



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

REGULATED HEALTH PROFESSIONS ACT ALLIED HEALTH PROFESSIONALS REGULATIONS

PLEASE NOTE

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This document is *not* the official version of these regulations. The regulations and the amendments printed in the *Royal Gazette* should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the *Table of Regulations* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

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ALLIED HEALTH PROFESSIONALS REGULATIONS

Table of Contents

Section	Page
PART 1 – INTERPRETATION AND ADMINISTRATION	5
1. Definitions.....	5
2. Designation of regulated health professions	6
3. College established	6
PART 2 – MEDICAL LABORATORY TECHNOLOGISTS	7
REGISTRATION	7
4. Register parts	7
5. General registration.....	7
6. Provisional registration	7
7. Special registration.....	7
RENEWAL OF REGISTRATION	8
8. Renewal of general registration	8
9. Renewal of provisional registration	8
REINSTATEMENT OF REGISTRATION	8
10. Reinstatement period.....	8
PRESCRIBED REQUIREMENTS	8
11. Education	8
12. Examinations.....	9
13. Currency requirements	9
14. Insurance requirements	9
15. Continuing education and competency	9
DESIGNATIONS AND RESERVED ACTIVITIES	10
16. Designations.....	10
17. Reserved activities	10
PART 3 – MEDICAL RADIATION TECHNOLOGISTS	10
REGISTRATION	10
18. Register parts	10
19. General registration.....	11
20. Provisional registration	11
21. Special registration.....	12
RENEWAL OF REGISTRATION	12
22. Renewal of general registration	12
23. Renewal of provisional registration	12
REINSTATEMENT OF REGISTRATION	12
24. Reinstatement period.....	12

PREScribed REQUIREMENTS	13
25. Education	13
26. Examinations	13
27. Currency requirements, primary discipline	13
28. Insurance requirements.....	14
29. Continuing education and competency.....	14
DESIGNATIONS AND RESERVED ACTIVITIES	14
30. Designations	14
31. Reserved activities.....	14
PART 4 – RESPIRATORY THERAPISTS	16
REGISTRATION	16
32. Register parts	16
33. General registration	16
34. Provisional registration.....	16
35. Special registration	17
RENEWAL OF REGISTRATION	17
36. Renewal of general registration	17
37. Renewal of provisional registration.....	17
REINSTATEMENT OF REGISTRATION	17
38. Reinstatement period	17
PREScribed REQUIREMENTS	18
39. Education.....	18
40. Examinations	18
41. Currency requirements	18
42. Insurance requirements.....	18
43. Continuing education and competency.....	19
DESIGNATIONS AND RESERVED ACTIVITIES	19
44. Designations	19
45. Reserved activities.....	19
PART 5 – GENERAL	20
46. Name of corporation.....	20
47. Transitional, medical laboratory technologist	20
48. Transitional, medical radiation technologist.....	20
49. Transitional, respiratory therapist.....	20
50. Expiry of registration.....	21





REGULATED HEALTH PROFESSIONS ACT

CHAPTER R-10.1

ALLIED HEALTH PROFESSIONALS REGULATIONS

Pursuant to sections 2 and 96 of the *Regulated Health Professions Act* R.S.P.E.I. 1988, Cap. R-10.1, Council made the following regulations:

PART 1 – INTERPRETATION AND ADMINISTRATION

1. Definitions

In these regulations

- (a) “**Act**” means the *Regulated Health Professions Act* R.S.P.E.I. 1988, Cap. R-10.1;
- (b) “**College**” means the College of Allied Health Professionals of Prince Edward Island established under section 3;
- (c) “**community hospital**” means a hospital that is designated as a community hospital under the *Hospitals Act* R.S.P.E.I. 1988, Cap. H-10.1;
- (d) “**Council**” means the Council of the College;
- (e) “**discipline**” means a discipline of medical radiation technology, namely,
 - (i) magnetic resonance imaging,
 - (ii) nuclear medicine,
 - (iii) radiography, or
 - (iv) radiation therapy;
- (f) “**medical laboratory technologist**” means a person who is registered in the register for medical laboratory technology;
- (g) “**medical laboratory technology**” means the health profession in which a person applies particular knowledge, skills and judgment in
 - (i) performing laboratory investigations on the human body or specimens taken from the human body,
 - (ii) interpreting and evaluating quality control data to verify the accuracy and precision of the results of laboratory investigations referred to in subclause (i), and
 - (iii) conducting research, education, management or administrative activities incidental to performing the services referred to in subclauses (i) and (ii);

