

Draft Regulations

Draft Regulation

An Act respecting industrial accidents and occupational diseases
(chapter A-3.001)

Medical aid — 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 medical aid, appearing below, may be made by the Commission des normes, de l'équité, de la santé et de la sécurité du travail and submitted to the Government for approval, in accordance with the first paragraph of section 455 of the Act respecting industrial accidents and occupational diseases (chapter A-3.001), on the expiry of 45 days following this publication.

The draft Regulation proposes to increase the rates for acupuncture, chiropractic, podiatry, psychology, psychotherapy and neuropsychology and to add the intrathecal pump in the category of therapeutic aids in Schedule II (technical aids and costs) to the Regulation respecting medical aid (chapter A-3.001, r. 1). It also clarifies certain sections.

The impact of the draft Regulation on enterprises, including small and medium-sized businesses, is negligible since it does not result in direct costs for all the enterprises in Québec.

The new rates proposed in the draft Regulation increases the disbursements in medical aid estimated at \$1,600,000 compared to 2016. The slight increase of costs for the Commission has no impact on the rates of assessment of employers.

Further information may be obtained by contacting Michelle Morin, Commission des normes, de l'équité, de la santé et de la sécurité du travail, 1199, rue De Bleury, Montréal (Québec) H3B 3J1; telephone: 514 906-3006, extension 2409; fax: 514 906-3009.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Claude Sicard, Vice-President for Partnership and Expert Counselling, Commission

des normes, de l'équité, de la santé et de la sécurité du travail, 524, rue Bourdages, local 220, Québec (Québec) G1K 7E2.

MANUELLE OUDAR,
*Chair of the board of directors and
Chief Executive Officer of the
Commission des normes, de l'équité,
de la santé et de la sécurité du travail*

Regulation to amend the Regulation respecting medical aid

An Act respecting industrial accidents and occupational diseases
(chapter A-3.001, s. 189, par. 5, and s. 454, 1st par., subpar. 3.1)

1. The Regulation respecting medical aid (chapter A-3.001, r. 1) is amended by revoking section 19.

2. The following is inserted after section 26:

“§1.1. Special rules for daily life aids

26.1. The Commission shall assume the cost of purchasing or leasing, according to the case provided for in Schedule II, of a daily life aid where

(a) it has been prescribed by a physician in charge of the worker in accordance with section 3; or

(b) its use is recommended by an occupational therapist or a physiotherapist to whom the physician in charge of the worker referred the worker.”

3. Section 28 is amended

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

“The cost of leasing, purchasing or renewing a transcutaneous nerve stimulator includes the accessories required for its use.

The accessories are wires, batteries, battery charger and either electrodes, gel and hypoallergenic adhesive tape, or self-adhesive rigid or flexible electrodes, where the physician in charge of the worker prescribes the use for such electrodes.” at the end;

(2) by adding “plus, where applicable, the cost of self-adhesive rigid or flexible electrodes, up to \$400 for the first year.” at the end.

4. Section 29 is replaced by the following:

“**29.** The cost of renewing accessories of a transcutaneous nerve stimulator is assumed by the Commission up to the amounts provided for in paragraphs 1 and 2 or, where the physician in charge of the worker prescribes the use of self-adhesive rigid or flexible electrodes, paragraphs 2 and 3:

(1) \$180 per year for all of the following accessories:

(a) 4 electrodes;

(b) gel;

(c) hypoallergenic adhesive tape;

(2) \$120 per year for all of the following accessories:

(a) 2 pairs of wires;

(b) batteries and battery charger;

(3) \$400 per year for self-adhesive rigid or flexible electrodes.”

5. The following is inserted after section 30:

“§3. *Special rules for communication aids*

30.1. The Commission shall assume the cost of purchasing or leasing, according to the case provided for in Schedule II, of a communication aid referred to in paragraph 1 or 2 of section 4 of the Schedule if the use of such aid is recommended by the following health worker, to whom the physician in charge of the worker referred the worker:

(a) in the case of paragraph 1: a speech therapist;

(b) in the case of paragraph 2: an audiologist.”

