

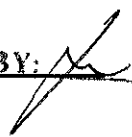
FIFTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



Senate
Office of the Secretary

'11 FEB 28 P 4:32

SENATE
S.B. No. **2722**

RECEIVED BY: 

Introduced by Senator **EDGARDO J. ANGARA**

EXPLANATORY NOTE

The Philippines is globally recognized as a source of the world's medical professionals such as doctors, nurses, physical therapists and medical technologists. As early as 1960, the Philippines has been educating medical technologists for the world health industry who are scientifically and technologically equipped to deliver the full spectrum of Medical Technology services required in modern health care.

Medical technologists from the Philippines are in high demand, thus their training education should be at par with the rest of the world's medical professionals. Philippine schools that offer Medical Technology courses have taken steps to adjust and amend their curriculum in response to advances and current trends in the medical world.

Republic Act 5527, otherwise known as The Medical Technology Act, was enacted in 1969. The law has become obsolete and no longer responds to the current practice of medical technology education.

This bill seeks to create an Board of Medical Technology under the Professional Regulation Commission (PRC). The said Board will be headed by a qualified medical technologist. A Technical Panel in Medical Technology Education under the Commission on Higher Education shall also be created. Further, this bill seeks to introduce Continuing Medical Technology Education and Certification of Phlebotomists.

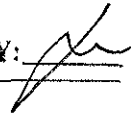
Through this bill, it is hoped that medical technology education in the Philippines will improve, enabling its graduates to become globally competitive and highly skilled. Hence, the passage of this bill is earnestly sought.


EDGARDO J. ANGARA

'11 FEB 28 P4:32

SENATE

Senate Bill No. 2722

RECEIVED BY: 

Introduced by Senator Edgardo J. Angara

AN ACT REGULATING AND MODERNIZING THE PRACTICE OF MEDICAL TECHNOLOGY (MEDICAL LABORATORY SCIENCE) IN THE PHILIPPINES, REPEALING, FOR THIS PURPOSE, REPUBLIC ACT NOS. 5572 AND 6132 AND PRESIDENTIAL DECREE NOS. 498 AND 1534, AND FOR OTHER PURPOSES

Be it enacted by the Senate and the House of Representatives in Congress assembled:

1 SECTION 1. *Title.* – This act shall be known as the “Medical Technology Act of 2011.”

2
3 SECTION 2. *Declaration of Policy.* – The State recognizes the importance of the
4 Medical Technology profession in nation building and development through the portals of
5 healthcare, education and research. Hence, it shall develop and nurture competent, virtuous,
6 productive and well-rounded medical technologists whose standard of practice and service shall
7 be world class.

8
9 Further, the State shall promote, regulate and protect the professional practice of Medical
10 Technology in the Philippines and shall ensure its continued growth and development and the
11 maintenance of high international standards of practice.

12
13 SECTION 3. *Definition of Terms.* – As used in this Act, the following terms shall mean:

14
15 a. Accredited Medical Technology Training Laboratory – Refers to a
16 clinical laboratory duly licensed by the Department of Health and accredited as a
17 training laboratory by the Commission on Higher Education upon
18 recommendation by the Technical Panel in Medical Technology Education or its
19 equivalent.

20
21 b. Accredited Professional Organization – Refers to a national
22 organization, recognized and accredited by the Board, as approved by the
23 Professional Regulation Commission, under which all registered medical

1 technologists whose names appear in the roster of Medical Technologists of the
2 Professional Regulation Commission automatically become members.

3
4 c. Board – Refers to the Board of Medical Technology of the
5 Professional Regulation Commission.

6
7 d. Continuing Medical Technology Education (CMTE) – Refers to
8 the enhancement of knowledge, professional competence and ethical values in the
9 practice of medical technology through mandatory formal classes or training
10 programs administered for medical technologists.

11
12 e. Code of Professional Ethics – Refers to a set of standards relating
13 to the conduct, integrity and moral duties of medical technologists as prescribed
14 and promulgated by the duly accredited professional organization of medical
15 technologists, with the approval of the Board.

16
17 f. Hearing Committee – Refers to a body composed of two (2)
18 Members of the Board and one (1) legal officer. The Hearing Committee shall
19 conduct administrative proceedings for the suspension or revocation of a
20 certificate of registration.

