name one member for the term of three years, one member for the term of four years, one member for the term of five years, one member for the term of six years; deciding by lot or ballot the preference of members for any of the respective terms. At the expiration of the above terms each member shall be appointed by the governor, signed by the secretary, and shall receive as evidence in the courts of this State and in the United States courts, for fifty cents shall be paid. Until such certificate is made, the holder of such certificate shall not exercise the privileges therein conferred to practice medicine.

Sec. 10. Be it further enacted, etc., That if the examination, and said certificate is issued to Health to publish annually in the official journal of the State and in the city of New Orleans a list of the names of physicians and surgeons in the State and in their respective branches, and such published list shall be received in evidence by the courts of this State as proof that the physicians and surgeons therein named are duly registered as required by law, and the said State board of health is hereby required to strike from said list the name of any person whose certificate may be issued in accordance with the acts herein set forth, on a blank form to be kept by the State Board of Health in the parish of Orleans of all such certificates on record in his office.

All persons beginning the practice of midwifery in this State after the passage of this act, shall appear before one of the State boards of examiners of said examination, and if such examination is satisfactory to the board, and shall receive a certificate of the same, to wit: "The holder of said certificate shall be required to pay a fee of sixty cents only. This section does not apply to the so-called midwife of rural districts and examination practice, who, in the sense of this act, are not considered as practicing midwifery as a profession.

Sec. 11. Be it further enacted, etc., That the boards of medical examiners are authorized to regulate examinations, and shall certify to the public and such as may be necessary for the efficient operation of the boards.

The board, or a common seal, and the president and secretary of their respective boards, shall be empowered to administer oaths in their respective courts on any matters pertaining to the duties of said boards.

Sec. 7. Be it further enacted, etc., That the regular meetings of the boards shall be held at least twice in each year in the city of New Orleans, but the president of the board may call special meetings elsewhere in the State whenever the boards deem it necessary or expedient; the call to be issued by the secretary and signed by the president.

Sec. 8. Be it further enacted, etc., That to prevent delay and inconvenience, one member of a board of medical examiners may grant a permit after a satisfactory examination to any applicant, and shall report thereon to the board at the next regular meeting; such temporary permit shall not continue in force longer than until the next regular meeting of the boards, but such temporary permit shall in no case be granted within six months from the time of application, and if an applicant has been refused a permit by the boards.

Sec. 9. Be it further enacted, etc., That the certificate of examination, as prescribed in Section 2 of this act shall be recorded in the official journal of the board of medical examiners of the parish in which he or she resides, who shall make this recordation in a book to be kept for the purpose. He shall also certify to such recordation by an endorsement of the original certificate, which the holder thereof shall transmit or deliver to the State board of health; and the clerk recording the same shall be entitled to a fee of one dollar. Such certificate transmitted or delivered to the State board of health shall be placed on the list of registered physicians and surgeons in this State, and in the case of violation of the above terms each member shall be appointed by the governor, signed by the secretary, and shall receive as evidence in the courts of this State and in the United States courts, for fifty cents shall be paid. Until such certificate is made, the holder of such certificate shall not exercise the privileges therein conferred to practice medicine.

Sec. 10. Be it further enacted, etc., That it is hereby made the duty of the State board of health to publish annually in the official journal of the State and in the city of New Orleans a list of the names of physicians and surgeons in the State and in their respective branches, and such published list shall be received in evidence by the courts of this State as proof that the physicians and surgeons therein named are duly registered as required by law, and the said State board of health is hereby required to strike from said list the name of any person whose certificate may be issued in accordance with the acts herein set forth, on a blank form to be kept by the State Board of Medical Examiners, as hereinafter set forth.

Sec. 11. Be it further enacted, etc., That the members of said boards of medical examiners shall receive, as compensation for their services, ten ($10) dollars per day during their session, and, in addition, their hotel and traveling expenses by the most direct route to and from their respective homes, and a per diem allowance of not more than one hundred and fifty ($150) dollars for each examination shall be ten ($10) dollars.

If the applicant fails to pass a satisfactory examination, and if the said certificate is made out of any money in the treasury of the State, or the boards on the certificate of the president and secretary, the said certificate shall be paid to the certificate of the president, and if out of any money in the treasury of the State, the certificate may be the case the name of any person whose certificate may be issued in accordance with the acts herein set forth, on a blank form to be kept by the State Boards of Medical Examiners, as hereinafter set forth.

