

Draft Regulations

Draft Regulation

Professional Code
(chapter C-26)

Nurses

— Professional activities which may be performed by persons other than nurses

— Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation amending the Regulation respecting the professional activities which may be performed by persons other than nurses, made by the board of directors of the Ordre des infirmières et infirmiers du Québec and appearing below, may be submitted to the Government which may approve it, with or without amendment, on the expiry of 45 days following this publication.

The draft Regulation updates the Regulation respecting the professional activities which may be performed by persons other than nurses by adding in particular a new environment for the performance of professional activities by nursing externs and candidates for the profession of nursing, and by reviewing the activities authorized for candidates for the profession of nursing and the conditions on which the activities may be performed.

The draft Regulation also authorizes the performance of certain activities by candidates for the profession of nursing who hold a university-level diploma or for whom the Order has recognized an equivalence for that diploma.

The draft Regulation has no impact on enterprises, including small and medium-sized businesses.

Further information may be obtained by contacting M^e Louise Laurendeau, Direction des services juridiques, Ordre des infirmières et infirmiers du Québec, 4200, rue Molson, Montréal (Québec) H1Y 4V4; telephone: 514 935-2501 or 1 800 363-6048; fax: 514 935-3147.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to the Chair of the Office des professions du Québec, 800, place D'Youville, 10^e étage, Québec (Québec) G1R 5Z3. The comments will be forwarded by

the Office to the Minister of Justice and may also be sent to the professional order that made the Regulation and to interested persons, departments and bodies.

JEAN PAUL DUTRISAC,
*Chair of the Office des
professions du Québec*

Regulation amending the Regulation respecting the professional activities which may be performed by persons other than nurses

Professional Code
(chapter C-26, s. 94, par. *h*)

1. The Regulation respecting the professional activities which may be performed by persons other than nurses (chapter I-8, r. 2) is amended by inserting, in paragraph (2) of section 1, after the word “Montréal”, “; at least 38 credits of the university studies program of the Université du Québec à Trois-Rivières,”.

2. Section 5 of this Regulation is amended by:

(1) inserting “or a private institution under agreement” after the words “public institution” in the text preceding paragraph (1);

(2) replacing paragraph (1) by the following:

“(1) the director of nursing of the institution is in charge of the nursing externship and identifies, for each nursing extern, a nurse to whom she may refer throughout her nursing externship so as to facilitate her integration into the clinical environment and the consolidation of her knowledge;”;

(3) deleting “or the person in charge” in paragraph (3).

3. Section 10 of this Regulation is replaced by:

“**10.** A candidate for the profession of nursing may carry out all the professional activities that nurses may perform, with the exception of:

(1) activities involving a person about to give birth;

(2) activities involving a client whose state of health is in a critical phase or who requires frequent adjustments;

- (3) community health activities;
- (4) initiating diagnostic and therapeutic measures, according to a prescription;
- (5) initiating diagnostic measures for the purpose of a screening operation under the Public Health Act (chapter S-2.2);
- (6) determining the treatment plan for wounds and alterations of the skin and integuments;
- (7) performing vaccinations as part of a vaccination operation under the Public Health Act;
- (8) making decisions as to the use of restraint measures;
- (9) making decisions as to the use of isolation measures under the Act respecting health services and social services (chapter S-4.2) and the Act respecting health services and social services for Cree Native persons (chapter S-5);
- (10) assessing a child not yet admissible to preschool education who shows signs of developmental delay, in order to determine the rehabilitation and adjustment services required;
- (11) adjusting the therapeutic nursing plan for the activities described in paragraphs (1) to (10).

A candidate for the profession of nursing may, despite the exception provided in paragraph (7), take part in the vaccination procedure forming part of a vaccination operation under the Public Health Act.

In addition, the exceptions provided in paragraphs (2), (3) and (10) do not apply to a candidate for the nursing profession who holds a university diploma or for whom the Order has recognized an equivalence to this diploma.”.

4. Section 11 of this Regulation is replaced by the following:

“**11.** To perform the professional activities provided in section 10, the candidate for the profession of nursing, who holds a registration certificate, shall comply with the following conditions:

- (1) she holds an attestation, issued by the Order, that:
 - (a) she has a diploma giving access to the permit of the Order or she has been granted diploma or training equivalence;

- (b) she has informed the Order of the address of her main residence and the contact information for her employer;

- (2) she performs these activities in a centre operated by a public institution or a private institution under agreement within the meaning of the Act respecting health services and social services (chapter S-4.2) or the Act respecting health services and social services for Cree Native persons (chapter S-5) when the following conditions are met:

- (a) the institution has appointed a Director of Nursing, who assumes responsibility for the candidate’s performance of the activities;

- (b) the institution has rules of care that are issued by the director of nursing;

- (c) the director of nursing identifies, for each candidate, a nurse to whom she may refer throughout the performance of her activities so as to facilitate her integration into the clinical environment and the consolidation of her knowledge;

- (d) the institution provides an integration program making it possible for the candidate to become familiar with the institution’s policies and directives, to consolidate the knowledge and skills necessary to carry out these activities and to demonstrate her ability to perform them;

- (3) she has successfully completed the integration program referred to in subparagraph 2(d);

- (4) she performs these activities under the supervision of a nurse who is present in the care unit concerned in order to intervene immediately or to respond rapidly to the candidate’s request; in the case of a care unit of a residential and long-term care centre, she performs these activities under the supervision of a nurse who is present in the building so that she can intervene rapidly or respond rapidly to the candidate’s request. In community health, she performs these activities under the supervision of a nurse.”.

5. Schedule 1 of this Regulation is amended by replacing the ward “optic” by “otic” in section 6.2.3.

6. Schedule II of this Regulation is repealed.

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