6. Schedule I is amended by replacing

(1) “Acupuncture care administered by an acupuncturor, per session \$27.00” by “Acupuncture care administered by an acupuncturor, per session \$36.00”;

(2) “Chiropractic treatment, per session, including cost of x-rays \$32.00” by “Chiropractic treatment, per session, including cost of x-rays \$40.50;

(3) “Chiropractic treatment, per session \$50.00” in Home care by “Chiropractic treatment, per session \$63.00”;

(4) “Per session \$32.00” in Podiatry by “Per session \$54.00”;

(5) “Psychological, psychotherapeutic and neuropsychological care, hourly rate \$86.60” by “Psychological, psychotherapeutic and neuropsychological care, hourly rate \$94.50”.

7. Schedule II is amended

(1) by striking out “The use of daily life aids may be recommended by the occupational therapist or physiotherapist to whom the physician in charge of the worker referred him.” in section 2;

(2) by replacing paragraph 2 of section 3 by the following:

“(2) The cost of purchasing epidural and intra-thalamic nerve stimulators;”;

(3) by adding “(g) intrathecal pumps;” after subparagraph *f* in paragraph 3 of section 3;

(4) by replacing paragraph 1 in section 4 by the following:

“(1) the cost of purchasing

(a) imagers;

(b) communication boards;”;

(5) by striking out “, if the worker sends the Commission a recommendation for use by an audiologist to whom the physician in charge of the worker referred him” in paragraph 2 of section 4.

8. Schedule IV is amended

(1) by replacing paragraph 9 of section 2 by the following:

“(9) in the case of a neuropsychological evaluation,

i. the observations on the worker’s behaviour during the meetings and when taking the tests, and the evaluation of the worker’s behaviour in the following areas: cognitive, motor, somesthetic, affective, personality and perception;

ii. the identification and results of the validity scales used to corroborate the results of the tests taken;

iii. the correlation between the results of the tests referred to in subparagraph i and those of the validity scales;”;

(2) by adding “in relation to the objectives sought” at the end of subparagraph iii of paragraph 10 of section 2;

(3) by adding “with respect to the means and activities for attaining the objectives” at the end of subparagraph iv of paragraph 10 of section 2;

(4) by replacing subparagraph v of paragraph 10 of section 2 by the following:

“v. the means and progress indicators used to measure progress made under the individualized treatment plan for each of the objectives sought;”;

(5) by replacing “the objectives sought” in paragraph 4 of section 3 by “each of the objectives sought taking into account progress indicators”;

(6) by inserting “each of” after “in relation to” in paragraph 5 of section 3;

(7) by inserting “each of” after “attainment of” in paragraph 4 of section 4;

(8) by replacing “the objectives sought,” in paragraph 5 of section 4 by “each of the objectives sought taking into account progress indicators and”.

9. The goods and services provided before the date of coming force of this Regulation are paid by the Commission according to the rate applicable at the time at which they were provided.

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

103503

Draft Regulation

Municipal Powers Act
(chapitre C-47.1)

Eligibility for the tax credit provided for in the first paragraph of section 92.1 of the Act

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation respecting eligibility for the tax credit provided for in the first paragraph of section 92.1 of the Municipal Powers Act, appearing below, may be made by the Minister of Municipal Affairs and Land Occupancy on the expiry of 45 days following this publication.

The draft Regulation lists, from among the headings provided for in the Manuel d'évaluation foncière du Québec referred to in the Regulation respecting the real estate assessment roll (chapter F-2.1, r. 13), those to which the immovables used to determine eligibility for the tax credit provided for in the first paragraph of section 92.1 of the Municipal Powers Act (chapter C-47.1) must belong. In accordance with the second paragraph of section 92.2 of that Act, the draft Regulation comes into force on 1 January of the year following the year it is made.

Further information may be obtained by contacting Mario Boisvert, Direction des politiques et de la démocratie municipales, Ministère des Affaires municipales et de l'Occupation du territoire, 10, rue Pierre-Olivier-Chauveau, 3^e étage, Québec (Québec) G1R 4J3; telephone: 418 691-2015, extension 3847; email: mario.boisvert@mamot.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to the Minister of Municipal Affairs and Land Occupancy, 10, rue Pierre-Olivier-Chauveau, 3^e étage, Québec (Québec) G1R 4J3.

MARTIN COITEUX,
*Minister of Municipal Affairs
and Land Occupancy*
