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## Part 2

# LAWS AND REGULATIONS

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### **Summary**

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Regulation respecting the *Gazette officielle du Québec*, section 4

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### Regulations and other Acts

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## Regulations and other Acts

Gouvernement du Québec

### O.C. 1001-2022, 15 June 2022

Education Act  
(chapter I-13.3)

#### Computation of the amount for financing the local needs of school service centres for the 2022-2023 school year

Computation of the amount for financing the local needs of school service centres for the 2022-2023 school year

WHEREAS, under the first paragraph of section 455.1 of the Education Act (chapter I-13.3), the Government must, by regulation, prescribe the method for computing the amount for financing local needs for a school service centre and the method must make it possible to determine basic financing and financing that takes the number of students into account;

WHEREAS, under section 12 of the Regulations Act (chapter R-18.1), a proposed regulation may be made without having been published in accordance with section 8 of that Act if the authority making it is of the opinion that the fiscal nature of the norms it establishes, amends or repeals so warrants;

WHEREAS, under section 13 of that Act, the reason justifying the absence of such publication must be published with the regulation;

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 has made it is of the opinion that the fiscal nature of the norms it establishes, amends or repeals so warrants;

WHEREAS the Government is of the opinion that the fiscal nature of the norms established by the Regulation warrants the absence of prior publication and such coming into force;

IT IS ORDERED, therefore, on the recommendation of the Minister of Education:

THAT the Regulation respecting computation of the amount for financing the local needs of school service centres for the 2022-2023 school year, attached to this Order in Council, be made.

YVES OUELLET  
*Clerk of the Conseil exécutif*

#### Regulation respecting computation of the amount for financing the local needs of school service centres for the 2022-2023 school year

Education Act  
(chapter I-13.3, s. 455.1)

**1.** This Regulation sets out the method for computing the amount for financing a school service centre's local needs for the 2022-2023 school year.

**2.** The basic financing of a school service centre and the per-student financing are indexed by 0.05%.

The basic financing of a school service centre is therefore set at \$261,294 and the per-student financing is set at \$871.01 or, if the allowable number of students is less than 1,000, at \$1,132.99.

**3.** The allowable number of students for the purpose of the per-student financing referred to in section 2 is determined by

(1) calculating the number of 4-year-old preschool students who may be taken into account, by

(a) multiplying by 1.00 the number of students legally enrolled for a minimum of 144 half days, but for less than 180 days, on 30 September 2021 in the schools under the jurisdiction of the school service centre;

(b) multiplying by 1.80 the number of students legally enrolled for a minimum of 180 days on 30 September 2021 in the schools under the jurisdiction of the school service centre, except students referred to in paragraph 7;

(c) adding the products obtained under subparagraphs a and b;

(2) calculating the number of 5-year-old preschool students who may be taken into account, by multiplying by 1.80 the number of such students legally enrolled for a minimum of 180 days on 30 September 2021 in the schools under the jurisdiction of the school service centre, except students referred to in paragraphs 7 and 8;

(3) calculating the number of elementary school students who may be taken into account, by multiplying by 1.55 the number of such full-time students legally enrolled on 30 September 2021 in the schools under the jurisdiction of the school service centre, except students referred to in paragraphs 7 and 9;

(4) calculating the number of secondary school students who may be taken into account, by multiplying by 2.40 the number of such full-time students legally enrolled on 30 September 2021 in the schools under the jurisdiction of the school service centre, except students referred to in paragraphs 7 and 10. Students admitted, following Secondary 3, to a program of study leading to a secondary school vocational diploma who pursue their general education concurrently with their vocational studies may not be taken into account for the purposes of this paragraph;

(5) calculating the number of students admitted to a program of study leading to a secondary school vocational diploma or to an attestation of vocational specialization who may be taken into account under paragraph 1 of section 4, by multiplying by 3.40 the sum of the following numbers:

(a) the number of students enrolled full-time, including the conversion into full-time students of those enrolled part-time, in a program of study leading to a secondary school vocational diploma, except students referred to in subparagraph *b*, or to an attestation of vocational specialization, legally enrolled during the 2020-2021 school year in the vocational training centres under the jurisdiction of the school service centre and that were then recognized by the Minister for the purposes of budgetary rules;