21
22 g. Medical Technology (Medical Laboratory Science) – Refers to the
23 healthcare profession that performs laboratory investigations on the human body
24 or on specimens taken from the human body, the results of which provide
25 information used by physicians or other medical practitioners in relation to
26 healthcare, research, forensics and other related areas.

27
28 Medical Technology may also refer to laboratory investigations on
29 animals in relation to veterinary medicine and agricultural purposes.

30
31 h. Medical Technologist – Refers to a holder of a Bachelor of Science
32 Degree in Medical Technology (Medical Laboratory Science) or Public Health
33 who is duly registered with the Professional Regulation Commission and is
34 qualified to practice Medical Technology.

35
36 A person shall be deemed to be in the practice of Medical Technology
37 within the meaning of this act if such person renders any of the following services
38 for a fee, salary, compensation or reward paid or given directly or indirectly:
39

1. Examination of tissues, secretions and excretions of the human body and other bodily fluids through electronic, chemical, microscopic, microbiologic, hematologic, serologic, immunologic, nuclear, molecular, cytogenetic or other laboratory procedures and techniques, either manual or automated;
2. Blood banking procedures and techniques or other blood transfusion services;
3. Parasitologic, Bacteriologic, Mycologic, Virologic or other microbiologic techniques;
4. Histopathologic or Cytotechnologic techniques;
5. Drug Testing in clinical laboratories;
6. Research involving human beings or animals requiring the use of or application of Medical Technology (Medical Laboratory Science) knowledge and procedures;
7. Preparations and standardization of reagents, standards, stains or others. *Provided*, that such reagents, standards, stains or others are exclusively for the use of the laboratory;
8. Clinical laboratory quality control;
9. Phlebotomy, collection, processing or preservation of specimens;
10. Consultancy in test upgrading, method selection, laboratory equipment planning and troubleshooting where the application of knowledge in medical technology is required;
11. Teaching of professional subjects in Medical Technology;
12. Introduction, demonstration, evaluation, or improvement of clinical laboratory procedures or techniques; and
13. Similar activities to the foregoing where the training, skill and experience of a medical technologist are needed as may be determined under the rules and regulations to be promulgated by the Professional Regulation Commission.

i. Medical Laboratory Technician – Refers to a person certified and registered with the Board as qualified to assist a medical technologist in the practice of Medical Technology as defined under Republic Act No. 5527. The Board shall discontinue the registration of medical laboratory technicians under Republic Act No. 5527 upon the effectivity of this Act. *Provided*, that Medical laboratory technicians registered under Republic Act No. 5527 shall maintain

1 their status as registered medical laboratory technicians. *Provided, further*, that a
2 registered medical technologist occupying the position of a medical laboratory
3 technician shall be rendered an appropriate position and be reclassified as a
4 medical technologist.

5
6 j. Phlebotomist – Refers to a holder of a Bachelor of Science Degree
7 in Medical Technology (Medical Laboratory Science) and who has passed an
8 examination for Phlebotomy given by the Board of Medical Technology of the
9 Professional Regulation Commission. *Provided*, that a registered medical
10 technologist automatically qualifies as a Phlebotomist.

11
12 A Phlebotomist is qualified to perform blood specimen collection and to
13 follow proper procedures of identification, preservation and transport of
14 specimens.

15
16 k. Recognized School of Medical Technology – Refers to any school,
17 college or university which offers a program in Medical Technology (Medical
18 Laboratory Science) approved by the Commission on Higher Education upon the
19 recommendation of the Technical Panel in Medical Technology Education or its
20 equivalent.

21
22 l. Technical Panel in Medical Technology Education – Refers to the
23 Technical Panel in Medical Technology Education reconstituted or organized
24 under the Office of Programs and Standards of the Commission on Higher
25 Education.

26
27 SECTION 4. *Board of Medical Technology.* – There is hereby created a Board of
28 Medical Technology under the Professional Regulation Commission. The Board shall be
29 composed of a Chairman and two (2) members, all of whom are registered medical technologists.
30 The Chairman and the Members of the Board shall be appointed by the President of the Republic
31 of the Philippines (“President”) upon recommendation of the Philippine Regulation Commission
32 and shall serve for a term of three (3) years. The Chairman and the Members of the Board shall
33 hold such office until their successors shall have been appointed and duly qualified. *Provided*,
34 That the incumbent Chairman and Members of the Board shall continue to serve their terms until
35 the expiration of the same.

