

representative referred to in section 7 of the Act and for each person who manages an establishment or who acts as an assistant to the person managing an establishment referred to in section 13 of the Act.”.

2. This By-law comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 470-2006, 30 May 2006

Professional Code
(R.S.Q., c. C-26)

**Technologistes médicaux
— Diploma or training equivalence standards
for the issue of a permit**

Regulation respecting diploma or training equivalence standards for the issue of a permit by the Ordre professionnel des technologistes médicaux du Québec

WHEREAS, under paragraph *c* of section 93 of the Professional Code (R.S.Q., c. C-26), the Bureau of a professional order must, by regulation, prescribe standards for equivalence of diplomas issued by educational establishments situated outside Québec, for the purposes of issuing a permit or specialist’s certificate, and standards of equivalence of the training of a person who does not hold a diploma required for such purposes;

WHEREAS the Bureau of the Ordre professionnel des technologistes médicaux du Québec made the Regulation respecting diploma or training equivalence standards for the issue of a permit by the Ordre professionnel des technologistes médicaux du Québec;

WHEREAS, under section 95 of the Code and subject to sections 95.1 and 95.2 of the Code, every regulation made by the Bureau of a professional order under the Code or an Act constituting a professional order must be transmitted to the Office des professions du Québec for examination and submitted, with the recommendation of the Office, to the Government which may approve it with or without amendment;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the draft Regulation was published in Part 2 of the *Gazette officielle du Québec* of 30 November 2005 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS no comments were received by the Office des professions du Québec following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office des professions du Québec has examined the Regulation and made its recommendation;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister responsible for the administration of legislation respecting the professions:

THAT the Regulation respecting diploma or training equivalence standards for the issue of a permit by the Ordre professionnel des technologistes médicaux du Québec, attached to this Order in Council, be approved.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

**Regulation respecting diploma or training
equivalence standards for the issue of a
permit by the Ordre professionnel des
technologistes médicaux du Québec**

Professional Code
(R.S.Q., c. C-26, s. 93, par. *c*)

**DIVISION I
GENERAL**

1. The secretary of the Ordre professionnel des technologistes médicaux du Québec must send a copy of this Regulation to a candidate who, for the purpose of obtaining a permit from the Order, applies to have a diploma or training recognized as equivalent.

2. In this Regulation,

(1) “diploma equivalence” means recognition by the administrative committee of the Order, in accordance with subparagraph *g* of the first paragraph of section 86 of the Professional Code (R.S.Q., c. C-26), that a diploma awarded by an educational institution outside Québec certifies that the candidate’s level of knowledge and skills is equivalent to the level attained by the holder of a diploma determined by a regulation of the Government, made under the first paragraph of section 184 of the Professional Code, that gives access to the permit issued by the Order;

(2) “training equivalence” means recognition by the administrative committee of the Order, in accordance with subparagraph g of the first paragraph of section 86 of the Professional Code, that a candidate’s training has enabled the candidate to attain a level of knowledge and skills equivalent to the level attained by the holder of a diploma determined by a regulation of the Government, made under the first paragraph of section 184 of the Professional Code, that gives access to the permit issued by the Order.

DIVISION II STANDARDS FOR A DIPLOMA EQUIVALENCE

3. A candidate is granted a diploma equivalence if the diploma was obtained on completion of studies equivalent to at least 2,850 hours of study at the college level, including 2,235 hours of training specific to medical laboratory technology. The 2,235 hours must include 735 hours in clinical training and be apportioned as follows:

(1) 495 hours in subjects related to chemistry, biology, physiology, the use of instrumental analysis equipment and application of molecular biology techniques;

(2) 105 hours in biological sample collection and processing, including intervention with clients and ethics, with 45 hours in pharmacology and at least 20 hours practicum in sampling;

(3) 330 hours in hematology and hemostasis analysis, including interpretation of results and quality assurance, with at least 105 hours practicum in clinical hematology and hemostasis;

(4) 240 hours in immunohematology analysis, preparation of blood products, solving transfusion problems, and immunology techniques, with at least 90 hours practicum in clinical immunohematology;

(5) 435 hours in biochemical analysis, including interpretation of results and quality assurance, and field analysis, with at least 150 hours practicum in clinical biochemistry;

(6) 480 hours in microbiological analysis, including the detection and identification of microorganisms, interpretation of results and quality assurance, and immunology techniques, with at least 150 hours practicum in clinical microbiology; and

(7) 150 hours in preparation of human tissue in anatomical pathology, with at least 60 hours practicum in clinical histopathology.

