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CHAIR:

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3rd SESSION, 67th GENERAL ASSEMBLY
Province of Prince Edward Island
5 CHARLES III, 2026

(Bill No. 34)

An Act to Amend the Registered Health Professions Act

Hon. Cory Deagle
Minister of Health and Wellness

GOVERNMENT BILL

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Acting King's Printer
Charlottetown, Prince Edward Island

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Prince Edward Island
Legislative Assembly

AMENDMENTS

ASSEMBLY / SESSION / YEAR
67th General Assembly / 3rd / 2026

BILL NUMBER: **34**

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TITLE: **An Act to Amend the Registered Health Professions Act**

#	SECTION	AMENDMENT	DATE

NOTED:

_____
COMMITTEE CLERK

CERTIFIED CORRECT:

_____
CHAIR, IN COMMITTEE

AN ACT TO AMEND THE REGISTERED HEALTH PROFESSIONS ACT

BILL NO. 34 **2026**

BE IT ENACTED by the Lieutenant Governor and the Legislative Assembly of the Province of Prince Edward Island as follows:

1. (1) Subsections 3(3) and (4) of the *Registered Health Professions Act* R.S.P.E.I. 1988, Cap R-8.01, are amended by the deletion of the words "his or her**" and the substitution of the words "**the Registrar's**".**

(2) Section 3 of the Act is amended by the addition of the following after subsection (4):

Delegation

(5) The Registrar may delegate in writing any of the Registrar's powers and duties under this Act and the regulations to the Deputy Registrar and impose terms or conditions the Registrar considers appropriate on the delegation.

2. Subsection 6(1) of the Act is amended by the deletion of the words "he or she**" and the substitution of the words "**the Minister or Registrar**".**

3. Subsection 10(1) of the Act is amended by the deletion of the words "he or she**" and the substitution of the words "**the person**".**

4. (1) Subsection 11(2) of the Act is amended

(a) by the repeal of clause (a);

(b) in clause (b), by the addition of the words "in accordance with the regulations**" after the word "**English**"; and**

(c) by the repeal of clause (g) and the substitution of the following:

(g) has no outstanding complaints before, or ongoing restrictions or penalties imposed by, a professional regulatory body for misconduct, incompetence or incapacity that, in the opinion of the Registrar, render the applicant unsuitable to practise the regulated health profession pending their conclusion;

(2) Subsection 11(3) of the Act is amended by the deletion of words "clauses (2)(a) to (f)**" and the substitution of the words "**clauses (2)(c) to (f)**".**

5. Subsection 12(2) of the Act is amended by the addition of the following after clause (a):

(a.1) meets the requirements in clauses 11(2)(g) to (j);

6. Subsection 14(1) of the Act is amended by the addition of the following after clause (d):

(d.1) the date and circumstances of the surrender of the registration of the registrant;

7. Clause 15(5)(a) of the Act is amended by the deletion of the words "his or her**" and the substitution of the words "**the registrant's**".**

8. (1) Subsection 16(1) of the Act is amended by the deletion of the words "A registrant may, at least 30 days before his or her registration expires**" and the substitution of the words "**Subject to the regulations, a registrant may, at least 30 days before the registrant's registration expires**".**

(2) Subsection 16(2) of the Act is amended by the deletion of the words "his or her**" and the substitution of the words "**the registrant's**".**

9. (1) Subsection 19(2) of the Act is amended

(a) in the words before clause (a), by the deletion of the words "his or her**" and the substitution of the words "**the applicant's**"; and**

(b) by the repeal of clause (a) and the substitution of the following:

(a) has no outstanding complaints before, or ongoing restrictions or penalties imposed by, a professional regulatory body for misconduct, incompetence or incapacity that, in the opinion of the Registrar, render the applicant unsuitable to practise the regulated health profession pending their conclusion;

(2) Section 19 of the Act is amended by the addition of the following after subsection (3):

Terms or conditions

(4) The Registrar may impose any terms or conditions the Registrar considers appropriate on the registration of an applicant reinstated pursuant to this section.