36
37 For its recommendation, the Philippine Regulation Commission shall submit to the
38 President a list containing at least three (3) names for the appointment of the Chairman or any

1 Member of the Board at least thirty (30) days prior to the expiration of the term of the Chairman
2 or any Member of the Board.

3
4 In case of death, disability or removal for cause of the Chairman or any Member of the
5 Board, his successor shall only serve the balance of his term.

6
7 SECTION 5. *Qualifications of the Chairman and the Members of the Board.* – No person
8 shall be appointed as Chairman or as a Member of the Board unless he is a Filipino Citizen, of
9 good moral character and is a duly registered medical technologist. *Provided*, that the Chairman
10 and the Members of the Board must be members in good standing in their respective accredited
11 national professional organization. *Provided, further*, that the Chairman and the Members of the
12 Board must not be an officer or a director of their respective accredited national professional
13 organization at any time during their appointment.

14
15 The Chairman must have a Masters Degree and should have at least fifteen (15) years of
16 experience as a medical technologist, including at least ten (10) years of clinical laboratory
17 practice. He must be actively practicing his profession as a medical technologist at least five (5)
18 years prior to his appointment.

19
20 A Member of the Board must have at least ten (10) years of experience as a medical
21 technologist, including at least five (5) years of clinical laboratory practice. He must be actively
22 practicing his profession as a medical technologist at least three (3) years prior to his
23 appointment.

24
25 The Chairperson and the Members of the Board shall not, in any way, be professionally
26 connected with the faculty of any Medical Technology school or review center for at least three
27 (3) years prior to their appointment. Further, they shall have no pecuniary interest, directly or
28 indirectly, in any such institution at any time during their appointment.

29
30 SECTION 6. *Compensation of the Members of the Board.* – The Chairman and each
31 Member of the Board shall receive compensation in such amount as the Professional Regulation
32 Commission may determine. *Provided*, that such compensation shall be competitive with the
33 compensation of other professional boards of the Professional Regulation Commission.

34
35 SECTION 7. *Functions and Duties of the Board.* – The following are duties and
36 functions of the Board:

- 37
38 a. Administer and implement the provisions of this Act;

- 1 b. Determine and prepare the questions for the licensure examination for medical
2 technologists;
- 3 c. Regulate the practice of the profession in accordance with professional
4 regulatory law;
- 5 d. Administer oaths in connection with the administration of this Act;
- 6 e. Issue, suspend or revoke certificates of registration of medical laboratory
7 technicians;
- 8 f. Look into conditions affecting the practice of medical technology in the
9 Philippines and, whenever necessary, adopt such measures as may be deemed
10 proper for the maintenance of good ethics and standards in the practice of
11 medical technology;
- 12 g. Investigate violations of this Act or of the rules and regulations issued
13 hereunder. For this purpose, the Board may issue *subpoenas* and *subpoenas*
14 *duces tecum*;
- 15 h. Draft such rules and regulations as may be necessary to carry out the
16 provisions of this Act;
- 17 i. Prescribe the qualifications and training of medical technologists with regard
18 to special fields of the profession and to supervise their special examination to
19 be conducted by the professional organization of medical technologists
20 accredited by the Professional Regulation Commission;
- 21 j. Formulate and recommend the approval of refresher courses for applicants
22 who fail to pass the Board Examinations for the third time;
- 23 k. Determine and prepare the questions for the certification examination of
24 Phlebotomists; and
- 25 l. Such other functions as may be prescribed by the Professional Regulation
26 Commission, in accordance with existing laws governing the Commission.

27
28 SECTION 8. *Removal of the Board Members.* - The Chairman or any Member of the
29 Board may be removed by the President for neglect of duty, incompetence, malpractice or
30 unprofessional, unethical, immoral or dishonorable conduct after having been given an
31 opportunity to defend himself in a proper administrative proceeding. *Provided*, that pending the
32 resolution of the administrative proceeding, the President shall have the power to indefinitely
33 suspend the Chairman or any Member of the Board under investigation and appoint a temporary
34 member in his place.

35
36 SECTION 9. *Licensure Examinations.* - Except as otherwise specifically allowed under
37 the provisions of this Act, all applicants for registration as medical technologists shall be

1 required to undergo a written examination which shall be given by the Board semi-annually
2 during the months of May and November in such places as the Board may deem proper.

3
4 The examination for Phlebotomy Certification shall be given by the Board annually
5 during the month of September in such places as the Board may deem proper.