- (h) “**medical radiation technologist**” means a person registered in the register for medical radiation technology;
- (i) “**medical radiation technology**” means the health profession in which a person applies particular knowledge, skills and judgment in
 - (i) using ionizing and non-ionizing radiation, magnetic fields, high frequency sound waves and other energy forms in the provision of diagnostic and therapeutic modalities, and
 - (ii) conducting research, education, management or administrative activities incidental to those described in subclause (i);
- (j) “**refresher program**” means a refresher program in a regulated health profession consisting of a formal curriculum, a set of individualized assignments of studies and experiences, a set of continuing education credits, a practicum or a combination of these elements;
- (k) “**respiratory therapist**” means a person who is registered in the register for respiratory therapy;
- (l) “**respiratory therapy**” means the health profession in which a person applies particular knowledge, skills and judgment in
 - (i) providing diagnostic, assessment and therapeutic modalities to assist in the management of cardio-respiratory and related disorders and to achieve optimal respiratory health, wellness and functional performance, and
 - (ii) conducting research, education, management or administrative activities incidental to those described in subclause (i). (EC272/21)

2. Designation of regulated health professions

- (1) The following are designated as regulated health professions:
 - (a) medical laboratory technology;
 - (b) medical radiation technology;
 - (c) respiratory therapy.

Exception, prohibition against practice

- (2) The prohibition in subsection 2(3) of the Act against practising a regulated health profession except as a member of the college governing the regulated health profession does not apply
 - (a) in respect of medical laboratory technology, to a person employed by Health PEI in a community hospital as a cross-trained technologist or a combined technician; and
 - (b) in respect of medical radiation technology, to a person employed by Health PEI in a community hospital as a combined technician. (EC272/21)

3. College established

The College of Allied Health Professionals of Prince Edward Island is established as the college for the regulated health professions designated under subsection 2(1). (EC272/21)



PART 2 – MEDICAL LABORATORY TECHNOLOGISTS

Registration

4. Register parts

The register for medical laboratory technology is divided into the following parts:

- (a) general registration;
- (b) provisional registration;
- (c) special registration. (EC272/21)

5. General registration

An applicant for general registration under this Part shall

- (a) for the purpose of clause 12(2)(c) of the Act, meet the education requirement set out in section 11;
- (b) for the purpose of clause 12(2)(d) of the Act, have successfully completed the examinations set out in subsection 12(1);
- (c) for the purpose of clause 12(2)(f) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 13; and
- (d) for the purpose of clause 12(2)(j) of the Act, hold or be covered by professional liability insurance or protection as required in section 14. (EC272/21)

6. Provisional registration

(1) An applicant for provisional registration under this Part shall

- (a) for the purpose of clause 12(2)(c) of the Act, meet the education requirement set out in section 11;
- (b) for the purpose of clause 12(2)(f) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 13; and
- (c) for the purpose of clause 12(2)(j) of the Act, hold or be covered by professional liability insurance or protection as required in section 14.

Subject to supervision

- (2) A medical laboratory technologist registered in the provisional registration part of the register shall be supervised in practising medical laboratory technology by a medical laboratory technologist registered in the general registration part or special registration part of the register, approved by the Council.

No reinstatement

- (3) Provisional registration is not subject to reinstatement. (EC272/21)

7. Special registration

- (1) Where the Council directs the registrar to register an applicant under this Part pursuant to subsection 13(3) of the Act, the registrar shall register the applicant in the special registration part of the register.