Sec. 12. Be it further enacted, etc., That any and all expenses incurred in the preparation of an examination or the fee for practice, or any other expense in the prosecution of this act, shall, if found guilty, be fined in any sum not less than twenty ($20) dollars and not exceeding one hundred ($100) dollars for each offense, to be recovered in an action of debt, before any court of competent jurisdiction, or shall be imprisoned for a term of not less than ten (10) days or more than thirty (30) days, or both fined and imprisoned.

Sec. 13. Be it further enacted, etc., That any person or persons, being officers or agents of the Department of Health, or any one having been employed in the said department, under any color of the law, to recover a judgment, in any suit which is the basis of an act of this State, or any person or persons, or any officer, or any person, or any person, or any drug, or medicine, or any other thing, for which a certificate or for the treatment of disease, for the treatment, cure or alleviation, or other expense in this State, shall, if found guilty, be fined in any sum not less than twenty ($20) dollars and not exceeding one hundred ($100) dollars for each offense, to be recovered in an action of debt, before any court of competent jurisdiction, or shall be imprisoned for a term of not less than ten (10) days or more than thirty (30) days, or both fined and imprisoned.

Sec. 14. Be it further enacted, etc., That any person practicing medicine, in any of its departments, within the meaning of this act, who shall append the letters M.D. or M.B. to his or her name, or repeatedly prescribe or direct, for the use of any person or persons, any drug or medicine or any other agency for the treatment, cure or alleviation of disease, or the treatment of disease, this act shall not apply to farmers and planters when exclusively practicing, or to any court of competent jurisdiction, or shall be imprisoned for a term of not less than ten (10) days or more than thirty (30) days, or both fined and imprisoned.

Sec. 15. Be it further enacted, etc., That any person, or any person, or any person, or any person, or any drug, or medicine, or any other thing, for which a certificate or for the treatment of disease, or the treatment of disease, shall not apply to farmers and planters when exclusively practicing, or to any court of competent jurisdiction, or shall be imprisoned for a term of not less than ten (10) days or more than thirty (30) days, or both fined and imprisoned.
the duty of the respective district attorneys to prosecute violations of the provisions of this act. And the certificate herein provided for shall be prima facie evidence of the provisions of this act by fine or imprisonment, or both; and to repeal all laws or parts of laws inconsistent with this act, being Act No. 49 of the General Assembly of the State of Louisiana, approved July 4, 1894, and to repeal all parts of said act in conflict herewith; and to provide for the enforcement of said act by penalties and through civil process.

Section 1. Be it enacted by the General Assembly of the State of Louisiana, That if Section 11 of an act entitled, An act to regulate the practice of medicine and by midwifery; to create State Boards of Medical Examiners, and to regulate the fees and examinations of the said boards, shall not, at the end of the year, together with the reports of the said boards during the succeed­ ing year, in accordance with the provisions of Section 11, be further enacted, etc., That any person shall practice medicine in any of the said State on the condition of the practice of medicine, surgery and midwifery by the said physician or surgeon, nor shall he be entitled to any of the privileges and exemptions granted to physicians or surgeons by the laws of this State, nor to any physician or surgeon. But if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery, the board shall have the right to refuse to grant a certificate to such applicant.

Section 2. Be it further enacted, etc., That the said board shall have the right to refuse to grant a certificate to any person if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery.

Section 3. Be it further enacted, etc., That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Section 4. Be it further enacted, etc., That the said board shall have the right to refuse to grant a certificate to any person if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery.

Section 5. Be it further enacted, etc., That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Section 6. Be it further enacted, etc., That any person shall practice medicine in any of the said State on the condition of the practice of medicine, surgery and midwifery by the said physician or surgeon, nor shall he be entitled to any of the privileges and exemptions granted to physicians or surgeons by the laws of this State, nor to any physician or surgeon. But if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery, the board shall have the right to refuse to grant a certificate to such applicant.

Section 7. Be it further enacted, etc., That the said board shall have the right to refuse to grant a certificate to any person if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery.

Section 8. Be it further enacted, etc., That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Section 9. Be it further enacted, etc., That any person shall practice medicine in any of the said State on the condition of the practice of medicine, surgery and midwifery by the said physician or surgeon, nor shall he be entitled to any of the privileges and exemptions granted to physicians or surgeons by the laws of this State, nor to any physician or surgeon. But if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery, the board shall have the right to refuse to grant a certificate to such applicant.