(b) the number of full-time students calculated in accordance with paragraph 2 of section 4 who were admitted, following Secondary 3, to a program of study leading to a secondary school vocational diploma who pursue their general education concurrently with their professional studies, legally enrolled on 30 September 2020 in the vocational training centres under the jurisdiction of the school service centre and that were then recognized by the Minister for the purposes of budgetary rules;

(c) the number of new places available to welcome students in vocational training centres under the jurisdiction of the school service centre during the 2022-2023 school year, those places having been authorized by the Minister within the framework of the allocation for the addition or the rearrangement of space for vocational training provided for in the budgetary rules for one or more vocational programs of study;

(6) calculating the number of students admitted to adult education services, by multiplying by 2.40 the number of full-time students calculated in accordance with paragraph 2 of section 4 who may be taken into account for the 2022-2023 school year in accordance with the Schedule to this Regulation;

(7) calculating the number of handicapped 4-year-old and 5-year-old preschool, elementary school and secondary school students who may be taken into account, by multiplying by 6.40 the number of such full-time students legally enrolled on 30 September 2021 in the schools under the jurisdiction of the school service centre;

(8) calculating the number of 5-year-old preschool students enrolled in welcoming classes and francization classes who may be taken into account, by multiplying by 2.25 the number of such full-time students legally enrolled on 30 September 2021 in the schools under the jurisdiction of the school service centre, except students referred to in paragraph 7;

(9) calculating the number of elementary school students enrolled in welcoming classes and francization classes who may be taken into account, by multiplying by 2.40 the number of such full-time students legally enrolled on 30 September 2021 in the schools under the jurisdiction of the school service centre, except students referred to in paragraph 7;

(10) calculating the number of secondary school students enrolled in welcoming classes and francization classes who may be taken into account, by multiplying by 3.40 the number of such full-time students legally enrolled on 30 September 2021 in the schools under the jurisdiction of the school service centre, except students referred to in paragraph 7;

(11) calculating the number of preschool and elementary school students enrolled in school day care services who may be taken into account in accordance with paragraph 3 of section 4, by multiplying by 0.05 the number of such students;

(12) calculating the number of students enrolled in the school service centre's student transportation services who may be taken into account in accordance with paragraph 4 of section 4, by

(a) multiplying by 0.75 the number of students enrolled on 30 September 2019 or on 30 September 2021, whichever is greater, in a transportation service employing vehicles used exclusively to transport such students;

(b) multiplying by 0.40 the number of students enrolled on 30 September 2019 or on 30 September 2021, whichever is greater, in a transportation service employing vehicles that have specific public transit routes and are not reserved exclusively to transport such students;

(c) adding the products obtained under subparagraphs *a* and *b*;

(13) adding the numbers obtained under paragraphs 1 to 12.

**4.** For the purposes of section 3,

(1) students admitted to a program of study leading to a secondary school vocational diploma or to an attestation of vocational specialization who may be taken into account by a school service centre for the purposes of subparagraphs *b* and *c* of paragraph 5 of section 3 are students who were admitted to a vocational training centre under the jurisdiction of the school service centre to receive educational services in vocational training, in vocational education programs authorized in accordance with the first paragraph of section 467 of the Education Act;

(2) the number of full-time students calculated for the purposes of subparagraphs *b* and *c* of paragraph 5 and paragraph 6 of section 3 is obtained by adding the number of students enrolled full-time who participate in the minimum number of hours of activities prescribed by the basic school regulation applicable to them and the number of students enrolled part-time converted into a number of full-time students by

(a) using the following equation to calculate the proportion of full-time attendance per student enrolled part-time:

$$\frac{\text{the student's number of hours of activities per school year}}{\text{the minimum number of hours of activities per school year prescribed by the basic school regulation applicable to the student}}$$

(b) adding, for each of the categories of students referred to in paragraphs 1 to 10 of section 3, the proportions obtained under subparagraph *a*;

(3) students who may be taken into account by a school service centre for the purposes of paragraph 11 of section 3 are 4-year-old and 5-year-old preschool students and elementary school students enrolled on 30 September 2019 or 30 September 2021, whichever number is greater, in the day care services of the school service centre for a minimum of 2 periods per day, at least 3 days per week;

(4) students who may be taken into account by a school service centre for the purposes of paragraph 12 of section 3 are students for whom the school service centre provides transportation at the beginning and end of classes each day.