No renewal or reinstatement

- (2) Special registration is not subject to renewal or reinstatement. (EC272/21)

Renewal of Registration

8. Renewal of general registration

An applicant for the renewal of general registration under this Part shall

- (a) for the purpose of subclause 22(2)(a)(i) of the Act, fulfil the requirements for continuing education and competency set out in subsection 15(1);
- (b) for the purpose of subclause 22(2)(a)(ii) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 13; and
- (c) for the purpose of subclause 22(2)(a)(v) of the Act, hold or be covered by professional liability insurance or protection as required in section 14. (EC272/21)

9. Renewal of provisional registration

An applicant for the renewal of provisional registration under this Part shall

- (a) for the purpose of subclause 22(2)(a)(ii) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 13; and
- (b) for the purpose of subclause 22(2)(a)(v) of the Act, hold or be covered by professional liability insurance or protection as required in section 14. (EC272/21)

Reinstatement of Registration

10. Reinstatement period

- (1) For the purpose of subsection 24(1) of the Act, the maximum prescribed period of time following a lapse in general registration under this Part during which a person may apply for reinstatement is four years.

Reinstatement of general registration

- (2) An applicant for the reinstatement of general registration under this Part shall
 - (a) for the purpose of clause 24(4)(c) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 13; and
 - (b) for the purpose of clause 24(4)(f) of the Act, hold or be covered by professional liability insurance or protection as required in section 14. (EC272/21)

Prescribed Requirements

11. Education

For the purpose of this Part, the requirement with respect to education is

- (a) the successful completion of a post-secondary diploma program or baccalaureate degree program in medical laboratory science of at least two years' duration provided at a Canadian post-secondary educational institution, approved by the Council; or
- (b) qualifications that the Council considers to be substantially equivalent to the requirements in clause (a). (EC272/21)



12. Examinations

- (1) For the purpose of this Part, the required examinations are
- (a) the certification examination administered by the Canadian Society for Medical Laboratory Science or other competency exam approved by the Council; and
 - (b) a provincial examination established or adopted by the Council to assess knowledge and understanding of the jurisprudence, ethical standards and standards of practice governing medical laboratory technology in the province.

Successful completion of examination

- (2) The successful completion of an examination referred to in subsection (1) means
- (a) in respect of the certification examination or other competency examination, obtaining the established pass mark in not more than three attempts; and
 - (b) in respect of the provincial examination, meeting the minimum standard established by the Council. (EC272/21)

13. Currency requirements

For the purpose of this Part, to demonstrate currency of professional knowledge and skills, an applicant shall meet one of the following requirements within the four years immediately preceding the date of the application:

- (a) successful completion of the educational requirement set out in section 11;
- (b) active practice of medical laboratory technology without any restrictions for at least 900 hours;
- (c) successful completion of a refresher program in medical laboratory technology approved by the registrar. (EC272/21)

14. Insurance requirements

- (1) For the purpose of this Part and clause 25(3)(c) of the Act, where required, an applicant or medical laboratory technologist, as the case may be, shall hold or be covered by professional liability insurance or protection with coverage of not less than \$2,000,000 per claim or occurrence and an aggregate limit of not less than \$2,000,000 excluding legal or court costs.

Proof of insurance

- (2) Proof of professional liability insurance that meets the requirements of subsection (1) shall be provided to the registrar in the form of a certificate of insurance issued by the insurer. (EC272/21)

15. Continuing education and competency

- (1) For the purpose of this Part, the requirements for continuing education and competency are the participation in and successful completion of the continuing competency program for medical laboratory technologists established by the Council pursuant to section 60.1 of the Act.

Record

- (2) A medical laboratory technologist registered in the general registration part of the register shall
- (a) keep a record in a form satisfactory to the registrar of the activities that the medical laboratory technologist undertakes for the purpose of this section; and

- (b) provide copies of the record referred to in clause (a) on the request of and in accordance with the directions of the registrar. (EC272/21)

Designations and Reserved Activities

16. Designations

For the purpose of subsection 89(1) of the Act, the designations of a medical laboratory technologist include the following titles, abbreviations and initials:

- (a) medical laboratory technologist;
- (b) registered medical laboratory technologist;
- (c) MLT or RMLT. (EC272/21)

17. Reserved activities

- (1) Subject to subsections (2) and (3) and any terms or conditions on the medical laboratory technologist's registration, a medical laboratory technologist is authorized to perform the following reserved activities:
 - (a) performing a procedure on tissue below the dermis for the purpose of taking a blood sample from a vein or by skin pricking;
 - (b) applying electrical energy for the purpose of administering a sweat chloride test.

