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BUSINESS AND PROFESSIONS CODE - BPC

DIVISION 2. HEALING ARTS [500 - 4999.129] (*Division 2 enacted by Stats. 1937, Ch. 399.*)

CHAPTER 5. Medicine [2000 - 2529.8.1] (*Chapter 5 repealed and added by Stats. 1980, Ch. 1313, Sec. 2.*)

ARTICLE 2. General Provisions [2030 - 2041] (*Article 2 added by Stats. 1980, Ch. 1313, Sec. 2.*)

2030. The provisions of this chapter insofar as they are substantially the same as provisions relating to the same subject matter of previous medical practice acts shall be construed as restatements and continuations thereof, and not as new enactments.

(*Added by Stats. 1980, Ch. 1313, Sec. 2.*)

2031. The rights given by any certificate issued under any preceding medical practice act are not affected by the enactment of this chapter, nor by the repeal of any law upon which such rights are based, but such rights shall hereafter be exercised according to the provisions of this chapter.

(*Added by Stats. 1980, Ch. 1313, Sec. 2.*)

2032. "Person" means any individual, partnership, corporation, limited liability company, or other organization, or any combination thereof, except that only natural persons shall be licensed under this chapter.

(*Amended by Stats. 1994, Ch. 1010, Sec. 5. Effective January 1, 1995.*)

2033. "Professional" relates to the art and science of medicine and surgery and to such other arts and sciences as may be included within the field of medicine and surgery.

(*Added by Stats. 1980, Ch. 1313, Sec. 2.*)

2034. "Medical licensing authority" refers to any officer, board, commission, or department of another state upon whose certificate a reciprocity certificate may be issued.

(*Added by Stats. 1980, Ch. 1313, Sec. 2.*)

2036. Whenever a course of instruction is required for any certificate, it shall be satisfied by a resident course of medical instruction. Whenever a resident course of instruction is mentioned in this chapter, it shall be interpreted to mean classroom, laboratory, practical, and clinical instruction, received and given the person physically present, wherever prescribed as a part of his or her instruction and for the period prescribed for such instruction.

(*Added by Stats. 1980, Ch. 1313, Sec. 2.*)

2037. Whenever any requirement is provided for any certificate relating to a medical school or hospital, or any reference is made to a medical school or hospital, the medical school and hospital shall be ones approved by the Division of Licensing.

(*Added by Stats. 1980, Ch. 1313, Sec. 2.*)

2038. Whenever the words "diagnose" or "diagnosis" are used in this chapter, they include any undertaking by any method, device, or procedure whatsoever, and whether gratuitous or not, to ascertain or establish whether a person is suffering from any physical or mental disorder. Such terms shall also include the taking of a person's blood pressure and the use of mechanical devices or machines for the purpose of making a diagnosis and representing to such person any conclusion regarding his or her physical or mental condition. Machines or mechanical devices for measuring or ascertaining height or weight are excluded from this section.

(*Added by Stats. 1980, Ch. 1313, Sec. 2.*)

2039. All certificates issued by the board shall state the extent and character of the practice which is permitted.

(Added by Stats. 1980, Ch. 1313, Sec. 2.)

2040. The terms "license" and "certificate" as used in this chapter are deemed to be synonymous.

(Added by Stats. 1980, Ch. 1313, Sec. 2.)

2041. The term "licensee" as used in this chapter means the holder of a physician's and surgeon's certificate or doctor of podiatric medicine's certificate, as the case may be, who is engaged in the professional practice authorized by the certificate under the jurisdiction of the appropriate board.

(Amended by Stats. 2007, Ch. 678, Sec. 16. Effective January 1, 2008.)