

the original package, box or bottle; and no penalty shall be enforced against any person for the sale of proprietary or patent medicines or compounds, prepared by wholesale dealers in drugs and medicines when sold as aforesaid; and no penalty shall be enforced against any person for the sale of proprietary or patent medicines or drugs other than poisonous.

1872, ch. 414.

390. The Maryland college of pharmacy shall nominate biennially, of the most skilled and competent pharmacists of the city of Baltimore, ten persons, from amongst whom the governor shall appoint three commissioners, whose duty it shall be to faithfully and impartially execute or cause to be executed, all the provisions and requirements of said sections; they shall, upon application, and in such manner and at such place as they may determine, examine each and every person who shall desire to engage in vending at retail, drugs, medicine or chemicals for medicinal use, or in compounding and dispensing physicians' prescriptions in the city of Baltimore, touching his competency and qualifications; and upon being satisfied that the person so examined is competent and qualified to vend at retail, drugs, medicines and chemicals for medicinal use, and compound and dispense physicians' prescriptions safely and without jeopardy to the health and lives of the people of the city of Baltimore, they, or any two of them shall grant such person a certificate of competency, and register him as a pharmacist.

Ibid.

391. The commissioners so appointed shall be styled and known as the commissioners of pharmacy and practical chemistry, and shall hold office for two years, and thereafter until their successors are appointed and qualified; within thirty days after notification of their appointment they shall each subscribe to an oath, before the clerk of the superior court of Baltimore city, to impartially and faithfully discharge their duties; the position of any commissioner who shall fail to so qualify within the time and in manner named, shall be vacant, and the governor shall fill all vacancies occurring from amongst the persons nominated by the Maryland college of pharmacy, under the preceding section.