6
7 SECTION 10. *Qualifications for Admission to the Licensure Examination.* – Every
8 applicant for examination under this Act shall, at least thirty (30) days prior to the date of the
9 examination, furnish the Board satisfactory proof that he:

- 10
11 a. Is in good health and is of good moral character;
12 b. Is a holder of a Bachelor of Science Degree in Medical Technology (Medical Science
13 Technology) or Public Health from a recognized school, college or university.
14 *Provided*, that a holder of a Bachelor of Science Degree in Public Health should have
15 complied with the standards as stipulated in the Policies, Standards and Guidelines
16 for Medical Technology education;
17 c. Has paid the required examination fees as may be determined by the Professional
18 Regulation Commission; and
19 d. Has complied with other requirements that the Board of the Professional Regulation
20 Commission may prescribe.

21
22 SECTION 11. *Scope of Examination.* – The examination questions shall cover the
23 following subjects and shall be accorded the respective weights:

24

Clinical Chemistry	: 20%
Microbiology & Parasitology	: 20%
Hematology	: 20%
Blood Banking, Immunohematology, Immunology & Serology	: 20%
Clinical Microscopy (Urinalysis and Other Bodily Fluids)	: 10%
Histopathologic and Cytologic Techniques, Laboratory Management, Medical Technology Law, Related Laws and their implementing Rules and the Code of Ethics	: 10%

25
26 The Board shall prepare the schedule of subjects for examination and submit the same to
27 the Commissioner of the Professional Regulation Commission for publication. The Board shall
28 compute the general average of each examinee according to the above-mentioned relative
29 weights of each subject. *Provided*, that the Board may change, add to and remove from the list of
30 subjects or weights above as progress in the science of Medical Technology may require.
31 *Provided, further*, that any change, addition, removal or modification of the subjects or weights
32 shall be subject to the prior approval of the Professional Regulation Commission.

1
2 SECTION 12. *Report of Rating.* – The Board shall, after the date of completion of the
3 examination, report the result thereof for the approval of the Commissioner of the Professional
4 Regulation Commission within the time limit and guidelines set by the Professional Regulation
5 Commission.

6
7 SECTION 13. *Ratings in the Examination.* – In order to pass the examination, a
8 candidate must obtain a general average of at least seventy-five percent (75%) in the written test,
9 with no rating below fifty percent (50%) in any of the subjects. An applicant who has failed the
10 examinations in at least three (3) attempts shall not be qualified to take further examinations until
11 such applicant shall have completed a refresher course in accordance with the rules prescribed by
12 the Board.

13
14 SECTION 14. *Oath Taking.* – All successful examinees shall be required to take a
15 professional oath before the Board prior to entering upon the practice of medical technology in
16 the Philippines.

17
18 SECTION 15. *Issuance of Certificate of Registration.* – Every applicant who has
19 satisfactorily passed the required examination for medical technologists shall be issued a
20 certificate of registration. All certificates shall be signed by the Chairman and the Members of
21 the Board and by the Commissioner of the Professional Regulation Commission. The duly
22 registered medical technologist shall be required to display his certificate of registration and
23 Professional Regulation Commission identification card in the place where he works.

24
25 The Board shall refuse to issue a certificate of registration to any person convicted by a
26 court of competent jurisdiction of any criminal offense involving moral turpitude, or who has
27 committed immoral, dishonorable or dishonest conduct, or is of unsound mind, or is suffering
28 from an incurable and communicable disease. In the event of the Board's refusal to issue a
29 certificate of registration, it shall issue a written statement to the applicant, setting forth the
30 reason for its action. The statement issued by the Board shall be incorporated in its records.

31
32 SECTION 16. *Fees.* – The fees to be paid by each applicant for the issuance of a new
33 certificate of registration, for the replacement of a lost, destroyed or mutilated certificate of
34 registration, or for the issuance or replacement of Professional Regulation Commission
35 identification cards shall be in accordance with the fees established by the Professional
36 Regulation Commission.

1 SECTION 17. *Revocation or Suspension of Certificates of Registration.* – The revocation
2 or suspension of a certificate of registration may only be made after the completion of an
3 administrative proceeding conducted by the hearing committee composed of at least two (2)
4 members of the Board and one (1) legal officer. *Provided*, that the existing rules of evidence
5 shall be observed during the administrative proceeding; *Provided, further*, that the person whose
6 certificate of registration is sought to be revoked or suspended shall be entitled to be represented
7 by counsel, to have a speedy, impartial and public proceeding, to confront the witnesses against
8 him and to all other rights guaranteed by the Constitution.

