

SEC. 6. *And be it enacted*, That any person shall be regarded as practicing medicine within the meaning of this act who shall profess publicly to be a physician and prescribe for the sick, or who shall append to his name the letters M. D. ; but nothing in this act shall be construed to prohibit students from prescribing under the supervision of preceptors, or to prohibit gratuitous services in cases of emergency; and this act shall not apply to commissioned surgeons in the United States army, navy or marine hospital service, nor shall it apply to physicians or surgeons not resident in this state, who may be called in consultation within this state.

Legal construction.

SEC. 7. *And be it enacted*, That the state board of health may refuse certificates to persons presenting diplomas from colleges or schools not in good standing, or to individuals guilty of unprofessional or dishonorable conduct or of criminal practice, and they may revoke certificates for like causes ; no such certificate shall be refused to any such person because he or she may belong to a different recognized school of medicine from any member of said board.

May refuse.

SEC. 8. *And be it enacted*, That any person practicing medicine in this state without complying with the provisions of this act, or who shall advertise himself to the public as skilled in the treatment of any particular disease or injury without first having secured and recorded the certificate of the state board of health, or who shall, by writing, printing, or any other method, publicly profess to cure or treat diseases, injury or deformity by any drug, nostrum, manipulation or other expedient, without having complied with the provisions of this act, or who shall represent himself as being authorized to practice medicine or surgery in this state, when in fact he is not so authorized, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one hundred dollars nor more than five hundred dollars, or be imprisoned in jail not less than three months nor more than twelve months, or be both fined and imprisoned at the discretion of the court.

Penalty for non-compliance.