

No. 290, A.]

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### CHAPTER 173

AN ACT to amend 151.01 (1), 151.02 (3), (5) and (9) and 151.03 of the statutes, relating to registration of pharmacists.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 151.01 (1) of the statutes is amended to read:

151.01 (1) The state board of pharmacy consists of 5 resident pharmacists, at the time of appointment actually engaged in practice, appointed by the governor, one each year for a term of 5 years. Each member of the board, except the secretary, shall be paid \* \* \* \$20 per day when actually and necessarily engaged in the performance of his duties. The secretary of the board shall be paid an annual salary to be fixed by the board. If the secretary is a member of the board, such salary shall be in lieu of per diem.

SECTION 2. 151.02 (3), (5) and (9) of the statutes are amended to read:

151.02 (3) Applicants filing proofs, satisfactory to the board, of qualifications and training as outlined in the preceding subsection shall, after having passed examination by the board, and upon payment of a five dollar certificate fee, be granted certificates as registered pharmacists. Proof satisfactory to the board covering experience, preliminary education, college of pharmacy graduation and character herein required shall be filed with the secretary of the board. Every registered pharmacist may continue to be such by annually, at such time as the board may determine renewing his certificate upon paying the fee of \* \* \* \$5. Failure to obtain such renewal for 60 days after the secretary of such board shall have given a second notice of the expiration of his registration, shall terminate the right of any person to be a registered pharmacist within the meaning of this section, and such right can only be acquired by compliance with the provisions concerning original registration, again applying for and passing an examination satisfactory to the board.

(5) Every registered assistant pharmacist may continue to be such by annually, at such time as the board of pharmacy may determine, making application thereto for the renewal of his certificate and paying the prescribed fee of \* \* \* \$4. Failure to obtain such renewal for 60 days after the secretary of such board shall have given a second notice of the expiration of his registration, shall terminate the right of any person to be a registered assistant pharmacist within the meaning of this section, and such right can only be acquired by compliance with the provisions concerning original registration, again applying for and passing an examination satisfactory to the board. The issuance of either of the certificates provided for in this section shall entitle the person to whom it is issued to be registered in the proper class.

(9) No drug store, pharmacy, apothecary shop, or any similar place of business, shall be opened or kept open for the transaction of business until it has been registered with and a permit therefor has been issued by the state board of pharmacy; provided, however, that this section shall not be construed to apply to any store or stores opened for the sale of proprietary or so-called patent medicines which conform to state and federal laws. Every pharmacy and store conducted under the supervision of a registered pharmacist shall be annually registered on June 1 with the state board of pharmacy, on application forms provided for that purpose by the board, on request, and the board shall thereupon issue a suitable certificate of registration to such persons which permit shall be conspicuously displayed in a front window or door of such place of business. Applications for registration as a pharmacy or drug store shall include information regarding the names of all pharmacists, assistant pharmacists and registered apprentices who are employed therein. Only places in charge of a registered pharmacist and holding a permit as a pharmacy may use the title "pharmacy," "pharmacist," "apothecary" or "drug store," or use customary titles, symbols or insignia and each must be under the separate management of a registered pharmacist, who shall not engage to manage or

supervise more than one such place, but nothing contained in this section shall prevent a person from owning and conducting more than one pharmacy; provided, each be under the separate supervision of a registered pharmacist. For the registration of every \* \* \* *new drug store or any drug store upon a change of ownership* herein required to be registered, there shall be paid an \* \* \* *inspection fee of \$15 together with a registration fee of \$10. Upon annual renewal of registration all places shall pay a fee of \$10, payable on June 1 of each year.* Any person failing to register his place of business as herein required, failing to have in charge of each pharmacy a registered pharmacist, who does not manage or supervise more than one pharmacy, or who otherwise fails to comply with the provisions of this section, shall, upon conviction, be fined not less than \$25 nor more than \$50 for each separate offense. Each day's violation shall be deemed a separate offense.

SECTION 3. 151.03 of the statutes is amended to read:

151.03 In rural districts with no registered pharmacist or assistant pharmacist within three miles, the board may issue to merchants permit to sell for one year drugs and medicines specified therein, upon payment of the fee fixed by the board, not exceeding \* \* \* \$10. *An applicant for a permit for a new rural store or for a permit upon change of ownership of an existing rural store shall pay an inspection fee of \$15 in addition to the annual permit fee of \$10.*

Approved May 22, 1953.

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