Pre-condition

- (2) A medical laboratory technologist shall not perform a reserved activity set out in subsection (1) except pursuant to
 - (a) an order made by
 - (i) a person authorized to practise as a medical practitioner or a nurse practitioner under the laws of this province or another Canadian jurisdiction, or
 - (ii) a person authorized to practise as a dentist under the laws of this province; or
 - (b) a hospital protocol.

Supervision, provisional registration

- (3) A medical laboratory technologist registered in the provisional registration part of the register shall not perform a reserved activity set out in subsection (1) except under the supervision of a medical laboratory technologist registered in the general registration part or the special registration part of the register. (EC272/21)

PART 3 – MEDICAL RADIATION TECHNOLOGISTS

Registration

18. Register parts

- (1) The register for medical radiation technology is divided into the following parts by type of registration and discipline, respectively:
 - (a) general registration
 - (i) magnetic resonance imaging,



- (ii) nuclear medicine,
- (iii) radiation therapy,
- (iv) radiography;
- (b) provisional registration
 - (i) magnetic resonance imaging,
 - (ii) nuclear medicine,
 - (iii) radiation therapy,
 - (iv) radiography;
- (c) special registration
 - (i) magnetic resonance imaging,
 - (ii) nuclear medicine,
 - (iii) radiation therapy,
 - (iv) radiography.

Primary and secondary disciplines

- (2) A medical radiation technologist shall be registered in the technologist's primary discipline and may be registered in one or more secondary disciplines, in accordance with the technologist's qualifications. (EC272/21)

19. General registration

An applicant for general registration under this Part shall

- (a) for the purpose of clause 12(2)(c) of the Act, meet the education requirement set out in section 25;
- (b) for the purpose of clause 12(2)(d) of the Act, have successfully completed the examinations set out in subsection 26(1);
- (c) for the purpose of clause 12(2)(f) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 27; and
- (d) for the purpose of clause 12(2)(j) of the Act, hold or be covered by professional liability insurance or protection as required in section 28. (EC272/21)

20. Provisional registration

- (1) An applicant for provisional registration under this Part shall

- (a) for the purpose of clause 12(2)(c) of the Act, meet the education requirement set out in section 25;
- (b) for the purpose of clause 12(2)(f) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 27; and
- (c) for the purpose of clause 12(2)(j) of the Act, hold or be covered by professional liability insurance or protection as required in section 28.

Subject to supervision

- (2) A medical radiation technologist registered in the provisional registration part of the register shall be supervised in practising a discipline of medical radiation technology by a medical radiation technologist registered in the general registration part or special registration part of the register in that discipline, approved by the Council.

No reinstatement

- (3) Provisional registration is not subject to reinstatement. (EC272/21)

21. Special registration

- (1) Where the Council directs the registrar to register an applicant under this Part pursuant to subsection 13(3) of the Act, the registrar shall register the applicant in the special registration part of the register in the appropriate primary discipline and secondary discipline, if applicable.

No renewal or reinstatement

- (2) Special registration is not subject to renewal or reinstatement. (EC272/21)

Renewal of Registration

22. Renewal of general registration

An applicant for the renewal of general registration under this Part shall

- (a) for the purpose of subclause 22(2)(a)(i) of the Act, fulfil the requirements for continuing education and competency set out in subsection 29(1);
- (b) for the purpose of subclause 22(2)(a)(ii) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 27; and
- (c) for the purpose of subclause 22(2)(a)(v) of the Act, hold or be covered by professional liability insurance or protection as required in section 28. (EC272/21)

23. Renewal of provisional registration

An applicant for the renewal of provisional registration under this Part shall

- (a) for the purpose of subclause 22(2)(a)(ii) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 27; and
- (b) for the purpose of subclause 22(2)(a)(v) of the Act, hold or be covered by professional liability insurance or protection as required in section 28. (EC272/21)

Reinstatement of Registration

24. Reinstatement period

- (1) For the purpose of subsection 24(1) of the Act, the maximum prescribed period of time following a lapse in general registration under this Part during which a person may apply for reinstatement is three years.

