

Medical Radiation and Imaging Technology Act, 2017
Loi de 2017 sur les technologues en radiation médicale et en imagerie médicale

PROPOSED ONTARIO REGULATION
REGISTRATION

DEFINITIONS

1. Unless the context otherwise requires, in this Regulation,

"specialty" means the specialty of radiography, radiation therapy, nuclear medicine, magnetic resonance or diagnostic medical sonography.

GENERAL

2. (1) The following are prescribed as classes of certificates of registration:

1. Specialty.
2. Employment specific — nuclear medicine.
3. **Emergency**.

(2) A specialty certificate of registration shall authorize a member to practise one or more of the following specialties:

1. Radiography.
2. Radiation therapy.
3. Nuclear medicine.
4. Magnetic resonance.
5. Diagnostic medical sonography.

(3) A member may be authorized to practise more than one specialty if the member has satisfied the registration requirements for each specialty.

3. A person may apply for a certificate of registration by submitting a completed application form to the Registrar together with the appropriate fee.

4. (1) The following are registration requirements for a certificate of registration of any class:

1. The applicant must provide details of any of the following that relate to the applicant:
 - i. A finding of guilt for a criminal offence or of any offence related to the regulation of the practice of the profession.
 - ii. A current investigation involving an allegation of professional misconduct, incompetency or incapacity in relation to the profession or another profession, either in Ontario or in another jurisdiction.
 - iii. A proceeding involving an allegation of professional misconduct, incompetency or incapacity in relation to the profession or another profession, either in Ontario or in another jurisdiction.
 - iv. A finding of professional misconduct, incompetency or incapacity in relation to the profession or another profession, either in Ontario or in another jurisdiction.

2. The applicant's past and present conduct must afford reasonable grounds for the belief that the applicant,
 - i. will practise the profession with decency, honesty and integrity, and in accordance with the law,
 - ii. does not have any physical or mental condition or disorder, that could affect their ability to practise the profession in a safe manner, and
 - iii. will display an appropriate professional attitude.
3. The applicant must be able to speak and write either English or French with reasonable fluency.
4. The applicant must be a Canadian citizen or a permanent resident of Canada or authorized under the *Immigration and Refugee Protection Act* (Canada) to engage in the practice of the profession.
5. The applicant must have successfully completed a course in jurisprudence set or approved by the College.

(1.0.1) It is a registration requirement for a certificate of registration of any class that an applicant who, after having applied for but before being issued a certificate, is found guilty of an offence referred to in subparagraph 1 i of subsection (1) or becomes the subject of an investigation described in subparagraph 1 ii of that subsection or a proceeding or finding described in subparagraph 1 iii or iv of that subsection shall immediately inform the Registrar.

(1.1) Despite any other provision in this Regulation, an applicant who makes or permits to be made a false or misleading statement, representation or declaration in or in connection with their application, by commission or omission, shall be deemed, with respect to the application, not to satisfy, and not to have satisfied, the requirements for a certificate of registration in any class.

(2) The following are conditions of a certificate of registration of any class:

1. The member shall provide the College with details of any of the following that relate to the member and that occur or arise after the registration of the member:
 - i. A finding of guilt for any offence, including any criminal offence and any offence related to the regulation of the practice of the profession.
 - ii. A finding of professional misconduct, incompetency or incapacity, in Ontario in relation to another profession or in another jurisdiction in relation to the profession or another profession.
 - iii. An investigation or a proceeding involving an allegation of professional misconduct, incompetency or incapacity, in Ontario in relation to another profession or in another jurisdiction in relation to the profession or another profession.
2. The member shall maintain professional liability insurance or protection against professional liability in accordance with the requirements, if any, set out in the by-laws of the College.

(3) The following are conditions of a specialty certificate of registration:

1. The member shall, within every five-year period after the issuance of the certificate, engage in competent practice as a medical radiation and imaging technologist in at least one of the specialties in which the member holds a certificate of registration, and provide to the College satisfactory evidence of having done so.
2. The member shall practise only in the areas of the profession in which the member is educated and experienced.

SPECIALTY CERTIFICATE OF REGISTRATION

5. (1) The following are registration requirements for a specialty certificate of registration in the specialty being applied for:

