

Regulation to amend the Basic school regulation for preschool, elementary and secondary education

Education Act
(chapter I-13.3, s. 447)

1. The Basic school regulation for preschool, elementary and secondary education (chapter I-13.3, r. 8) is amended in section 17 by replacing “a recess in both the morning and the afternoon” in the second paragraph by “2 recesses of a minimum of 20 minutes, one in the morning and the other in the afternoon”.

2. This Regulation comes into force on 1 July 2019.

103953

Gouvernement du Québec

O.C. 546-2019, 5 June 2019

Education Act
(chapter I-13.3)

Computation of the amount for financing the local needs of school boards for the 2019-2020 school year

Regulation respecting computation of the amount for financing the local needs of school boards for the 2019-2020 school year

WHEREAS under section 455.1 of the Education Act (chapter I-13.3) the Government must, by regulation, prescribe the method for computing the amount for financing local needs for a school board and the method must make it possible to determine basic financing and financing that takes the number of students into account;

WHEREAS, under section 12 of the Regulations Act (chapter R-18.1), a proposed regulation may be made without having been published in accordance with section 8 of that Act, if the authority making it is of the opinion that the fiscal nature of the norms it establishes, amends or repeals so warrants;

WHEREAS, under section 18 of the said Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that has made it is of the opinion that the fiscal nature of the norms it establishes, amends or repeals so warrants;

WHEREAS, in the opinion of the Government, the fiscal nature of the norms established by this Regulation warrants the lack of prior publication and the date of coming into force;

IT IS ORDERED, therefore, on the recommendation of the Minister of Education and Higher Education:

THAT the Regulation respecting computation of the amount for financing the local needs of school boards for the 2019-2020 school year, attached to this Order in Council, be made.

YVES OUELLET,
Clerk of the Conseil exécutif

Regulation respecting computation of the amount for financing the local needs of school boards for the 2019-2020 school year

Education Act
(chapter I-13.3, s. 455.1)

1. This Regulation sets out the method for computing the amount for financing a school board’s local needs for the 2019-2020 school year.

2. The basic financing of a school board and the amount and the per-student financing are indexed by 1.54%.

The basic financing of a school board is therefore increased to \$258,554 and the per-student financing is increased to \$861.87 or, if the allowable number of students is less than 1,000, to \$1,121.10.

3. The allowable number of students for the purpose of the per-student financing referred to in section 2 is determined by

(1) calculating the number of 4-year-old preschool students who may be taken into account, by

(a) multiplying by 1.00 the number of students legally enrolled for a minimum of 144 half days, but for less than 180 days, on 30 September 2018 in the schools under the jurisdiction of the school board;

(b) multiplying by 1.80 the number of students legally enrolled for a minimum of 180 days on 30 September 2018 in the schools under the jurisdiction of the school board, except students referred to in paragraph 7;

(c) adding the products obtained under subparagraphs a and b;

(2) calculating the number of 5-year-old preschool students who may be taken into account, by multiplying by 1.80 the number of such students legally enrolled for a minimum of 180 days on 30 September 2018 in the schools under the jurisdiction of the school board, except students referred to in paragraphs 7 and 8;

(3) calculating the number of elementary school students who may be taken into account, by multiplying by 1.55 the number of such full-time students legally enrolled on 30 September 2018 in the schools under the jurisdiction of the school board, except students referred to in paragraphs 7 and 9;

(4) calculating the number of secondary school students who may be taken into account, by multiplying by 2.40 the number of such full-time students legally enrolled on 30 September 2018 in the schools under the jurisdiction of the school board, except students referred to in paragraphs 7 and 10. Students admitted, following Secondary 3, to a program of study leading to a secondary school vocational diploma who pursue their general education concurrently with their vocational studies may not be taken into account for the purposes of this paragraph;

(5) calculating the number of students admitted to a program of study leading to a secondary school vocational diploma or to an attestation of vocational specialization who may be taken into account under paragraph 1 of section 4, by multiplying by 3.40 the sum of the following numbers:

(a) the number of full-time students calculated in accordance with paragraph 2 of section 4 admitted to a program of study leading to a secondary school vocational diploma, except students referred to in subparagraph *b*, or to an attestation of vocational specialization, legally enrolled during the 2017-2018 school year in the vocational training centres under the jurisdiction of the school board that were then recognized by the Minister for the purposes of budgetary rules;

(b) the number of full-time students calculated in accordance with paragraph 2 of section 4 who were admitted, following Secondary 3, to a program of study leading to a secondary school vocational diploma who pursue their general education concurrently with their professional studies, legally enrolled on 30 September 2017 in the vocational training centres under the jurisdiction of the school board that were then recognized by the Minister for the purposes of budgetary rules;

(c) the number of new places available to welcome students in vocational training centres under the jurisdiction of the school board during the 2019-2020 school year. Those places must have been authorized by the Minister within the framework of the allocation for the addition or the rearrangement of space for vocational training provided for in the budgetary rules for one or more vocational programs of study;