Reinstatement of general registration

- (2) An applicant for the reinstatement of general registration under this Part shall
- (a) for the purpose of clause 24(4)(c) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 27; and
 - (b) for the purpose of clause 24(4)(f) of the Act, hold or be covered by professional liability insurance or protection as required in section 28. (EC272/21)



Prescribed Requirements

25. Education

For the purpose of this Part, the requirement with respect to education is the successful completion of

- (a) a post-secondary diploma program or baccalaureate degree program, of at least two years' duration, in medical radiation technology with a focus on at least one discipline at a Canadian post-secondary educational institution, approved by the Council; or
- (b) education activities considered substantially similar to the requirements in clause (a) by the Canadian Association of Medical Radiation Technologists. (EC272/21)

26. Examinations

- (1) For the purpose of this Part, the required examinations are
 - (a) the certification examination administered by the Canadian Association of Medical Radiation Technologists or other competency exam approved by the Council; and
 - (b) a provincial examination established or adopted by the Council to assess knowledge and understanding of the jurisprudence, ethical standards and standards of practice governing medical radiation technology in the province.

Successful completion of examination

- (2) The successful completion of an examination referred to in subsection (1) means
 - (a) in respect of the certification examination, passing the examination in not more than four attempts within the time frame required by the Canadian Association of Medical Radiation Technologists;
 - (b) in respect of a competency examination approved by the Council, meeting the minimum standard established by the examination administrator; and
 - (c) in respect of the provincial examination, meeting the minimum standard established by the Council. (EC272/21)

27. Currency requirements, primary discipline

- (1) For the purpose of this Part, to demonstrate currency of professional knowledge and skills in the applicant's primary discipline, an applicant shall meet one of the following requirements within the three years immediately preceding the date of the application:
 - (a) successful completion of the educational requirement set out in section 25, with a primary focus on the applicant's primary discipline;
 - (b) active practice in the applicant's primary discipline without any restrictions for at least 600 hours;
 - (c) successful completion of a refresher program in the applicant's primary discipline, approved by the registrar.

Currency requirements, secondary discipline

- (2) For the purpose of this Part, to demonstrate currency of professional knowledge and skills in the applicant's secondary discipline, an applicant shall meet one of the following requirements within the three years immediately preceding the date of the application:
 - (a) successful completion of the educational requirement set out in section 25, with a secondary focus on the secondary discipline;

- (b) active practice in the secondary discipline without any restrictions for at least 160 hours;
- (c) successful completion of a refresher program in the secondary discipline, approved by the registrar. (EC272/21)

28. Insurance requirements

- (1) For the purpose of this Part and clause 25(3)(c) of the Act, where required, an applicant or a medical radiation technologist, as the case may be, shall hold or be covered by professional liability insurance under a policy that provides coverage of not less than \$2,000,000 per claim or occurrence and an aggregate limit of not less than \$2,000,000 excluding legal or court costs.

Proof of insurance

- (2) Proof of professional liability insurance that meets the requirements of subsection (1) shall be provided to the registrar in the form of a certificate of insurance issued by the insurer. (EC272/21)

29. Continuing education and competency

- (1) For the purpose of this Part, the requirements for continuing education and competency are the participation in and successful completion of the continuing competency program in medical radiation technology established by the Council pursuant to section 60.1 of the Act.

Record

- (2) A medical radiation technologist registered in the general registration part shall
 - (a) keep a record in a form satisfactory to the registrar of the activities that the medical radiation technologist undertakes for the purpose of this section; and
 - (b) provide copies of the record referred to in clause (a) on the request of and in accordance with the directions of the registrar. (EC272/21)

Designations and Reserved Activities

30. Designations

For the purpose of subsection 89(1) of the Act, the designations of a medical radiation technologist include the following titles, abbreviations and initials:

- (a) where the technologist is registered in the discipline of magnetic resonance imaging, MRT(MR);
- (b) where the technologist is registered in the discipline of nuclear medicine, MRT(N);
- (c) where the technologist is registered in the discipline of radiation therapy, MRT(T);
- (d) where the technologist is registered in the discipline of radiography, MRT(R). (EC272/21)

31. Reserved activities

- (1) Subject to subsections (6) and (7) and any terms or conditions on the medical radiation technologist's registration, a medical radiation technologist is authorized to perform the reserved activities set out in this section in accordance with the discipline or disciplines in which the technologist is registered.