1. The applicant must have successfully completed a medical radiation and imaging technology program in the specialty which program was,
 - i. offered in a Canadian institution and was approved by a body or bodies designated by the Council or by the Council itself at the time the applicant successfully completed the program, or
 - ii. subject to paragraph 5, offered outside Canada and considered by the Registration Committee to be substantially similar to, but not equivalent to, a program described in subparagraph i.
2. The applicant must have successfully completed one or more of the examinations set or approved by the Council in the specialty.
3. The applicant must have engaged in clinical practice in the specialty within the five years immediately preceding the date of the application or must have successfully completed a program referred to in paragraph 1 within the five years preceding the date of the application.
4. The applicant must pay the annual fee required by the by-laws and the examination fee.
5. An applicant who has successfully completed a program described in subparagraph 1 ii must also provide the Registration Committee with satisfactory evidence, of a type approved by the Registration Committee and in the form and manner approved by the Registration Committee, as to the applicant's competence to practise in Ontario as a medical radiation and imaging technologist in the specialty.
6. An applicant for a specialty certificate of registration — radiography must comply with all of the requirements of paragraphs 1, 2, 3 and 5 in radiography.
7. An applicant for a specialty certificate of registration — radiation therapy must comply with all of the requirements of paragraphs 1, 2, 3 and 5 in radiation therapy.
8. An applicant for a specialty certificate of registration — nuclear medicine must comply with all of the requirements of paragraphs 1, 2, 3 and 5 in nuclear medicine.
9. An applicant for a specialty certificate of registration — magnetic resonance must comply with all of the requirements of paragraphs 1, 2, 3 and 5 in magnetic resonance.
10. An applicant for a specialty certificate of registration — diagnostic medical sonography must comply with all of the requirements described in paragraphs 1, 2, 3 and 5 with respect to the same area of practice within the specialty of diagnostic medical sonography.

(2) If an applicant successfully completed a medical radiation and imaging technology program in a specialty prior to [date the Regulation comes into force] which program was listed for that specialty in one of Schedules 1, 1.1, 1.2 or 1.3 of Ontario Regulation 866/93 at the time the applicant successfully completed the program, the applicant is deemed to satisfy the requirement set out in subparagraph 1i of subsection (1).

(3) The requirement in paragraph 2 of subsection (1) is non-exemptible.

(4) The requirements in paragraphs 1, 2, 3 and 5 of subsection (1) do not apply to an applicant if,

1. the applicant held an emergency certificate of registration within five years before submitting their application for a specialty certificate of registration,
2. the applicant satisfies the Registrar, or failing that the Registration Committee, that the applicant practised for at least 400 hours while they practised as a member of the emergency class, and

3. the applicant provides the Registrar, or failing that the Registration Committee, with satisfactory evidence, in the form and manner approved by the Registration Committee, from their supervisor confirming the following,
 - i. the number of hours that the applicant practised in the emergency class,
 - ii. the speciality in which the applicant practised those hours, and
 - iii. that while a member of the emergency class, the applicant demonstrated competence to safely practise in Ontario and the speciality in which the supervisor believes the applicant is able to safely and competently practise.
- (5) The requirements in paragraphs 1 and 3 of subsection (4) are non-exemptible.

OUT-OF-PROVINCE CERTIFICATES IN A SPECIALTY

6. (1) Subject to subsection (2), if an applicant already holds an out-of-province certificate that is equivalent to a certificate of registration issued by the College in the specialty being applied for, the applicant is deemed to have met the requirements set out in subsection 5 (1) as applicable to the specialty, but is not deemed to have met the requirement set out in paragraph 4 of that provision.
 - (2) It is a non-exemptible registration requirement that an applicant to whom subsection (1) applies provide one or more certificates or letters or other evidence satisfactory to the Registrar or a panel of the Registration Committee establishing that the applicant is in good standing as a medical radiation and imaging technologist in a particular specialty in every jurisdiction where the applicant holds an out-of-province certificate in that specialty.
 - (3) Without in any way limiting the generality of subsection (2), being in “good standing” with respect to a jurisdiction shall include the fact that the applicant is not the subject of any discipline or fitness to practise order or of any proceeding or ongoing investigation or of any interim order or agreement as a result of a complaint, investigation or proceeding.
 - (4) If an applicant to whom subsection (1) applies is unable to satisfy the Registrar or a panel of the Registration Committee that the applicant has, at any time in the preceding five years immediately before the applicant’s application, engaged in the practice of a specialty to the extent that would be permitted by the certificate of registration for which they are applying, the applicant must meet any further requirement to undertake, obtain or undergo material additional training, experience, examinations or assessments that may be specified by a panel of the Registration Committee.
 - (5) An applicant to whom subsection (1) applies is deemed to have met the requirement of paragraph 3 of subsection 4 (1) if the requirements for the issuance of the applicant’s out-of-province certificate included language proficiency requirements equivalent to those required by that paragraph.
 - (6) Despite subsection (1), an applicant is not deemed to have met a requirement that is described in subsection 22.18 (3) of the Health Professions Procedural Code.

EMPLOYMENT SPECIFIC CERTIFICATE — NUCLEAR MEDICINE

7. (1) No person may apply for an employment specific (nuclear medicine) certificate of registration.
 - (2) The following are conditions of an employment specific (nuclear medicine) certificate of registration:
 1. The member shall practise the profession only within the scope of their employment with the facility specified in the certificate.
 2. The certificate of registration is automatically revoked on the termination of their employment with the facility specified in the certificate.

