

who passes upon the qualifications of graduates of any medical school, shall be eligible to serve as a member of either of said boards. In case of a vacancy occurring in either of said boards, the board in which such vacancy shall occur shall fill the same until the next annual meeting of the Medical and Chirurgical Faculty, or the Maryland State Homeopathic Medical Society, according as the board in question may be the representative of one or other of said societies, when said society shall elect an examiner to serve for the remainder of such unexpired term.

This section held not to be invalid because it commits the execution of the law to "a body corporate, not an officer or agent of the government"; nor because of the method of the appointment of the medical boards. *Scholle v. State*, 90 Md. 741.

Cited but not construed in *Manger v. Board of Examiners*, 90 Md. 666.

1904, art. 43, sec. 80. 1902, ch. 612, sec. 40 A.

109. Each of said boards shall, at its meeting on the first Tuesday in June of each year, appoint a secretary-treasurer for the board, whose term of office shall last for one year, and who shall be eligible for re-appointment, and whose duties shall be as follows: Within sixty days from the time of his appointment by his respective board, it shall be the duty of the clerk of the circuit court of Baltimore city and the clerk of the circuit court for each county in the State to furnish the secretary-treasurer of each board a list of all physicians who have been legally registered in such court. To all those physicians who have at that time been practising in the State without having been legally registered said secretary-treasurer shall send a printed notice of the section of this article relating to the duty of the police commissioners in Baltimore city and the sheriffs of the counties of the State under this law. Within four months of the time of his appointment he shall see that all physicians entitled to register have been registered, and that the names of all those who are not entitled to be registered under this sub-title have been presented for prosecution to the state's attorney of the city of Baltimore, and of each county in the State in which the accused, respectively, reside. Those physicians, who, being entitled to register under this sub-title, yet have failed to comply at the expiration of this time—four months from the election of the secretary-treasurer of the board—shall also be prosecuted, and no one after the eleventh day of April, 1902, shall be allowed to practise medicine or surgery without being duly registered according to the provisions of this sub-title. The secretary-treasurer shall keep the official records of the board for which he is secretary, as provided for in section 110 of this sub-title, the examination papers of applicants for at least three years, after they have been passed upon by the board, after which they are to be destroyed, and a complete list of all registered physicians in the entire State. He shall call to the attention of the state's attorneys of Baltimore city and of the different counties throughout the State all violations of the law under this sub-title. He shall collect and hold all moneys belonging to the board, for which he shall give bond to the State of Maryland in the sum of \$1,000, the same to be held by the president of the