Reserved activities, MRT(MR)

- (2) A medical radiation technologist registered in the discipline of magnetic resonance imaging is authorized to perform the following reserved activities in that discipline:
- (a) performing a procedure on tissue below the dermis for the purpose of starting an intravenous line;
 - (b) administering a drug or diagnostic imaging contrast agent by any means for the purpose of conducting a diagnostic scan and imaging of body tissue;
 - (c) putting an instrument, hand or finger
 - (i) beyond the opening of the urethra, or
 - (ii) beyond the anal verge;
 - (d) applying electromagnetic or sound energy in the form of non-ionizing radiation.

Reserved activities, MRT(N)

- (3) A medical radiation technologist registered in the discipline of nuclear medicine is authorized to perform the following reserved activities in that discipline:
- (a) performing a procedure on tissue below the dermis for the purpose of starting an intravenous line or taking a blood sample from a vein;
 - (b) administering a radiopharmaceutical, radiolabelled substance, radioactive gas or radioaerosol by any means for a diagnostic or therapeutic purpose;
 - (c) putting an instrument beyond the opening of the urethra;
 - (d) applying electrical energy in the form of ionizing radiation.

Reserved activities, MRT(T)

- (4) A medical radiation technologist registered in the discipline of radiation therapy is authorized to perform the following reserved activities in that discipline:
- (a) performing a procedure on tissue below the dermis for the purpose of starting an intravenous line;
 - (b) administering a drug or diagnostic imaging contrast agent by any means;
 - (c) putting an instrument, hand or finger
 - (i) beyond the external ear canal,
 - (ii) beyond the opening of the urethra,
 - (iii) beyond the labia majora,
 - (iv) beyond the anal verge, or
 - (v) into an artificial opening into the body;
 - (d) applying electrical energy in the form of ionizing radiation.

Reserved activities, MRT(R)

- (5) A medical radiation technologist registered in the discipline of radiography is authorized to perform the following reserved activities in that discipline:
- (a) performing a procedure on tissue below the dermis for the purpose of starting an intravenous line;
 - (b) administering a drug or diagnostic imaging contrast agent by any means for the purpose of conducting a diagnostic scan and imaging of body tissue;
 - (c) putting an instrument, hand or finger
 - (i) beyond the opening of the urethra,
 - (ii) beyond the anal verge, or

- (iii) into an artificial opening into the body;
- (d) applying electrical and sound energy in the form of ionizing or non-ionizing radiation.

Pre-condition

- (6) A medical radiation technologist shall not perform a reserved activity except pursuant to
 - (a) an order made by
 - (i) a person authorized to practise as a medical practitioner or a nurse practitioner under the laws of this province or another Canadian jurisdiction, or
 - (ii) a person authorized to practise as a dentist under the laws of this province; or
 - (b) a hospital protocol.

Supervision, provisional registration

- (7) A medical radiation technologist registered in the provisional registration part of the register shall not perform a reserved activity except under the supervision of a medical radiation technologist registered in the general registration part or the special registration part of the register in the same discipline in which the reserved activity is being performed. (EC272/21)

PART 4 – RESPIRATORY THERAPISTS

Registration

32. Register parts

The register for respiratory therapy is divided into the following parts:

- (a) general registration;
- (b) provisional registration;
- (c) special registration. (EC272/21)

33. General registration

An applicant for general registration under this Part shall

- (a) for the purpose of clause 12(2)(c) of the Act, meet the education requirement set out in section 39;
- (b) for the purpose of clause 12(2)(d) of the Act, have successfully completed the examinations set out in subsection 40(1);
- (c) for the purpose of clause 12(2)(f) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 41; and
- (d) for the purpose of clause 12(2)(j) of the Act, hold or be covered by professional liability insurance or protection as required in section 42. (EC272/21)

34. Provisional registration

- (1) An applicant for provisional registration under this Part shall

- (a) for the purpose of clause 12(2)(c) of the Act, meet the education requirement set out in section 39;



- (b) for the purpose of clause 12(2)(f) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 41; and
- (c) for the purpose of clause 12(2)(j) of the Act, hold or be covered by professional liability insurance or protection as required in section 42.