4. Despite section 3, if the diploma in respect of which an equivalence application has been made was issued more than five years before the application and the knowledge to which the diploma attests no longer corresponds, having regard to the developments in the profession, to the knowledge being taught at the time of the application in a program of study leading to a diploma determined by a regulation of the Government, made under the first paragraph of section 184 of the Professional Code, that gives access to the permit issued by the Order, the candidate is granted a training equivalence pursuant to section 5 if the candidate has attained the required level of knowledge and skills since being awarded the diploma.

DIVISION III STANDARDS FOR A TRAINING EQUIVALENCE

5. A candidate is granted a training equivalence if the candidate demonstrates, on completion of relevant work experience of at least five years, a level of knowledge and skills equivalent to the level acquired by the holder of a diploma determined by a regulation of the Government, made under the first paragraph of section 184 of the Professional Code, that gives access to the permit.

In assessing the training equivalence of a candidate, the administrative committee must take into account the following factors:

(1) the nature and duration of relevant work experience;

(2) the fact that the candidate holds one or more diplomas in medical laboratory technology or in a related field;

(3) the nature of the courses taken, course content and marks obtained;

(4) supervised training periods in medical laboratory technology and other training or development activities; and

(5) the total number of years of schooling.

DIVISION IV EQUIVALENCE RECOGNITION PROCEDURE

6. A candidate wishing to have a diploma or training recognized as equivalent must provide the secretary with the following documents required in support of the candidate’s application in writing, together with the application examination fees required under paragraph 8 of section 86.0.1 of the Professional Code:

(1) his or her academic record, with a description of the courses taken, the number of hours for each course and an official transcript of the marks obtained;

(2) a certified true copy of all diplomas held;

(3) a document attesting to the successful completion of a clinical training period and a description thereof;

(4) a document attesting to relevant work experience and a description thereof; and

(5) where applicable, a document attesting to participation in training or development activities in medical laboratory technology or in a related field.

7. Documents written in a language other than French or English that are submitted in support of an equivalence application must be accompanied by a French or English translation certified in a sworn statement by the translator.

8. The committee set up by the administrative committee for the purposes of this Regulation is to examine equivalence applications and make appropriate recommendations to the administrative committee.

In order to make a recommendation, the committee may require a candidate who has applied for a training equivalence to comply with one or more of the following conditions:

(1) be interviewed;

(2) pass an examination; or

(3) serve a training period.

9. At its first meeting following receipt of a recommendation from the committee, the administrative committee must decide

(1) to recognize the diploma or training equivalence;

(2) to partially recognize the training equivalence; or

(3) to refuse to recognize the diploma or training equivalence.

The administrative committee must inform the candidate of its decision in writing, by registered mail, within 15 days of the decision.

If the administrative committee refuses to recognize the equivalence or partially recognizes the training equivalence, the committee must at the same time inform the candidate in writing of the programs of study or, where applicable, additional training, training periods or examinations that, if successfully completed within the time allowed, would enable the candidate to be granted an equivalence.

10. A candidate who is informed of the administrative committee's decision not to recognize or to partially recognize the equivalence may apply to the administrative committee for a review by making a written request to that effect to the secretary within 30 days of receiving the decision.

The administrative committee must examine the review application at the first regular meeting following its receipt. Before disposing of the application, the administrative committee must inform the candidate of the date of the meeting and of the candidate's right to make submissions at the meeting.

A candidate who wishes to make submissions in person must inform the secretary in writing at least five days before the date set for the meeting. The candidate may, however, send in written submissions at any time before the date set for the meeting.

The decision of the administrative committee is final and must be sent in writing to the candidate by registered mail within 30 days of the date of the decision.

11. This Regulation replaces the Regulation respecting the standards for equivalence of diplomas for the issue of a permit of the Ordre professionnel des technologistes médicaux du Québec, approved by Order in Council 1654-92 dated 11 November 1992.

However, a diploma equivalence application must be decided on the basis of the replaced Regulation if the committee referred to in section 5 of that Regulation has sent a recommendation to the administrative committee of the Order in respect of the application before the date of coming into force of this Regulation.

12. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.