EMERGENCY CERTIFICATE OF REGISTRATION

7.1 (1) The following are registration requirements for an emergency certificate of registration:

1. The Government of Ontario requests or Council determines it is in the public interest that the College issue emergency certificates of registration to address emergency circumstances.
2. The applicant must have successfully completed a medical radiation and imaging technology program in a specialty in Canada approved by Council or in a jurisdiction approved by Council or the Registration Committee.
3. The applicant must have engaged in clinical practice in the specialty within the five years immediately preceding the date of the application or must have successfully completed a program referred to in paragraph 2 within the five years preceding the date of the application.
4. The applicant must pay the annual fee required by the by-laws.

(2) The requirements in paragraphs 1 and 2 of subsection (1) are non-exemptible.

(3) The following are conditions of an emergency certificate of registration:

1. The member shall practise only in the areas of the profession in which the member is educated.
2. The member shall practise the profession only under the supervision of a member, approved by the Registrar, who holds a specialty certificate of registration in the same area of the profession in which the member of the emergency class is educated.
3. The member shall practise only while identifying themselves as a member of the emergency class.
4. The member shall be restricted to the use of the following titles: "medical radiation and imaging technologist (Emergency)" and its abbreviation "MRIT (Emerg.)".
5. The certificate of registration shall expire one year from the date the certificate was issued, unless extended by the Registrar, provided Council has not determined that the emergency circumstances have ended.
6. The certificate of registration is revoked,
 - i. 90 days after receipt of notice of Council's determination that the emergency circumstances have ended, or
 - ii. immediately if in the opinion of the Registrar or the Registration Committee, it is in the public interest to do so.

(4) The Registrar may extend an emergency certificate of registration for one or more periods, each of which is not to exceed one year, provided Council has not determined that the emergency circumstances have ended.

MISCELLANEOUS

8. (1) A member who uses an abbreviation for the title "medical radiation and imaging technologist" may only use the abbreviation "MRIT".

(2) A member who holds a specialty certificate of registration listed in the first column of the Table to this subsection may use the title and the abbreviation set out opposite to the specialty in the second and third columns of the Table:

Specialty	Title	Abbreviation
Radiography	Medical Radiation Technologist — Radiography	MRT(R)
Radiation Therapy	Medical Radiation Technologist — Radiation Therapy; or Medical Radiation Technologist — Radiation Therapist	MRT(T)

Nuclear Medicine	Medical Radiation Technologist — Nuclear Medicine	MRT(N)
Magnetic Resonance	Medical Radiation Technologist — Magnetic Resonance	MRT(MR)
Diagnostic Medical Sonography	Diagnostic Medical Sonographer	DMS

(3) A member shall not use a title or abbreviation set out in the second or third column of the Table to subsection (2) unless the member holds a specialty certificate of registration listed in the first column of the Table opposite the title or abbreviation.

9. (1) Where the Registrar suspends a member's certificate of registration for failure to pay the annual fee and any applicable penalty, the Registrar may lift the suspension if the former member,

- (a) submits proof, in a form that is satisfactory to the Registrar, of competence as a medical radiation and imaging technologist in one or more of the specialties in the year in which such person wishes to resume practice in Ontario and if such person has not engaged in competent practice in Ontario for a period of five consecutive years, satisfies the Registration Committee by examination or otherwise as to competence to practice in Ontario as a medical radiation and imaging technologist in one or more of the specialties; and
- (b) pays the applicable fees.

(2) Where a member ceases to practice in Ontario, the Registrar may re-register the member as a medical radiation and imaging technologist if the member,

- (a) had provided the Registrar with a resignation in writing during the registration year in which such member ceased to practise;
- (b) submits proof, in a form that is satisfactory to the Registrar, of competence as a medical radiation and imaging technologist in one or more of the specialties in the year in which such person wishes to resume practice in Ontario and, if such person has not engaged in competent practice in Ontario for a period of five consecutive years, satisfies the Registration Committee by examination or otherwise as to competence to practise in Ontario as a medical radiation and imaging technologist in one or more of the specialties; and
- (c) pays the applicable fees.

(3) The specialty referred to in clause (1) (a) or (2) (b) must be the same specialty in which the person held a certificate of registration.

(4) If the person held a certificate of registration in more than one specialty and wishes to resume practice in one or more of the specialties in which they held a certificate of registration, the person must satisfy the requirements of clause (1) (a) or (2) (b), as applicable, in each specialty in which they wish to resume practice.

REVOCATION, TRANSITION AND COMMENCEMENT

10. Ontario Regulation 866/93 is revoked.

11. (1) A person who, immediately before Ontario Regulation 866/93 is revoked, holds a certificate of registration issued under that regulation shall be deemed to be the holder of the corresponding certificate of registration issued under this Regulation, subject to any term, condition or limitation to which the certificate was subject and to any order made under the *Medical Radiation Technology Act, 1991* or the Act.

(2) If an application for a certificate of registration was made, but not finally dealt with, before Ontario Regulation 866/93 was revoked, the requirements set out in that Regulation continue, despite the revocation, to apply to the application and not those set out in this Regulation.

12. This Regulation comes into force on the later to occur of the day the *Medical Radiation and Imaging Technology Act, 2017* is proclaimed in force and the day it is filed.