**5.** The allowable number of students determined under section 3 must be adjusted by adding the number of additional students calculated in accordance with the second paragraph to take into account the reduction in the school population.

The number of additional students is determined by

(1) calculating the number of students who may be taken into account for the purpose of calculating the reduction in the number of students at every level of education by

(a) multiplying by 0.99 the total of the numbers obtained for the 2021-2022 school year under paragraphs 2 to 4 and 7 to 10 of section 3 of the Regulation respecting computation of the amount for financing the local needs of school service centres for the 2021-2022 school year (chapter I-13.3, r. 2.2), to which is added, where applicable, the number obtained under subparagraph 1 of this paragraph for the same school year;

(b) subtracting from the product obtained under subparagraph *a*, the sum of the numbers obtained under paragraphs 2 to 4 and 7 to 10 of section 3 of this Regulation for the 2022-2023 school year, as they read taking into account the application of section 6, if applicable;

(2) calculating the number of 5-year-old preschool students and elementary school students who may be taken into account for the purpose of calculating the reduction in the number of students by

(a) multiplying by 0.99 the number of 5-year-old preschool students and elementary school students determined for the 2021-2022 school year under paragraphs 2, 3, 7, 8 and 9 of section 3 of the Regulation respecting

computation of the amount for financing the local needs of school service centres for the 2021-2022 school year (chapter I-13.3, r. 2.2) to which is added, where applicable, the number obtained under subparagraph 2 of this paragraph for the same school year;

(b) subtracting from the product obtained under subparagraph *a*, the total of the numbers of 5-year-old preschool students and elementary school students obtained under paragraphs 2, 3, 7, 8 and 9 of section 3 for the 2022-2023 school year, as they read taking into account the application of section 6, if applicable;

(3) calculating the number of secondary school students who may be taken into account for the purpose of calculating the reduction in the number of students by

(a) multiplying by 0.99 the number of secondary school students determined for the 2021-2022 school year under paragraphs 4, 7 and 10 of section 3 of the Regulation respecting computation of the amount for financing the local needs of school service centres for the 2021-2022 school year (chapter I-13.3, r. 2.2), to which is added, where applicable, the number obtained under subparagraph 3 of this paragraph for the same school year;

(b) subtracting from the product obtained under subparagraph *a*, the total number of secondary school students determined under paragraphs 4, 7 and 10 of section 3 for the 2022-2023 school year, taking into account the application of section 6, if applicable;

(4) subtracting from the sum of the numbers obtained under subparagraphs 2 and 3, the number obtained under subparagraph 1 and multiplying by 0.37 the resulting number;

(5) adding the numbers obtained under subparagraphs 1 and 4.

In the operations prescribed by this section, when a number is lower than zero, it is deemed to be zero.

**6.** Where the total number of full-time students determined under paragraphs 2 to 4 and 7 to 10 of section 3 of this Regulation exceeds by 200 or 2% the total number of full-time students determined for the 2021-2022 school year under paragraphs 2 to 4 and 7 to 10 of section 3 of the Regulation respecting computation of the amount for financing the local needs of school service centres for the 2021-2022 school year (chapter I-13.3, r. 2.2) and is at least 200 or 2% lower than the total number of full-time students in the categories referred to in paragraphs 2, 3, 4 and 7 to 10 of section 3 of this Regulation, established

according to the Minister's school enrolment estimates for the 2022-2023 school year, paragraphs 2 to 4 of section 3 of this Regulation are to be read as follows:

“(2) calculating the number of 5-year-old preschool students who may be taken into account, by multiplying by 1.80 the number of such full-time students, established according to the Minister's school enrolment estimates for the 2022-2023 school year, except students referred to in paragraphs 7 and 8;

(3) calculating the number of elementary school students who may be taken into account, by multiplying by 1.55 the number of such full-time students, established according to the Minister's school enrolment estimates for the 2022-2023 school year, except students referred to in paragraphs 7 and 9;

(4) calculating the number of secondary school students who may be taken into account, by multiplying by 2.40 the number of such full-time students, established according to the Minister's school enrolment estimates for the 2022-2023 school year, except students referred to in paragraphs 7 and 10;”.

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

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