
CHAPTER 224—S.F.No.2687

An act relating to the basic sciences; abolishing the state board of examiners in the basic sciences, examinations, and registration in the basic sciences; amending Minnesota Statutes 1971, Sections 16.20, Subdivision 1; 146.01; 146.15; 146.18; and 146.19; repealing Minnesota Statutes 1971, Sections 146.02; 146.03; 146.04; 146.05; 146.06, as amended; 146.07; 146.08; 146.09, as amended; 146.10; 146.11, as amended; 146.12; 146.16; 146.17; 146.21; 146.22; and 148.47.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1971, Section 16.20, Subdivision 1, is amended to read:

16.20 HEALING ARTS; REGISTRATION; PERCENTAGE OF RECEIPTS SET ASIDE FOR EXPENSES. Subdivision 1. It is hereby determined that a charge of five percent of the amounts received from the licenses and fees specified in this subdivision does not exceed the reasonable cost and value of the services rendered, or to be rendered, by the governor, the secretary of state, the state treasurer, the state auditor, the attorney general, the department of administration, the public examiner, the courts, and the legislature, in connection with the collection of such licenses and fees and the maintenance of the agencies concerned therewith. There is hereby imposed upon the gross receipts beginning July 1, 1957 from the receipts of all boards existing and established under Minnesota Statutes 1953, Chapters ~~146~~, 147, 148, 149, 150A, 151, 153, 154, 155, 156, and 326, and any other board or commission now or hereafter existing for the purpose of determining the qualifications, and licensing, of persons seeking to practice their trade or profession in this state, a charge of five percent, such charge to be determined at the end of each quarter on the gross receipts for such period. The proceeds of such charge shall be paid into the state treasury and credited to the general fund.

Sec. 2. Minnesota Statutes 1971, Section 146.01, is amended to read:

146.01 DEFINITION; PRACTICING HEALING AND PRACTICE OF HEALING. ~~Wherever the term "basic sciences" is used in this chapter, and not otherwise specifically defined, the same shall be understood and construed to mean and include all matters pertaining to anatomy, physiology, pathology, bacteriology, and chemistry, so far as the same relate to the human system or mind as generally treated in each or all of these subjects. Wherever The term "practicing healing" or "practice of healing" is used in this chapter, unless otherwise specifically defined, the same shall be understood and construed to mean and include any person not hereinafter excepted from the provisions of this chapter, who shall in any manner for any fee, gift, compensation,~~

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or reward, or in expectation thereof, engage in, or hold himself out to the public as being engaged in, the practice of medicine or surgery, the practice of osteopathy, the practice of chiropractic, the practice of any legalized method of healing, or the diagnosis, analysis, treatment, correction, or cure of any disease, injury, defect, deformity, infirmity, ailment, or affliction of human beings, or any condition or conditions incident to pregnancy or childbirth, or examination into the fact, condition, or cause of human health or disease, or who shall, for any fee, gift, compensation, or reward, or in expectation thereof, suggest, recommend, or prescribe any medicine or any form of treatment, correction, or cure thereof; also any person, or persons, ~~not hereinafter excepted from the provisions of this chapter~~, individually or collectively, who maintains an office for the reception, examination, diagnosis, or treatment of any person for any disease, injury, defect, deformity, or infirmity of body or mind, or who attaches the title of doctor, physician, surgeon, specialist, M.D., M.B., D.O., D.C., or any other word, abbreviation, or title to his name indicating, or designed to indicate, that he is engaged in the practice of healing.

Sec. 3. Minnesota Statutes 1971, Section 146.15, is amended to read:

146.15 DISCRIMINATION AGAINST SYSTEMS OF HEALING. The several boards or other officers whose duty it shall be to administer or carry into effect the provisions of this chapter shall, while exercising such authority, in no manner discriminate against any system or branch of healing ; ~~or against any high school, college, or university accredited by the University of Minnesota wherein any applicant may have received the preliminary education by this chapter required .~~

Sec. 4. Minnesota Statutes 1971, Section 146.18, is amended to read:

146.18 PRACTICING WITHOUT REGISTERING, OR DISPLAYING CERTIFICATE. Any person ~~not hereinbefore excepted from the provisions of this chapter~~ who shall practice healing or attempt to practice healing in this state ~~without having recorded his certificate of registration in the basic sciences; in the manner herein provided; or~~ without having registered with the examining board in the system or branch of healing by him pursued, as herein provided, or without displaying his ~~certificate of registration in the basic sciences and his~~ certificate of annual registration with the proper board of examiners, as herein provided, shall be guilty of a misdemeanor.

Sec. 5. Minnesota Statutes 1971, Section 146.19, is amended to read:

146.19 OTHER OFFENSES; PENALTY. Any person implicated in employing fraud or deception in ~~applying for or securing a certificate of registration in the basic sciences; or in passing any examination therefor; or in~~ registering annually under this chapter ; shall be guilty

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of a gross misdemeanor. It shall be the duty of the clerk of the court wherein any conviction is had under this section to file a certified copy thereof with the proper board; and thereupon the secretary of such board shall cancel such certificate upon the records of his office and forthwith notify the respective clerks of the courts wherein such certificate is recorded; of such cancellation; and such clerks shall immediately note such cancellation on their respective records thereof. For filing a certified copy of any conviction; as herein required; the clerk of the court shall charge a fee of \$1.

Any practitioner of healing whose certificate of registration in the basic sciences has been suspended or revoked for other than fraud or deception; may be reinstated; or a new certificate of registration in the basic sciences issued to him; as the case may be; without examination; upon the payment of a fee of \$40; when in the discretion of the board such action is warranted.

Sec. 6. **REPEALER.** Minnesota Statutes 1971, Sections 146.02; 146.03; 146.04; 146.05; 146.06, as amended by Laws 1973, Chapter 725, Section 11; 146.07; 146.08; 146.09, as amended by Laws 1973, Chapter 725, Section 12; 146.10; 146.11, as amended by Laws 1973, Chapter 638, Section 5; 146.12; 146.16; 146.17; 146.21; 146.22; and 148.47 are repealed.

Sec. 7. **EFFECTIVE DATE.** This act shall take effect the day following its final enactment.

Approved March 23, 1974.

CHAPTER 225—S.F.No.2740
[Not Coded]

An act relating to county courts; terms of judges in certain counties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. COUNTY COURTS; TERMS OF JUDGES IN CERTAIN COUNTIES. The term of county court judges holding office by appointment pursuant to Minnesota Statutes, Section 487.01, Subdivision 9, Clause (2), of counties listed below shall expire according to the following schedule:

Dodge-Olmsted	first Monday of January, 1979
Freeborn	first Monday of January, 1977
Otter Tail	first Monday of January, 1979
Sherburne-Benton- Stearns	first Monday of January, 1979
Winona-Wabasha	first Monday of January, 1979

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