

1935, ch. 62, sec. 241E.

**267.** It shall be unlawful for any person, other than a duly registered pharmacist or a duly registered assistant pharmacist, to sell or dispense any poisons, provided, however, that the Maryland State Department of Health shall issue permits, upon payment of a fee of twenty-five (25c) cents, to such *bona fide* merchants in rural communities as may apply for the same, authorizing the sale of such poisons as the said State Department of Health may from time to time by regulation prescribe. The said State Department of Health, upon the adoption of the regulations herein provided for, or any amendment or amendments thereto, shall forthwith have the same printed and shall forward by mail one copy to each permittee at his last known address appearing on the records of the said State Department of Health, and the mailing of such regulations, or any amendment or amendments thereto, shall be deemed conclusive evidence of the notification of the permittee of the contents thereof.

1935, ch. 62, sec. 241F.

**268.** It shall be unlawful for any person in this State to sell or deliver any poison to any person known to be of unsound mind or under the influence of intoxicants, and it shall likewise be unlawful for any person in this State to sell or deliver any poison to any minor under fifteen (15) years of age, except upon a written order signed by some responsible person known to the person selling or delivering the same, which said written order shall contain all of the information required to be entered in the Poison Register under the provisions of Section 265 of this sub-title, and in such cases the record and signature prescribed by said Section 265 shall not be required, but in lieu thereof, the said written order shall be inserted in the said Poison Register.

1935, ch. 62, sec. 241G.

**269.** The Maryland State Department of Health may, by regulation, whenever, in its opinion, such action becomes necessary for the protection of the public, prohibit the sale of any poison, subject to the provisions of this sub-title, except upon the original written order or prescription of a lawfully authorized practitioner of medicine or of veterinary medicine or of dentistry; and whenever, in the opinion of the said State Department of Health, it is in the interest of the public health, it is hereby empowered, to adopt rules and regulations, not inconsistent with the provisions of this sub-title, further restricting or prohibiting the retail sale of any poison, which said rules and regulations must be applicable to all persons alike, and it shall be the duty of the said State Department of Health, upon request, to furnish any person, authorized by this sub-title to sell or dispense any poisons, with a list of all articles, preparations and compounds, the sale of which is prohibited or regulated by this sub-title.

The powers and duties of the Maryland Board of Pharmacy with reference to notice and hearing under the provisions of Section 266 of this sub-title, shall be vested in and imposed upon the State Department of Health with respect to all orders, rules and regulations passed or promulgated under the provisions of this Section; and the provisions of said Section 266 relating to appeals to the Circuit Court of Baltimore City or the Circuit Court No. 2 of Baltimore City shall likewise be applicable to the orders, rules and regulations passed under the provisions of this Section.