

(1) by replacing, in section 28, “according to the form and tenor of Form 1” with “, using the form the Board provides for this purpose”;

(2) by deleting, after SCHEDULE E, FORM 1;

6. This Regulation comes into force on the 15th day following its publication in the *Gazette officielle du Québec*.

103232

Draft Regulation

Health Insurance Act
(chapter A-29)

Régie de l'assurance maladie du Québec — Forms and statement of fees — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation respecting forms and statements of fees under the Health Insurance Act, the text of which appears hereafter, may be submitted for approval by the government on the expiry of the 45-day period following this publication.

This draft regulation aims to ensure that the Regulation respecting forms and statements of fees under the Health Insurance Act (chapter A-29, r. 7) is consistent with the provisions of the Act to extend the powers of the Régie de l'assurance maladie du Québec, regulate commercial practices relating to prescription drugs and protect access to voluntary termination of pregnancy services (2016, chapter 28), some of which will come into force on 7 December 2017. As a result, the contents of the forms required by the Régie de l'assurance maladie du Québec (the Régie) will be determined administratively rather than through the previous regulatory process, and the Régie will generally be able to require from anyone submitting an application that he or she provide the information necessary to process it.

In addition, this draft regulation aims to standardize and specify the requirements pertaining to the signature of statements of fees submitted by a professional in the field of health for services rendered in an establishment and remunerated on other than a fee-for-service basis.

The measures proposed by this draft regulation have no bearing on enterprises and, in particular, on small or medium-sized enterprises.

Further information concerning this draft regulation may be obtained by contacting Pierre Dombrowski, Direction des services à la clientèle professionnelle, Régie de l'assurance maladie du Québec, 1125, Grande Allée Ouest, Québec (Québec) G1S 1E7, by telephone at 418 682-5123 or by email at pierre.dombrowski@ramq.gouv.qc.ca

Persons wishing to comment on this draft regulation may write, before the expiry of the aforementioned 45-day period, to the undersigned, the Minister of Health and Social Services, at 1075, chemin Sainte-Foy, 15^e étage, Québec (Québec) G1S 2M1.

GAÉTAN BARRETTE,
*Minister of Health and
Social Services*

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

Health Insurance Act
(chapter A-29, s. 72; 2016, chapter 28)

1. The Regulation respecting forms and statements of fees under the Health Insurance Act (chapter A-29, r. 7) is amended by replacing its title with the following:

“REGULATION RESPECTING THE TERMS AND CONDITIONS FOR THE ISSUANCE OF HEALTH INSURANCE CARDS AND THE TRANSMITTAL OF STATEMENTS OF FEES AND CLAIMS”

2. Section 3 of the Regulation is amended:

(1) by deleting subparagraphs *b*, *c*, *d* and *i*;

(2) by replacing subparagraph *g* with the following:

“(g) “manual” means the documentation published by the Board that establishes the technical specifications necessary to bill it by electronic means;”

3. Section 5 of the Regulation is amended by replacing “in accordance with the form and tenor of Form 2” with “, using the form it provides for this purpose”.

4. Section 9 of the Regulation is replaced with the following:

“9. Subject to section 9.4.1, statements of fees and claims from professionals in the field of health must be submitted to the Board using the form it provides for this purpose or in accordance with Division VIII of this Regulation.”

5. Sections 9.1 to 9.4 of the Regulation are revoked.

6. Section 10 of the Regulation is replaced with the following:

“**10.** Every professional in the field of health must sign his statements of fees or claims and any document related thereto, and certify that he personally provided the services listed on his statements of fees or claims. In the case of a pharmacist who has not personally provided the services listed on his claims and any related document, he must certify that such services were legally provided by one of his employees.

However, using the form the Board provides for this purpose, a professional in the field of health may authorize one or more mandataries to sign, on his behalf and in his name, his statements of fees or claims and any related document, including any notice of change of address, certify that the services listed on any statement of fees or claim and on any related document were provided by the mandator himself, and receive from the Board any information he may require respecting the statements of fees or claims that he is hereby authorized to sign. In the case of a pharmacist who did not personally provide the services listed on the claim or related documents, the mandatory is authorized to certify that such services were provided legally by an employee of the pharmacist.

The statements of fees or claims submitted by a professional in the field of health for services rendered in an establishment and remunerated on other than on a fee-for-service basis must be countersigned by a person duly authorized by the establishment where this professional in the field of health provided the services. A professional in the field of health may not countersign his statements of fees or claims.”

7. Section 11 of the Regulation is revoked.

8. Division VI of the Regulation is revoked.

9. The title of Division VIII of the Regulation is amended by replacing “MAGNETIC RECORDING AND TELECOMMUNICATIONS” with “ELECTRONIC MEANS”.

10. Section 15 of the Regulation is replaced with the following:

“**15.** A professional in the field of health or group of professionals in the field of health wishing to submit statements of fees or claims to the Board by electronic means must, beforehand, send the Board an application for accreditation, using the form the Board provides for this purpose.