Subject to supervision

- (2) A respiratory therapist registered in the provisional registration part of the register shall be supervised in practising respiratory therapy by a respiratory therapist registered in the general registration part or special registration part of the register, approved by the Council.

No reinstatement

- (3) Provisional registration is not subject to reinstatement. (EC272/21)

35. Special registration

- (1) Where the Council directs the registrar to register an applicant under this Part pursuant to subsection 13(3) of the Act, the registrar shall register the applicant in the special registration part of the register.

No renewal or reinstatement

- (2) Special registration is not subject to renewal or reinstatement. (EC272/21)

Renewal of Registration**36. Renewal of general registration**

An applicant for the renewal of general registration under this Part shall

- (a) for the purpose of subclause 22(2)(a)(i) of the Act, fulfil the requirements for continuing education and competency set out in subsection 43(1);
- (b) for the purpose of subclause 22(2)(a)(ii) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 41; and
- (c) for the purpose of subclause 22(2)(a)(v) of the Act, hold or be covered by professional liability insurance or protection as required in section 42. (EC272/21)

37. Renewal of provisional registration

An applicant for the renewal of provisional registration under this Part shall

- (a) for the purpose of subclause 22(2)(a)(ii) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 41; and
- (b) for the purpose of subclause 22(2)(a)(v) of the Act, hold or be covered by professional liability insurance or protection as required in section 42. (EC272/21)

Reinstatement of Registration**38. Reinstatement period**

- (1) For the purpose of subsection 24(1) of the Act, the maximum prescribed period of time following a lapse in general registration under this Part during which a person may apply for reinstatement is three years.

Reinstatement of general registration

- (2) An applicant for the reinstatement of general registration under this Part shall
- (a) for the purpose of clause 24(4)(c) of the Act, demonstrate currency of professional knowledge and skills in accordance with section 41; and
 - (b) for the purpose of clause 24(4)(f) of the Act, hold or be covered by professional liability insurance or protection as required in section 42. *(EC272/21)*

Prescribed Requirements

39. Education

For the purpose of this Part, the requirement with respect to education is

- (a) the successful completion of a post-secondary diploma or baccalaureate degree program in respiratory therapy provided at a Canadian post-secondary educational institution, approved by the Council; or
- (b) qualifications that the Council considers to be substantially equivalent to the requirements in clause (a). *(EC272/21)*

40. Examinations

- (1) For the purpose of this Part, the required examinations are

- (a) the national respiratory therapy examination established by the Canadian Board for Respiratory Care or other competency exam approved by the Council; and
- (b) a provincial examination established or adopted by the Council to assess knowledge and understanding of the jurisprudence, ethical standards and standards of practice governing respiratory therapy in the province.

Successful completion of examination

- (2) The successful completion of an examination referred to in subsection (1) means
- (a) in respect of the national respiratory therapy examination or other competency examination, obtaining the established pass mark; and
 - (b) in respect of the provincial examination, meeting the minimum standard established by the Council. *(EC272/21)*

41. Currency requirements

For the purpose of this Part, to demonstrate currency of professional knowledge and skills, an applicant shall meet one of the following requirements within the four years immediately preceding the date of the application:

- (a) successful completion of the educational requirement set out in section 39;
- (b) active practice of respiratory therapy without any restrictions for at least 1,500 hours;
- (c) successful completion of a refresher program in respiratory therapy approved by the registrar. *(EC272/21)*

42. Insurance requirements

- (1) For the purpose of this Part and clause 25(3)(c) of the Act, where required, an applicant or a respiratory therapist, as the case may be, shall hold or be covered by professional liability



insurance under a policy that provides coverage of not less than \$2,000,000 per claim or occurrence and an aggregate limit of not less than \$2,000,000 excluding legal or court costs.

