

Gouvernement du Québec

O.C. 78-2012, 8 February 2012

Health Insurance Act
(R.S.Q., c. A-29)

Financial Administration Act
(R.S.Q., c. A-6.001)

**Forms and statements of fees under the Act
— Amendment**

CONCERNING the Regulation to amend the Regulation respecting forms and statements of fees under the Health Insurance Act

WHEREAS, under subparagraph *c* of the first paragraph of section 72 of the Health Insurance Act (R.S.Q., c. A-29), the Régie de l'assurance maladie du Québec may, by regulation, set the amount of the costs exigible for the replacement of a health insurance card before its expiry;

WHEREAS, under subparagraph *c.2* of the first paragraph of that section, the Régie de l'assurance maladie du Québec may, by regulation, set the amount of costs payable for an application to re-register in the case of an insured person who fails to send the Régie a registration renewal notice within the time fixed by regulation;

WHEREAS, under the second paragraph of that section, such a regulation of the Régie de l'assurance maladie du Québec must be approved by the Government before coming into force;

WHEREAS, under the first paragraph of section 83.8 of the Financial Administration Act (R.S.Q., c. A-6.001), a fee may be set under that Act to fund a particular public service or a series of public services delivered by a body, provided the law does not otherwise confer the power to set that fee;

WHEREAS, under the second paragraph of that section, such a fee is set by regulation of the body and is approved by the Government, with or without amendment;

WHEREAS the taking of photographs by the Régie, for the purposes of the Regulation respecting forms and statements of fees under the Health Insurance Act (c. A-29, r. 7), is not otherwise provided under a legislative provision;

WHEREAS on 11 May 2011, by Resolution CA-474-11-14, the Régie de l'assurance maladie du Québec passed the draft Regulation to amend the Regulation respecting forms and statements of fees under the Health Insurance Act;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the draft Regulation to amend the Regulation respecting forms and statements of fees under the Health Insurance Act was published in Part 2 of the *Gazette officielle du Québec* on 31 August 2011, with notice that it could be submitted for the Government's approval on the expiry of the 45 days following that publication;

WHEREAS it is expedient to approve that Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister of Health and Social Services:

THAT the Regulation to amend the Regulation respecting forms and statements of fees under the Health Insurance, attached to this Order in Council, be approved.

GILLES PAQUIN,
Clerk of the Conseil exécutif

**Regulation to amend the Regulation
respecting forms and statements of fees
under the Health Insurance Act**

Health Insurance Act
(R.S.Q., c. A-29, s.72, subpara. *c* and subpara. *c.2*)

Financial Administration Act
(R.S.Q., c. A-6.001, s. 83.8)

1. Section 8.1 of the Regulation respecting forms and statements of fees under the Health Insurance Act (c. A-29, r. 7) is amended by replacing the number "15" by the number "20".

2. Section 8.3 of the Regulation is amended by replacing the number "15" by the number "20".

3. The Regulation is amended by inserting, after section 8.3, the following:

"**8.4** The costs exigible for having a photo taken by the Régie amount to \$9."

4. This Regulation comes into force on 1 march 2012.