10. Section 20 of the Act is amended by the addition of the following after subsection (2):

Refusal to renew

(2.1) The Registrar may refuse to renew an applicant's registration where the registration is suspended.

11. The Act is amended by the addition of the following after section 27:

27.1 Duty to self-report

(1) A registrant shall promptly report the circumstances and provide such additional information as is known or available to the registrant to the Registrar, where the registrant

(a) has been charged with or found guilty of an offence, other than a minor traffic or parking violation, in any jurisdiction;

(b) is the subject of a complaint or investigation or has had a finding made against the registrant in respect of professional misconduct, incompetence or a similar matter by another regulatory body;

(c) is the subject of an action or has had a finding made against the registrant in respect of professional negligence or malpractice; or

(d) is affected by an event or circumstance, including a health condition or disorder, that affects or will affect the registrant's ability to practise safely and professionally.

Action by registrar or council

(2) On receipt of a report under subsection (1), the Registrar may take any action the Registrar is authorized to take under the Act or regulations in respect of the registrant.

12. Subsection 32(1) of the Act is amended by the deletion of the words "his or her complaint**" and the substitution of the words "**a complaint**".**

13. (1) Subsection 35(2) of the Act is amended by the addition of the words "or 41(1)(a.1)**" after the words "**clause 34(b)**".**

(2) Subsection 35(5) of the Act is repealed and the following substituted:

No resolution

(5) Where

(a) the investigation committee concludes that mediation is not likely to be successful;

(b) the complaint is not resolved within 60 days of the referral to mediation; or

(c) the investigation committee rejects the proposed resolution of the complaint under clause (3)(a),

the investigation committee shall

(d) where the complaint was referred to mediation under clause 34(b), investigate the complaint or refer the complaint to an investigator for investigation in accordance with section 38; or

(e) where the complaint was referred to mediation under clause 41(1)(a.1), refer the complaint to a hearing committee for a hearing in accordance with subsection 41(4).

14. Subsection 38(4) of the Act is amended by the deletion of the words "he or she**" and the substitution of the words "**the registrant**".**

15. (1) Subsection 41(1) of the Act is amended by the addition of the following after clause (a):

(a.1) refer the complaint to a mediator for mediation in accordance with section 35, if

(i) the investigation committee is satisfied that the referral is appropriate in the circumstances and not contrary to the public interest, and

(ii) the complainant and the respondent agree to participate in mediation;

(2) Subsection 41(4) of the Act is amended

(a) in the words before clause (a), by the deletion of the words "decides to refer a complaint to a hearing committee under clause (1)(c)**" and the substitution of the words "**refers a complaint to a hearing committee under subsection 35(5) or clause (1)(c)**"; and**

(b) by the repeal of clause (c) and the substitution of the following:

(c) serve written notice of and reasons for the referral on the complainant, the respondent and the Registrar.

16. Subsection 42(4) of the Act is repealed and the following substituted:

Consecutive orders

(4) The Registrar may make consecutive orders pursuant to this section in relation to the same conduct of a registrant pending resolution of the complaint.

17. Section 47 of the Act is amended by the addition of the following after subsection (2):

Factors to determine fine

(2.1) A hearing committee shall consider the following factors in determining the amount of a fine imposed under clause (2)(h):

(a) the extent of the registrant's awareness of the fault;

(b) the degree of risk or harm to the client;

(c) the potential further risk to the public;

(d) the potential effect on the registrant's profession;

(e) the potential effect upon the registrant's ability to earn a livelihood;

(f) any restriction or remediation voluntarily undertaken by the registrant;

(g) any other prescribed factor.