For the purposes of this division, a group of professionals in the field of health is one that is duly constituted by the Board following a request submitted to it, using the form it provides for this purpose.

The Board shall consider each application for accreditation and send its decision to the applicant in writing. An application for accreditation shall be accepted if the applicant meets the requirements of sections 16 and 18.

Where an application for accreditation is submitted to the Board by a group of professionals in the field of health and where the Board accepts the application, each of the professionals in the field of health who is a member of the accredited group is deemed to be an accredited professional in the field of health and all of the provisions of this division will apply to him with the necessary modifications.”

11. Section 16 of the Regulation is amended:

(1) by deleting “duly constituted under Form 7”;

(2) by replacing “a duly completed mandate drawn up as in Form 23” with “a mandate in compliance with the form the Board provides for this purpose”.

12. Section 18 of the Regulation is amended by replacing the second paragraph with the following:

“A group of professionals in the field of health must attach to its application for accreditation a copy of the application for constitution form referred to in the second paragraph of section 15 and, where applicable, a copy of the form referred to in the second paragraph of section 10 authorizing a mandatory to sign the billing statements of members of the group.”

13. Section 19 of the Regulation is replaced with the following:

“**19.** An accredited professional in the field of health must always record in a billing statement the information contained in each of the statements of fees and claims that he submitted to the Board, or that were submitted in his name to the Board, by electronic means. The signatures and certifications provided for in section 10 must then be affixed to this billing statement.”

14. Section 26 of the Regulation is amended by replacing, in the fourth paragraph, “magnetic recording media or telecommunications” with “electronic means”.

15. Section 27 of the Regulation is revoked.

16. Section 28 of the Regulation is replaced with the following:

“**28.** The statements of fees or claims submitted to the Board by electronic means must include the information required in the form referred to in section 9 and in the manual, except for the signatures and certifications specified in section 10.”

17. Section 28.1 of the Regulation is amended by replacing, in the second paragraph, “magnetic recording media or telecommunications” with “electronic means”.

18. Section 29 of the Regulation is amended:

(1) by replacing, in the first paragraph, “The magnetic recording media” with “The electronic means”;

(2) by deleting the third and fourth paragraphs.

19. Sections 31 and 33 of the Regulation are revoked.

20. Section 34 of the Regulation is replaced with the following:

“**34.** Any insured person who is entitled to insured medications and who wishes the Board to assume the cost of exceptional medications determined by regulation must submit to the Board an application for authorization, using the form the Board provides for this purpose. However, a prescriber may submit such a form to the Board on behalf of an insured person.”

21. The Regulation is amended by deleting, after SCHEDULE I, Forms 1 to 31.

22. This Regulation comes into force on the 15th day following its publication in the *Gazette officielle du Québec*.

103233

Draft Regulation

An Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20)

Issuance of competency certificates

— Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation respecting

the issuance of competency certificates, made by the Commission de la construction du Québec (CCQ) and appearing below, may be submitted to the Government for approval on the expiry of 45 days following this publication.

In accordance with subparagraphs 1, 5, 6, 8, 9 and 11 of the first paragraph of section 123.1 of the Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20), the draft Regulation determines the criteria applicable for the purposes of the issuance of an apprentice competency certificate corresponding to the trade of crane operator for a person who does not hold a school leaving certificate in vocational studies relating to that trade. Such a person now benefits from an enterprise training plan established by the CCQ for a period of 150 hours at the end of which the apprenticeship of the trade may continue on the condition that the prequalification examination provided for in the Regulation respecting the vocational training of the workforce in the construction industry (chapter R-20, r. 8) is passed. The draft Regulation also creates a shared activity for the use of a boom truck accessible to every holder of a journeyman competency certificate in one of the construction trades who meets the requirements.

The draft Regulation has no impact on enterprises that are not in the construction industry. Regarding the public, it regulates access to and maintenance of the shared activity for the use of boom trucks. It also regulates access to the trade of crane operator for persons who do not hold a diploma. As for enterprises in the construction industry, the draft Regulation makes it possible to meet their needs more efficiently for a qualified workforce and reduces the health and safety risks on construction sites by training workers better.

Further information may be obtained by contacting Diane Lemieux, Chair and Chief Executive Officer, Commission de la construction du Québec, 8485, avenue Christophe-Colomb, Montréal (Québec) H2M 0A7; telephone: 514 341-7740, extension 6331.

Any person wishing to comment on the matter is requested to submit written comments before the expiry of the 45-day period to Diane Lemieux, Chair and Chief Executive Officer, Commission de la construction du Québec, 8485, avenue Christophe-Colomb, Montréal (Québec) H2M 0A7; telephone: 514 341-7740, extension 6331.

DOMINIQUE VIEN,
Minister responsible for Labour