9
10 The Board may, after giving proper notice and hearing to the party concerned, reprimand
11 an erring medical technologist, revoke or suspend his certificate of registration for violating any
12 provision of this Act, any rules or regulations issued pursuant to this Act or for unprofessional
13 conduct, malpractice, incompetency, gross ignorance or gross negligence in the practice of
14 medical technology.

15
16 The hearing committee may, by a majority vote, impose the penalty of revocation,
17 suspension or reprimand. *Provided*, that the suspension of the certificate of registration shall not
18 exceed two (2) years.

19
20 When the penalty of suspension or revocation is imposed by the hearing committee the
21 medical technologist shall be required to surrender his certificate of registration within thirty (30)
22 days after the decision becomes final. Should a medical technologist fail to surrender his
23 certificate of registration within the said period, the Board may disqualify him perpetually from
24 the practice of medical technology. The suspension shall run from the date of such surrender.

25
26 SECTION 18. *Appeal* – The revocation or suspension of a certificate of registration
27 made by the hearing committee may be appealed primarily and exclusively to the Professional
28 Regulation Commission. The decision of the Professional Regulation Commission may be
29 elevated to the Court of Appeals in accordance with the Rules of Court.

30
31 SECTION 19. *Reissuance or Reinstatement of a revoked or suspended Certificate of*
32 *Registration.* – The Board may reissue a revoked certificate of registration upon the application
33 of the medical technologist whose certificate of registration was revoked. *Provided*, that the
34 reissuance of a revoked certificate of registration may only be made for proper and sufficient
35 reasons. *Provided, further*, that no revoked certificate of registration may be reissued within one
36 (1) year from the date it was surrendered by the medical technologist whose certificate of
37 registration was revoked.

1 The suspension of a certificate of registration shall be automatically lifted upon the
2 expiration of the period of suspension. Said certificate of registration shall be reinstated to the
3 medical technologist concerned upon request.

4
5 The reissuance or reinstatement of the certificate of registration shall be without prejudice
6 to further actions by the Board for a violation of any provision of this Act, its implementing rules
7 or regulations or any condition imposed by the Board upon the medical technologist during the
8 period of revocation or suspension.

9
10 SECTION 20. *Roster of Medical Technologist.* – A roster of Medical Technologist shall
11 be prepared annually by the Secretary of the Board. This roster shall contain the name, address
12 and citizenship of each registered medical technologist, the date of registration or issuance of the
13 certificate of registration and any other pertinent data. The roster shall be open to public
14 inspection, and copies thereof shall be placed on file in the Professional Regulation Commission,
15 and furnished to other offices, private or governmental and to the public, upon request.

16
17 SECTION 21. *Medical Technology (Medical Laboratory Science) Education.* – The Medical
18 Technology (Medical Laboratory Science) course shall be at least four years, as stipulated in the
19 Commission on Higher Education’s Policies, Standards and Guidelines. Said course shall be
20 composed of general education, core and professional courses, and a satisfactory internship
21 program in accredited training laboratories. It shall include the following professional subjects:

- 22
23 a. Hematology;
24 b. Clinical Chemistry;
25 c. Microbiology;
26 d. Parasitology;
27 e. Blood Banking/Immunohematology;
28 f. Serology/Immunology;
29 g. Clinical Microscopy;
30 h. Histopathology & Cytology;
31 i. Laboratory Management; and
32 j. Medical Technology Laws & Ethics

33
34 The Technical Panel in Medical Technology Education (“TPMTE”) is hereby authorized
35 to change, remove from or add to the subjects listed, subject to the approval of the Commission
36 on Higher Education.

