

of Maryland, with the sign titles: Dentist, surgeon dentist, dental surgeon or stomatologist; and provided further, that nothing herein contained shall be so construed as to prevent or in any way make unlawful or interfere with the sale by manufacturing, wholesale or retail druggists, or any persons dealing in drugs or medicines of any proprietary or patent medicine or any official or standard drug or medicine.

This section is not unconstitutional as creating an arbitrary classification. *Watson v. State*, 105 Md. 657 (affirmed in 218 U. S. 175); *Scholle v. State*, 90 Md. 739. Neither case involved act of 1908, ch. 120.)

For a case apparently now inapplicable to this section by reason of changes in the law, see *Manger v. Board of Examiners*, 90 Md. 667.

Cited in construing Sec. 368. *Dvorine v. Castelberg Corp.*, 170 Md. 674.

An. Code, 1924, sec. 139. 1912, sec. 131. 1904, sec. 102. 1902, ch. 612, sec. 61A.

**140.** It shall be the duty of the police commissioner of Baltimore City, and of the sheriff of each county in the State, to see that all practicing physicians in the State shall be legally registered according to the provisions of this sub-title, and to report to the state's attorney of the city or county all cases of the violation of the provisions of this sub-title.

An. Code, 1924, sec. 140. 1912, sec. 132. 1904, sec. 103. 1896, ch. 194, sec. 63.

**141.** It shall be the duty of the secretary of either or both of said state boards of medical examiners to inquire into all violations of law under this article and to institute all proceedings or prosecutions thereof, and all expenses incurred by any secretary of either of such boards hereunder shall be allowed and paid out of the funds acquired by or belonging to said boards respectively.

An. Code, 1924, sec. 141. 1912, sec. 133. 1904, sec. 104. 1896, ch. 194, sec. 64.

**142.** The said board of medical examiners shall have full control over the expenditures and disposition of the funds collected from the fees and charges authorized to be made under the terms of this sub-title, and shall fix and allow such compensation as they may deem proper for service rendered in the performance of the duties required by this sub-title by members of said board or others, with the full power also to allow and discharge all proper expenses of said board, and any surplus, to dispose of as said board may deem for the advantage of the practice of medicine in this State.

An. Code, 1924, sec. 142. 1912, sec. 134. 1904, sec. 105. 1902, ch. 612, sec. 64.

**143.** Any person practicing or attempting to practice medicine under the name of any other person, whether that person be a resident of this State or not, or whether he or she be deceased or not, or any person acting under the name of and as agent of any other person, in the capacity of a practitioner of medicine or surgery, shall be guilty of a misdemeanor, and upon conviction by any court having criminal jurisdiction shall be punished by imprisonment in the city or county jail for not less than thirty days nor more than one year, or by a fine of not less than twenty dollars nor more than five hundred dollars, or both, in the discretion of the court, for each offense.

Cited in construing Sec. 368. *Dvorine v. Castelberg Corp.*, 170 Md. 674; *Barenburg v. Green* (Judge Smith, Circuit Court of Baltimore City) Daily Record, Nov. 22, 1939.