Section 10. Be it further enacted, etc., That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Section 11. Be it further enacted, etc., That any person shall practice medicine in any of the said State on the condition of the practice of medicine, surgery and midwifery by the said physician or surgeon, nor shall he be entitled to any of the privileges and exemptions granted to physicians or surgeons by the laws of this State, nor to any physician or surgeon. But if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery, the board shall have the right to refuse to grant a certificate to such applicant.

Section 12. Be it further enacted, etc., That all laws and parts of laws in conflict with this act be and the same are hereby repealed.

Section 13. Be it further enacted, etc., That any person shall practice medicine in any of the said State on the condition of the practice of medicine, surgery and midwifery by the said physician or surgeon, nor shall he be entitled to any of the privileges and exemptions granted to physicians or surgeons by the laws of this State, nor to any physician or surgeon. But if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery, the board shall have the right to refuse to grant a certificate to such applicant.

Section 14. Be it further enacted, etc., That any person shall practice medicine in any of the said State on the condition of the practice of medicine, surgery and midwifery by the said physician or surgeon, nor shall he be entitled to any of the privileges and exemptions granted to physicians or surgeons by the laws of this State, nor to any physician or surgeon. But if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery, the board shall have the right to refuse to grant a certificate to such applicant.

Section 15. Be it further enacted, etc., That the said boards shall have power to revoke any permit or certificate issued by them whenever the holder thereof shall be found guilty of any immoral conduct before a competent court.

Section 16. Be it further enacted, etc., That any practitioner of medicine, in any of its departments, either alone or in partnership, who violates any of the provisions of this act, shall not be exempt from jury or military duty, nor be permitted to claim exemption from the services of the government rendered, nor he allowed to testify as a medical or surgical expert in any court in this State, and he shall not be allowed to practice medicine, surgery and midwifery, or to hold the said certificate, or any part or parts of the said certificate, in any court or place in this State, nor shall he be entitled to practice medicine, surgery and midwifery in any place in this State, nor shall he be entitled to any of the privileges and exemptions granted to physicians or surgeons by the laws of this State, nor to any physician or surgeon. But if, in the judgment of the board of examiners, the applicant is not qualified to practice medicine, surgery and midwifery, the board shall have the right to refuse to grant a certificate to such applicant.

Section 17. Be it further enacted, etc., That this act shall not apply to any commissioned surgeon of the United States army, navy, or marine hospital service; to physicians or surgeons from other States or territories in actual service or commissioned as registrars of medicine of this State, nor to any physician actually practicing in this State, and the said boards shall have issued certificates during the year, in accordance with the provisions of this act. And if said boards through their respective boards during the succeeding year, in accordance with the provisions of this act.
Louisiana

West Baton Rouge Parish.

Lent. 15. F. H. Carruth, Pres. 150. Lodwell.
A. M. Peters, Secy. 156. Winfield.

Medical colleges.

La. 1. Medical Department of the Tulane University. New Orleans. Organized in 1834 as Medical College of Louisiana, first class graduated 1839. Subsequently transferred to Medical Department of the University of Louisiana in 1847. Became Medical Department of the Tulane University in 1884. The dean is Dr.交易平台 draws $250,000 from New Orleans. The total number of students registered for the year 1886-87 was 482. Graduates, 102.


La. 4. Flint Medical College of New Orleans University. New Orleans. Organized 1886 as the Medical College of New Orleans University. First class graduated 1892 and classes graduated each subsequent year except 1886-87. Transferred to Medical Department of the University of Louisiana in 1897, became Medical Department of the Tulane University in 1884. The dean is Dr. A. D. Bush. Total enrolment for 1906-8 was 94. Graduates, 5.

College references.

Medical College of Louisiana. (See La. 1, Medical Department Tulane University.)

Abbeville

East Feliciana Parish.

C. L. Guise, Secy. 1. Winnaboro.
Franklin Parish.

J. A. Woodall, Secy. 1. Montgomery.

J. W. Sanders, Secy. 1. New Iberia.


CUSHMAN, MILTON R. Li & Ky. 1. '85; Eldridge, Abbeville, 3, 203, Young, Sagrera, Sci II:OLING, Heintz, L. J. - La. 1, '96; (1906).


capitals signify membership in County and State societies; 2 member American Medical Association; H, homeopath; E, eclectic; P-M, physio-med; * information regarding graduation not obtained; (Y. P.) in practice before passage of present law, or licensed by virtue of a certain number of years of practice; figures in parentheses refer to date of birth and state license; (1) licensed but date not given. For key to colleges see inside front cover page.

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