(6) calculating the number of students admitted to adult education services, by multiplying by 2.40 the number of full-time students calculated in accordance with paragraph 2 of section 4 who may be taken into account for the 2019-2020 school year in accordance with the Schedule to this Regulation;

(7) calculating the number of handicapped 4-year-old and 5-year-old preschool, elementary school and secondary school students who may be taken into account, by multiplying by 6.40 the number of such full-time students legally enrolled on 30 September 2018 in the schools under the jurisdiction of the school board;

(8) calculating the number of 5-year-old preschool students enrolled in welcoming classes and francization classes who may be taken into account, by multiplying by 2.25 the number of such full-time students legally enrolled on 30 September 2018 in the schools under the jurisdiction of the school board, except students referred to in paragraph 7;

(9) calculating the number of elementary school students enrolled in welcoming classes and francization classes who may be taken into account, by multiplying by 2.40 the number of such full-time students legally enrolled on 30 September 2018 in the schools under the jurisdiction of the school board, except students referred to in paragraph 7;

(10) calculating the number of secondary school students enrolled in welcoming classes and francization classes who may be taken into account, by multiplying by 3.40 the number of such full-time students legally enrolled on 30 September 2018 in the schools under the jurisdiction of the school board, except students referred to in paragraph 7;

(11) calculating the number of preschool and elementary school students enrolled in school day care services who may be taken into account in accordance with paragraph 3 of section 4, by multiplying by 0.05 the number of such students;

(12) calculating the number of students enrolled in the school board's student transportation services who may be taken into account in accordance with paragraph 4 of section 4, by

(a) multiplying by 0.75 the number of students enrolled on 30 September 2018 in a transportation service employing vehicles used exclusively to transport such students;

(b) multiplying by 0.40 the number of students enrolled on 30 September 2018 in a transportation service employing vehicles that have specific public transit routes and are not reserved exclusively to transport such students;

(c) adding the products obtained under subparagraphs *a* and *b*;

(13) adding the numbers obtained under paragraphs 1 to 12.

4. For the purposes of section 3,

(1) students admitted to a program of study leading to a secondary school vocational diploma or to an attestation of vocational specialization who may be taken into account by a school board for the purposes of paragraph 5 of section 3 are students who were admitted to a vocational training centre under the jurisdiction of the school board to receive educational services in vocational training, in vocational education programs authorized in accordance with the first paragraph of section 467 of the Education Act;

(2) the number of full-time students calculated for the purposes of paragraphs 5 and 6 of section 3 is obtained by adding the number of students enrolled full-time who participate in the minimum number of hours of activities prescribed by the basic school regulation applicable to them and the number of students enrolled part-time converted into a number of full-time students by

(a) using the following equation to calculate the proportion of full-time attendance per student enrolled part-time:

$$\frac{\text{the student's number of hours of activities per school year}}{\text{the minimum number of hours of activities per school year prescribed by the basic school regulation applicable to the student}}$$

(b) adding, for each of the categories of students referred to in paragraphs 1 to 10 of section 3, the proportions obtained under subparagraph *a*;

(3) students who may be taken into account by a school board for the purposes of paragraph 11 of section 3 are 4-year-old and 5-year-old preschool students and elementary school students enrolled on 30 September 2018 in the day care services of the school board for a minimum of 2 periods per day, at least 3 days per week;

(4) students who may be taken into account by a school board for the purposes of paragraph 12 of section 3 are students for whom the school board provides transportation at the beginning and end of classes each day.

5. The allowable number of students determined under section 3 must be adjusted by adding the number of additional students calculated in accordance with the second paragraph to take into account the reduction in the school population.

The number of additional students is determined by

(1) calculating the number of students who may be taken into account for the purpose of calculating the reduction in the number of students at every level of education by

(a) multiplying by 0.99 the total of the numbers obtained for the 2018-2019 school year under paragraphs 2 to 4 and 7 to 10 of section 1 of the Regulation respecting computation of the maximum yield of the school tax for the 2018-2019 school year (chapter I-13.3, r. 3.8), to which is added, where applicable, the number obtained under subparagraph 1 of this paragraph for the same school year;

(b) subtracting from the product obtained under subparagraph *a*, the sum of the numbers obtained under paragraphs 2 to 4 and 7 to 10 of section 3 of this Regulation for the 2019-2020 school year, as they read taking into account the application of section 6, if applicable;

(2) calculating the number of 5-year-old preschool students and elementary school students who may be taken into account for the purpose of calculating the reduction in the number of students by

(a) multiplying by 0.99 the number of 5-year-old preschool students and elementary school students determined for the 2018-2019 school year under paragraphs 2, 3, 7, 8 and 9 of section 1 of the Regulation respecting computation of the maximum yield of the school tax for the 2018-2019 school year, to which is added, where applicable, the number obtained under subparagraph 2 of this paragraph for the same school year;