Proof of insurance

- (2) Proof of professional liability insurance that meets the requirements of subsection (1) shall be provided to the registrar in the form of a certificate of insurance issued by the insurer. *(EC272/21)*

43. Continuing education and competency

- (1) For the purpose of this Part, the requirements for continuing education and competency are the participation in and successfully completed of the continuing competency program in respiratory therapy established by the Council pursuant to section 60.1 of the Act.

Record

- (2) A respiratory therapist registered in the general registration part of the register shall
- (a) keep a record in a form satisfactory to the registrar of the activities that the respiratory therapist undertakes for the purpose of this section; and
 - (b) provide copies of the record referred to in clause (a) on the request of and in accordance with the directions of the registrar. *(EC272/21)*

Designations and Reserved Activities

44. Designations

For the purpose of subsection 89(1) of the Act, the designations of a respiratory therapist include registered respiratory therapist and RRT. *(EC272/21)*

45. Reserved activities

- (1) Subject to subsections (2) and (3) and any terms or conditions on the respiratory therapist's registration, a respiratory therapist is authorized to perform the following reserved activities:
- (a) performing a procedure on tissue below the dermis for the purpose of
 - (i) taking a blood sample from a blood vessel or by skin pricking, or
 - (ii) placing a catheter in the vascular system;
 - (b) administering a drug by any means;
 - (c) administering a substance by injection, inhalation, mechanical ventilation or respiratory instillation;
 - (d) putting an instrument, hand or finger
 - (i) beyond the point in the nasal passages where they normally narrow for the purpose of intubation or suctioning,
 - (ii) beyond the larynx for the purpose of intubation or suctioning,
 - (iii) into an artificial opening in the body for the purpose of maintaining an airway;
 - (e) applying electrical energy for the purpose of providing cardiopulmonary resuscitation and stability;
 - (f) applying sound energy for the assessment of vascular lines.

Pre-condition

- (2) A respiratory therapist shall not perform a reserved activity set out in subsection (1) except pursuant to an order made by a person authorized to practise as a medical practitioner or nurse practitioner under the laws of this province or another Canadian jurisdiction.

Supervision, provisional registration

- (3) A respiratory therapist registered in the provisional registration part of the register shall not perform a reserved activity set out in subsection (1) except under the supervision of a respiratory therapist registered in the general registration part or special registration part of the register. (EC272/21)

PART 5 – GENERAL

46. Name of corporation

- (1) For the purpose of clause 15(1)(d) of the Act, the name of a corporation applying for a permit to carry on the business of providing the professional services of a medical laboratory technologist, medical radiation technologist or respiratory therapist shall be, in the opinion of the registrar, in good taste, dignified and professional.

Change of name

- (2) Before changing its name, a health profession corporation shall obtain written confirmation from the registrar that the proposed name meets the requirements of subsection (1). (EC272/21)

47. Transitional, medical laboratory technologist

- (1) A person who, during the year preceding the date this section comes into force, practises medical laboratory technology in the province is deemed, on and after the date this section comes into force, to be registered in the general registration part of the register for medical laboratory technology.

Exception

- (2) Subsection (1) does not apply to a person employed by Health PEI in a community hospital as a cross-trained technologist or a combined technician. (EC272/21)

48. Transitional, medical radiation technologist

- (1) A person who, during the year preceding the date this section comes into force, practises medical radiation technology in the province is deemed, on and after the date this section comes into force, to be registered in the general registration part of the register for medical radiation technology in the person's primary discipline.

Exception

- (2) Subsection (1) does not apply to a person employed by Health PEI in a community hospital as a combined technician. (EC272/21)

49. Transitional, respiratory therapist

A person who, during the year preceding the date this section comes into force, practises respiratory therapy in the province is deemed, on and after the date this section comes into



force, to be registered in the general registration part of the register for respiratory therapy.
(EC272/21)

50. Expiry of registration

- (1) The registration of a person referred to in subsection 47(1) or 48(1) or section 49 expires 90 days after the date this section comes into force, unless it is sooner revoked, and may be renewed in accordance with section 22 of the Act.

Exception on renewal

- (2) Subclauses 22(2)(a)(i) and (ii) of the Act do not apply to a person referred to in subsection (1) the first time the person applies to renew the person's registration. (EC272/21)