

Regulations and other acts

Gouvernement du Québec

O.C. 623-2006, 28 June 2006

An Act to amend the Act respecting health services and social services and other legislative provisions (R.S.Q., c. S-4.2)

Determination of the deadline by which an institution must establish a watchdog committee

WHEREAS the Act to amend the Act respecting health services and social services and other legislative provisions (2005, c. 32) was assented to on 30 November 2005;

WHEREAS, under sections 91 and 93 of the Act, sections 181.0.1 and 182.0.1 were introduced into the Act respecting health services and social services (R.S.Q., c. S-4.2) to provide for the creation of a watchdog committee by an institution;

WHEREAS, under section 341 of the Act to amend the Act respecting health services and social services and other legislative provisions, several provisions of the Act, including sections 91 and 93, came into force on 1 April 2006;

WHEREAS, under the first paragraph of section 312 of the Act, an institution must establish the watchdog committee not later than 1 July 2006 or at any later date determined by the Government;

WHEREAS the watchdog committees cannot be established by 1 July 2006 as had been provided and it is expedient to set another deadline by which an institution must establish the watchdog committee in accordance with the first paragraph of section 312 of the Act;

WHEREAS 1 April 2007 should be set as that deadline;

IT IS ORDERED, therefore, on the recommendation of the Minister of Health and Social Services:

THAT 1 April 2007 be set as the deadline by which an institution must establish a watchdog committee.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

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Gouvernement du Québec

O.C. 644-2006, 28 June 2006

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

Medical technologists — Professional activities that may be engaged in by medical technology externs

Regulation respecting the professional activities that may be engaged in by medical technology externs

WHEREAS, under paragraph *h* of section 94 of the Professional Code (R.S.Q., c. C-26), the Bureau of a professional order may, by regulation, determine, among the professional activities that may be engaged in by members of the order, those that may be engaged in by the persons or categories of persons indicated in the regulation, in particular persons serving a period of professional training determined pursuant to paragraph *i*, and the terms and conditions on which such persons may engage in such activities;

WHEREAS the Bureau of the Ordre professionnel des technologistes médicaux du Québec made the Regulation respecting the professional activities that may be engaged in by medical technology externs;

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 be 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), a draft of the Regulation was published in Part 2 of the *Gazette officielle du Québec* of 8 March 2006 with a notice that it could be submitted to the Government for approval on the expiry of 45 days 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, in accordance with section 17 of the Regulations Act, a regulation comes into force 15 days after the date of its publication in the *Gazette officielle du Québec* or on any later date indicated in the regulation or in the Act under which it is made or approved;

WHEREAS, under section 18 of that Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that approves it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 18 of that Act, the reason justifying such coming into force must be published with the regulation;

WHEREAS the Government is of the opinion that the urgency due to the following circumstances justifies the coming into force on the date of publication in the *Gazette officielle du Québec*:

— to address the severe shortage of medical technology personnel expected in health institutions during the summer, it is necessary to authorize externs to practise medical technology in order to alleviate the shortage and, to that end, to permit the Ordre professionnel des technologistes médicaux du Québec to determine, as soon as possible, the eligibility of the persons covered by the Regulation;

— the Regulation must come into force quickly for reasons of public interest and public health to enable the health network to maintain, without interruption, its services to the public using medical technology externs to collect venous specimens and in so doing meet the high demand currently being felt in the hospitals;

— with the presence of externs permitting the members of the Ordre professionnel des technologistes médicaux du Québec to engage in activities requiring a high level of expertise, namely the technical validation of analysis results, the measures implemented will prevent delays in the collection of venous specimens and delivery of analysis results and consequently avoid delays in the diagnosis by physicians and in the subsequent treatment of patients;

WHEREAS it is expedient to approve the Regulation with amendments;

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

THAT the Regulation respecting the professional activities that may be engaged in by medical technology externs, attached to this Order in Council, be approved.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

Regulation respecting the professional activities that may be engaged in by medical technology externs

Professional Code
(R.S.Q., c. C-26, s. 94, par. h)

1. The purpose of this Regulation is to determine, from among the professional activities that may be engaged in by medical technologists, those that may be engaged in by medical technology externs, on the terms and conditions set out herein, outside the framework of the program of studies in medical technology.

2. To be authorized to engage in the activities referred to in the first paragraph of section 3, a medical technology extern must

(1) have successfully completed the first two years of a program of studies leading to a diploma giving access to the permit issued by the Ordre professionnel des technologistes médicaux du Québec less than 18 months previously, including the skills involved in “Client intervention” and “Specimen taking”, and provide to the Secretary of the Order an attestation to that effect signed by the program director;

(2) be entered in the register of externs held by the Order;

(3) have completed an integration program of at least 15 days designed to familiarize the extern with the policies and guidelines of the institution within the meaning of the Act respecting health services and social services (R.S.Q., c. S-4.2) or the Act respecting health services and social services for Cree Native persons (R.S.Q., c. S-5) where the extern is engaged in the activities; and

(4) have the required knowledge and skill.

3. A medical technology extern may engage in the following activities, from 15 May to 31 August and 15 December to 20 January, in an institution referred to in paragraph 3 of section 2, if the health status of the patient is not critical, on the condition that the extern does so under the supervision of a medical technologist who is on the premises:

- (1) take specimens ; and
- (2) introduce an instrument, according to a prescription, into a peripheral vein.

When engaging in those activities, a medical technology extern must comply with the rules that apply to medical technologists, in particular the rules relating to ethics and the standards governing the practice of the profession of medical technologist.

4. A medical technology extern must record all interventions in the user's record and sign each entry, adding the abbreviation "M.T. ext."

5. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.