18. Subsection 73(1) of the Act is amended

(a) in clause (j), by the addition of the words "and setting out the circumstances in which this requirement is considered to have been met**" after the word "**English**"; and**

(b) in clause (x), by the deletion of the words "his or her**" and the substitution of the words "**the registrant's**".**

EXPLANATORY NOTES

SECTION 1 amends subsections 3(3) and (4) of the Act to replace gendered language with gender-neutral language. It also adds a new subsection 3(5) to the Act providing for the Registrar to delegate powers and duties to the Deputy Registrar.

SECTION 2 amends subsection 6(1) of the Act to replace gendered language with gender-neutral language.

SECTION 3 amends subsection 10(1) of the Act to replace gendered language with gender-neutral language.

SECTION 4 repeals clause 11(2)(a) of the Act, which requires an applicant to be entitled to work in Canada, amends clause 11(2)(b) of the Act to provide for proficiency in English to be determined in accordance with the regulations, and repeals and replaces clause 11(2)(g) of the Act to improve the wording. It also amends subsection 11(3) of the Act to remove clauses 11(2)(a) and (b) from those an applicant with extra-provincial certification is deemed to meet.

SECTION 5 adds a new clause 12(2)(a.1) to the Act, which requires an applicant for special registration to meet the requirements in clauses 11(2)(g) to (j) respecting suitability to practise and professional liability insurance.

SECTION 6 adds a new clause 14(1)(d.1) to the Act, which requires the date and circumstances of the surrender of a registrant's registration to be recorded in the register.

SECTION 7 amends clause 15(5)(a) of the Act to replace gendered language with gender-neutral language.

SECTION 8 amends subsection 16(1) of the Act to make a registrant's ability to renew registration subject to the regulations. It also amends subsection 16(2) of the Act to replace gendered language with gender-neutral language.

SECTION 9 amends subsection 19(2) of the Act to replace gendered language with gender-neutral language and repeal and replace clause (a) to improve the wording. It also adds a new subsection 19(4) to the Act, which provides for the Registrar to impose terms and conditions on a registration reinstated pursuant to the section.

SECTION 10 adds a new subsection 20(2.1) to the Act, which provides for the Registrar to refuse to renew an applicant's registration when it is suspended.

SECTION 11 adds a new section 27.1 to the Act, which imposes a duty on a registrant to self-report specified circumstances that may affect a registrant's suitability to practise and empowers the Registrar to take any action authorized under the Act or regulations.

SECTION 12 amends subsection 32(1) of the Act to replace gendered language with gender-neutral language.

SECTION 13 amends subsection 35(2) of the Act to reflect the addition of a new clause 41(1)(a.1) to the Act respecting mediation. It also repeals and replaces subsection 35(5) of the Act to set out next steps when mediation is not successful, depending on the stage of the discipline process.

SECTION 14 amends subsection 38(4) of the Act to replace gendered language with gender-neutral language.

SECTION 15 adds a new clause 41(1)(a.1) to the Act, which provides the option of mediation following an investigation. It also amends subsection 41(4) of the Act to reflect amendments to subsection 35(5) of the Act and to repeal and replace clause (c) to improve the wording.

SECTION 16 repeals and replaces subsection 42(4) of the Act to provide for consecutive interim orders pending the resolution of a complaint.

SECTION 17 adds a new subsection 47(2.1) to the Act, which sets out factors a hearing committee shall consider when determining the amount of a fine imposed on a respondent.

SECTION 18 amends subsection 73(1) of the Act to further clarify the regulation-making power in clause (j) and replace gendered language with gender-neutral language in clause (x).

(Bill No. 34)

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STAGE:	***DATE:***
1st Reading:	November 3, 2026
2nd Reading:	
To Committee:	
Reported:	
3rd Reading and Pass:	
Assent:	

SIGNATURES:

Honourable Dr. Wassim Salamoun, Lieutenant Governor

Honourable Brad Trivers, Speaker

Joseph Jeffrey, Clerk

Hon. Cory Deagle
Minister of Health and Wellness

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