



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-EIGHTH LEGISLATURE

Bill 51

(2007, chapter 31)

**An Act to amend the Act respecting the
Régie de l'assurance maladie du Québec,
the Health Insurance Act and the Act
respecting health services and social
services**

Introduced 14 November 2007

Passed in principle 22 November 2007

Passed 5 December 2007

Assented to 13 December 2007

EXPLANATORY NOTES

This bill amends the Act respecting the Régie de l'assurance maladie du Québec, the Health Insurance Act and the Act respecting health services and social services to allow the Régie de l'assurance maladie du Québec to establish and keep up to date a register of health and social service providers and, to that end, to collect the information needed to constitute the register and communicate the information to certain persons.

The purpose of the register is to establish the unique identification of health and social service providers within the framework, in particular, of the introduction of the regional information storage services provided for in the Act respecting health services and social services.

LEGISLATION AMENDED BY THIS BILL:

- Health Insurance Act (R.S.Q., chapter A-29);
- Act respecting the Régie de l'assurance maladie du Québec (R.S.Q., chapter R-5);
- Act respecting health services and social services (R.S.Q., chapter S-4.2).

Bill 51

AN ACT TO AMEND THE ACT RESPECTING THE RÉGIE DE L'ASSURANCE MALADIE DU QUÉBEC, THE HEALTH INSURANCE ACT AND THE ACT RESPECTING HEALTH SERVICES AND SOCIAL SERVICES

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

ACT RESPECTING THE RÉGIE DE L'ASSURANCE MALADIE DU QUÉBEC

1. Section 2 of the Act respecting the Régie de l'assurance maladie du Québec (R.S.Q., chapter R-5), amended by section 287 of chapter 32 of the statutes of 2005, is again amended by inserting the following subparagraph after subparagraph *h* of the second paragraph:

“(h.0.1) constitute and keep up to date a register of health and social service providers so as to establish the unique identification of the providers described in section 2.0.0.1, within the framework of the introduction of regional storage services under section 520.5 of the Act respecting health services and social services (chapter S-4.2), telehealth services under section 108.1 of that Act, the pan-Canadian public health surveillance system and the integrated service network for the elderly;”.

2. The Act is amended by inserting the following sections after section 2:

“2.0.0.1. For the purposes of subparagraph *h.0.1* of the second paragraph of section 2, persons who provide health services or social services and whose profession is governed by the Professional Code (chapter C-26) or, failing that, who exercise a function or practise a profession pursuant to a regulation of the Government made under this section are health and social service providers.

Any other person in respect of whom an access profile manager may make a request under subparagraph 2 of the first paragraph of section 520.3.3 of the Act respecting health services and social services (chapter S-4.2) enabling the person to obtain and use a certificate described in that section is also a health and social service provider for the purposes of this section.

“2.0.0.2. In order to exercise the functions relating to the register of health and social service providers, the Board shall assign a unique provider number to every provider described in section 2.0.0.1 whom it enters in the register, and collect the following information concerning that provider:

- (1) name;
- (2) date of birth;
- (3) sex;
- (4) business address;
- (5) organization name and place of work;
- (6) telephone number and fax number, as well as business email address, if applicable;
- (7) professional title, if applicable;
- (8) functions, if applicable;
- (9) professional order membership number, if applicable;
- (10) registration number at the Board, if applicable;
- (11) the fact that the provider has been struck off the roll of a professional order, that the provider's right to engage in professional activities has been limited or suspended, or that the provider no longer practises the profession, if applicable; and
- (12) any other information prescribed by a regulation of the Government made for that purpose.

The Board shall communicate the information entered in the register of health and social service providers in accordance with section 63 of the Health Insurance Act (chapter A-29).

“2.0.0.3. The Board may collect information under section 2.0.0.2, in particular, from

- (1) the provider concerned, in the cases determined by regulation of the Government;
- (2) the professional order concerned, in the case of a provider whose profession is governed by the Professional Code (chapter C-26);
- (3) a person designated by a competent authority within the organization for which the health and social service provider exercises functions or practises a profession; and
- (4) an access profile manager referred to in section 520.3.8 of the Act respecting health services and social services (chapter S-4.2), in the case of the persons employed by or under the direction of that manager and in respect of whom the latter may make a request under subparagraph 2 of the first

paragraph of section 520.3.3 of that Act enabling those persons to obtain and use a certificate.

The persons and body referred to in subparagraphs 1 to 4 of the first paragraph must communicate the information referred to in section 2.0.0.2 to the Board, and must thereafter inform the Board without delay of any change in that information.”

HEALTH INSURANCE ACT

3. Section 63 of the Health Insurance Act (R.S.Q., chapter A-29) is amended

(1) by inserting the following paragraph after the second paragraph:

“On request, such a person must send the information concerning a health and social service provider entered in the register of health and social service providers that the Board is required to establish and update under subparagraph *h.0.1* of the second paragraph of section 2 of the Act respecting the Régie de l’assurance maladie du Québec (chapter R-5) to a person holding a certificate issued in accordance with section 520.3.3 of the Act respecting health services and social services (chapter S-4.2). That person must also, on request, let the Minister know whether a person is entered in the register of health and social service providers and inform the Minister of any changes made to the register that concern a health and social service provider.”;

(2) by replacing “, however” in the first line of the third paragraph by “also”;

(3) by replacing “register of health professionals” in the third line of the fourth paragraph by “register of health and social service providers”;

(4) by replacing “*h*” in the fifth line of the fourth paragraph by “*h.0.1*”.

ACT RESPECTING HEALTH SERVICES AND SOCIAL SERVICES

4. Section 520.3.11 of the Act respecting health services and social services (R.S.Q., chapter S-4.2), enacted by section 188 of chapter 32 of the statutes of 2005, is amended

(1) by inserting “by the person concerned or by the access profile manager” after “made” in the third line of the first paragraph;

(2) by inserting the following subparagraph after subparagraph 10 of the first paragraph:

“(10.1) the person’s unique provider number assigned by the Régie de l’assurance maladie du Québec;”;

(3) by replacing subparagraph 11 of the first paragraph by the following subparagraph:

“(11) the fact that the person has been struck off the roll of a professional order, that the person’s right to engage in professional activities has been limited or suspended, or that the person no longer practises the profession, if applicable; and”.

5. Section 520.3.12 of the Act, enacted by section 188 of chapter 32 of the statutes of 2005, is amended

(1) by inserting “, in particular,” before “from” in the second line of the first paragraph;

(2) by striking out subparagraph 3 of the first paragraph;

(3) by replacing “, in the case of health professionals registered with the Régie” in the first and second lines of subparagraph 4 of the first paragraph by “under the third paragraph of section 2.0.0.2 of the Act respecting the Régie de l’assurance maladie du Québec (chapter R-5)”;

(4) by replacing “Those persons” in the first line of the second paragraph by “The persons and body referred to in subparagraphs 1 to 4 of the first paragraph”.

6. Section 520.9 of the Act, enacted by section 189 of chapter 32 of the statutes of 2005 and amended by section 35 of chapter 43 of the statutes of 2006, is again amended by inserting “, unique provider number” after “name” in the second line of subparagraph 2 of the first paragraph.

7. The provisions of this Act come into force on 13 December 2007, except section 6, which comes into force on the date of coming into force of subparagraph 2 of the first paragraph of section 520.9 of the Act respecting health services and social services.