1 SECTION 22. *Creation and Composition of Technical Panel in Medical Technology*
2 *Education (TPMTE).* – There is hereby established a Technical Panel in Medical Technology
3 Education under the Commission on Higher Education – Office of Programs and Standards
4 (CHED-OPS). The TPMTE shall be composed of the following members:

- 5
- 6 a. The President of the Philippine Association of Schools of Medical
7 Technology and Hygiene (PASMETH), who shall be the Chairman;
 - 8 b. The President of the Philippine Association of Medical Technologists, Inc.
9 (PAMET);
 - 10 c. A representative from the Board of Medical Technology/ Professional
11 Regulation Commission;
 - 12 d. A representative from PAMET; and
 - 13 e. A representative from PASMETH
- 14

15 The TPMTE shall be supported by a secretariat and staff.

16

17 SECTION 23. *Functions of TPMTE.* – The TPMTE shall assist the Commission on
18 Higher Education in setting Policies, Standards and Guidelines for the Medical Technology
19 Program. It may also assist in its implementation, including monitoring and evaluation.

20

21 The functions of the TPMTE are as follows:

22

- 23 a. To recommend the minimum curriculum required for the course of medical
24 technology;
- 25 b. To determine and prescribe the number of students that will be allowed to take
26 the medical technology course in each school, taking into account the student-
27 instructor ratio and the availability of facilities for instruction;
- 28 c. To recommend the closure of medical technology schools which are found to
29 be substandard;
- 30 d. To require all medical technology schools to submit an annual report,
31 including the total number of students and instructors, a list of facilities
32 available for instruction, a list of their recent graduates and new
33 administrations, on or before the month of June;
- 34 e. To inspect, whenever necessary, the different medical technology schools in
35 the country in order to determine whether a high standard of education is
36 maintained in said instructions;
- 37 f. To promulgate, prescribe and enforce such rules and regulations as may be
38 necessary for the proper implementation of the foregoing functions.

1
2 SECTION 24. *Accreditation of Schools of Medical Technology and of Training*
3 *Laboratories.* – The Commission on Higher Education, through TPMTE, shall approve schools
4 of Medical Technology and accredit laboratories for training of students in accordance with the
5 provisions of this Act. The laboratories shall show satisfactory evidence that they possess
6 qualified personnel and are properly equipped to carry out laboratory procedures commonly
7 required in the following fields: Clinical Chemistry, Microbiology, Serology, Parasitology,
8 Hematology, Blood Banking, Clinical Microscopy, and Histopathologic Techniques, and that the
9 scope of activities of said laboratories offer sufficient training in said laboratory procedures.
10

11 SECTION 25. *Studies for Medical Technology Manpower Needs, Production,*
12 *Utilization and Development.* - The Board, in coordination with the accredited professional
13 organization and appropriate government and private agencies shall initiate, undertake and
14 conduct studies on health, human resources production, utilization and development.
15

16 SECTION 26. *Accredited Professional Organization.* – All registered medical
17 technologists whose names appear in the roster of the Professional Regulation Commission shall
18 automatically become members of a national, accredited professional organization of registered
19 and licensed medical technologists. For this purpose, the Board shall only recognize and accredit
20 one national organization for registered and licensed medical technologists, subject to the
21 approval by the Professional Regulation Commission. Members of the said accredited
22 professional organization shall receive benefits and privileges appurtenant thereto upon payment
23 of the required fees and dues. Membership in the accredited professional organization shall not
24 be a bar to membership in any other association of allied health professionals.
25

26 SECTION 27. *Continuing Medical Technology Education (CMTE).* – There shall be a
27 program of Continuing Medical Technology Education (CMTE) conducted by the accredited
28 professional organization and other CMTE providers to enhance and maintain the proficiency of
29 its members on current medical technology procedures and techniques.
30

31 All Registered medical technologists shall abide by the requirements, rules and
32 regulations on CMTE which shall be promulgated by the Board, subject to the approval of the
33 Professional Regulation Commission. For this purpose, a CMTE Council is hereby created to
34 implement the CMTE Program.
35

36 SECTION 28. *Medical Technology Training and Education Program.* – Upon the
37 effectivity of this Act, the Board in coordination with the accredited professional organization
38 shall develop training and education programs in order to upgrade the level of skill and

1 competence of medical technologists. A medical technologist shall be required to undergo a
2 medical technology training and education program every three (3) years beginning from the
3 issuance of his certificate of registration.

4
5 SECTION 29. *Salary.* – In order to enhance the general welfare, commitment to service
6 and professionalism of medical technologists, the minimum base pay of a registered medical
7 technologist should not be lower than an amount equivalent to Salary Grade 15 under Republic
8 Act No. 6758 or the “Compensation and Classification Act of 1989”.

