

not less than fifty dollars nor more than three hundred dollars, and costs of prosecution, and be imprisoned in the county jail for thirty days; and on the second and every subsequent conviction not less than one hundred dollars nor more than five hundred dollars, and costs of prosecution, and in addition to such fine, be imprisoned in the county jail for not less than sixty nor more than ninety days, in the discretion of the Court; and on failure to pay any such fine and costs as herein described, he or they shall remain in the jail of said county after the term of imprisonment until such fine and costs are paid; one-half of the fine imposed for violation of this section shall go to the informer, and the residue to the Board of School Commissioners of said county for the benefit of public schools therein.

CHAP. 13.

How distributed.

193 b. Nothing herein contained shall be construed to prevent the compounding or sale of any such liquors for medicinal purposes by a pharmacist or druggist, who shall or may obtain a license under the license laws of the State of Maryland, and upon a written *bona fide* prescription of a regular practicing physician, whose name shall be signed thereto; and all such prescriptions shall be filed and kept by such pharmacist or druggist and no prescription shall serve for more than one purchase; but no physician shall make or sign any such prescription unless the person for whom it is made is actually sick, and such liquor is absolutely necessary as a medicine; any physician who shall make or sign any prescription for such liquors except as aforesaid, shall be deemed guilty of a violation of this section, and upon conviction thereof shall be fined not less than fifty dollars nor more than two hundred dollars for the first offence, and not less than two hundred nor more than five hundred dollars for each subsequent offence; and if the buyer shall obtain a prescription by misrepresentation he shall likewise be deemed guilty of a violation of this section and upon conviction thereof shall be subject to the same fine as the physician who shall violate the same, one-half of the said fine to be paid to the informer and the residue to the Board of School Commissioners of said county for the benefit of the public schools thereof; and said violators shall be committed to the county jail until such fine and the costs of prosecution are paid; but nothing herein contained shall be construed to prohibit a sale by a pharmacist or druggist in case extreme illness, when delay may be dangerous to the patient.

How to be construed.

Penalty.

193 c. Any person who shall desire to obtain a license to sell the aforesaid liquors as a pharmacist and druggist under the provisions of this Act shall file with the clerk of the

Petition to be filed.