

of said public schools, and said violators shall be committed to the county jail of said county till such fines and costs are paid; nor shall anything herein be construed to prohibit a sale by a pharmacist or druggist in case of extreme illness, when delay may be dangerous to the patient.

SEC. 7. *And be it enacted,* That all prosecutions for violation of the provisions of this act, which are hereby declared to be criminal offences, shall be by presentment or indictment; and it is enacted that the state's attorney and justices of the peace having knowledge of any previous conviction of any person accused of violating the provisions of this act, in preparing warrants, presentments and indictments, shall allege such previous conviction therein, and it shall be the duty of the clerk of the circuit court to furnish such information to the state's attorney and grand jury; but it shall not be necessary to set forth particularly in any such presentment or indictment the record of a former conviction, but it shall be sufficient to allege briefly that said person, company, corporation or association, had been convicted of a violation of any particular provision of this act; any such indictment or proceeding may be amended at any stage of the proceedings before final judgment and as a matter of right.

Prosecutions—
how conducted

Allege previous
conviction.

SEC. 8. *And be it enacted,* That this act shall take effect from the date of its passage.

Effective.

Approved April 8, 1884.