9
10 SECTION 30. *Foreign Reciprocity* – No foreigner shall be admitted to an examination,
11 be given a certificate of registration or be entitled to any of the rights or privileges under this Act
12 unless the country or state of which he is a subject or a citizen permits Filipino medical
13 technologists to practice within its territorial limits on the same basis as the subjects or citizens
14 of said country or state.

15
16 SECTION 31. *Inhibition Against the Practice of Medical Technology.* – No person shall
17 practice or offer to practice medical technology as defined in this Act without having previously
18 obtained a valid certificate of registration from the Board. *Provided,* that a certificate of
19 registration shall not be required from the following:

- 20
21 a. Duly registered physicians;
- 22 b. Medical technologists from other countries called for consultation or as
23 visiting or exchange professors to colleges or universities: *Provided,* That
24 their practice of medical technology within the country is limited to their
25 performance of the said function; and
- 26 c. Medical technologists in the service of the Armed Forces of the United States
27 of America who are stationed in the Philippines and are rendering services as
28 such for members of the said armed forces only.

29
30 SECTION 32. *Penal Provisions.* – Without prejudice to the provisions of the Medical
31 Act of 1959, as amended, relating to the illegal practice of medicine, the following shall be
32 punished by a fine of not less than two thousand pesos (P2,000.00) nor more than five thousand
33 pesos (P5,000.00), or imprisonment for not less than six (6) months nor more than two (2) years,
34 or both, in the discretion of the court:

- 35
36 a. Any person who shall practice Medical Technology in the Philippines without
37 being registered or exempted from registration in accordance with the
38 provisions of this Act;

- 1 b. Any medical technologist who shall knowingly make a fraudulent laboratory
2 report;
- 3 c. Any person presenting or attempting to use as his own, the certificate of
4 registration of another;
- 5 d. Any person who shall give any false or fraudulent evidence of any kind to the
6 Board or any member thereof in obtaining a certificate of registration as a
7 medical technologist;
- 8 e. Any person who shall impersonate any registrant;
- 9 f. Any person who shall attempt to use a revoked or suspended certificate of
10 registration;
- 11 g. Any person who shall, in connection with his name or otherwise, assume, use
12 or advertise any title or description tending to convey the impression that he is
13 a medical technologist without holding a valid certificate of registration;
- 14 h. Any person or corporate body who shall allow a non-registered medical
15 technologist/medical laboratory technician under his employment to engage in
16 the practice of medical technology or recommend the appointment of anyone
17 to the position of a medical technologist/medical laboratory technician while
18 knowing that he is not registered as such;
- 19 i. Any person or corporate body who shall violate any provision of this Act or
20 any rules or regulations issued pursuant to this Act.
- 21

22 SECTION 33. *Enforcement of this Act.* – It shall be the primary duty of the Professional
23 Regulation Commission and the Board to effectively implement this Act. Any law enforcement
24 agency and officers, employees and agents of national, provincial, city or municipal governments
25 shall, upon the call or request of the Professional Regulation Commission or the Board, render
26 assistance in enforcing the provisions of this Act and to prosecute any persons violating the
27 same.

28

29 SECTION 34. *Appropriations.* – The Chairperson of the Professional Regulation
30 Commission shall include in the Commission's program the funding requirements for the
31 implementation of this Act. Thereafter, the amount necessary for the continued implementation
32 of this Act shall be included in the General Appropriations Act.

33

34 SECTION 35. *Rules and Regulations.* Within ninety (90) days after the effectivity of this
35 Act, the Board and the Professional Regulation Commission, in coordination with the accredited
36 professional organization, the Department of Health, the Department of Budget and Management
37 and other concerned agencies, shall formulate such rules and regulations necessary to carry out

1 the provisions of this Act. The implementing rules and regulations shall be published in the
2 Official Gazette or in any newspaper of general circulation.

3
4 SECTION 36. *Separability Clause* – Should any provision herein be declared
5 unconstitutional, the same shall not affect the validity of the other provisions of this Act.

6
7 SECTION 37. *Repealing Clause* – Republic Act Nos. 5572 and 6132, Presidential Decree
8 Nos. 498 and 1534, and all other laws, presidential decrees, executive orders, rules and
9 regulations inconsistent with the provisions of this Act are hereby repealed, amended or modified
10 accordingly.

11
12 SECTION 38. *Effectivity* – This Act takes effect fifteen (15) days after its publication in
13 at least two (2) newspapers of general circulation.

14
15 Approved,