(b) subtracting from the product obtained under subparagraph *a*, the total of the numbers of 5-year-old preschool students and elementary school students obtained under paragraphs 2, 3, 7, 8 and 9 of section 3 for the 2019-2020 school year, as they read taking into account the application of section 6, if applicable;

(3) calculating the number of secondary school students who may be taken into account for the purpose of calculating the reduction in the number of students by:

(a) multiplying by 0.99 the number of secondary school students determined for the 2018-2019 school year under paragraphs 4, 7 and 10 of section 1 of the Regulation respecting computation of the maximum yield of the school tax for the 2018-2019 school year, to which is added, where applicable, the number obtained under subparagraph 3 of this paragraph for the same school year;

(b) subtracting from the product obtained under subparagraph *a*, the total number of secondary school students determined under paragraphs 4, 7 and 10 of section 3 for the 2019-2020 school year, taking into account the application of section 6, where applicable;

(4) subtracting from the sum of the numbers obtained under paragraphs 2 and 3, the number obtained under paragraph 1 and multiplying by 0.37 the resulting number;

(5) adding the numbers obtained under subparagraphs 1 and 4.

In the operations prescribed by this section, when a number is lower than zero, it is deemed to be zero.

6. Where the total number of full-time students determined under paragraphs 2 to 4 and 7 to 10 of section 3 of this Regulation exceeds by 200 or 2% the total number of full-time students determined for the 2018-2019 school year under paragraphs 2 to 4 and 7 to 10 of section 1 of the Regulation respecting computation of the maximum yield of the school tax for the 2018-2019 school year and is at least 200 or 2% lower than the total number of full-time students in the categories referred to in paragraphs 2, 3, 4 and 7 to 10 of section 3 of this Regulation, established according to the Minister's school enrolment estimates for the 2019-2020 school year, paragraphs 2 to 4 of section 3 of this Regulation are to be read as follows:

“(2) calculating the number of 5-year-old preschool students who may be taken into account, by multiplying by 1.80 the number of such full-time students, established according to the Minister's school enrolment estimates for the 2019-2020 school year, except students referred to in paragraphs 7 and 8;

(3) calculating the number of elementary school students who may be taken into account, by multiplying by 1.55 the number of such full-time students, established according to the Minister's school enrolment estimates for the 2019-2020 school year, except students referred to in paragraphs 7 and 9;

(4) calculating the number of secondary school students who may be taken into account, by multiplying by 2.40 the number of such full-time students, established according to the Minister's school enrolment estimates for the 2019-2020 school year, except students referred to in paragraphs 7 and 10;”.

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

NUMBER OF EQUIVALENT

FULL-TIME ADULT STUDENTS

IN GENERAL EDUCATION FOR THE 2019-2020 SCHOOL YEAR

Code	School board	Number of full-time students
711000	des Monts-et-Marées	459.6
712000	des Phares	368.5
713000	du Fleuve-et-des-Lacs	343.9
714000	de Kamouraska—Rivière-du-Loup	247.0
721000	du Pays-des-Bleuets	413.0
722000	du Lac-Saint-Jean	550.4
723000	des Rives-du-Saguenay	1,067.3
724000	De La Jonquière	475.8
731000	de Charlevoix	79.2
732000	de la Capitale	2,190.5
733000	des Découvreurs	440.2
734000	des Premières-Seigneuries	860.9
735000	de Portneuf	154.1
741000	du Chemin-du-Roy	797.6
742000	de l'Énergie	372.4
751000	des Hauts-Cantons	189.7
752000	de la Région-de-Sherbrooke	1,263.0
753000	des Sommets	236.3
761000	de la Pointe-de-l'Île	2,743.5
762000	de Montréal	8,458.6
763000	Marguerite-Bourgeoys	3,122.5
771000	des Draveurs	688.7
772000	des Portages-de-l'Outaouais	940.5
773000	au Coeur-des-Vallées	455.6
774000	des Hauts-Bois-de-l'Outaouais	405.3
781000	du Lac-Témiscamingue	99.9
782000	de Rouyn-Noranda	225.8
783000	Harricana	93.4
784000	de l'Or-et-des-Bois	256.2
785000	du Lac-Abitibi	89.3
791000	de l'Estuaire	177.9
792000	du Fer	114.6
793000	de la Moyenne-Côte-Nord	23.5

Code	School board	Number of full-time students
801000	de la Baie-James	70.5
811000	des Îles	22.5
812000	des Chic-Chocs	269.6
813000	René-Lévesque	394.9
821000	de la Côte-du-Sud	420.0
822000	des Appalaches	270.7
823000	de la Beauce-Etchemin	922.0
824000	des Navigateurs	662.0
831000	de Laval	1,674.5
841000	des Affluents	1,665.8
842000	des Samares	893.8
851000	de la Seigneurie-des-Mille-Îles	1,193.1
852000	de la Rivière-du-Nord	805.9
853000	des Laurentides	220.4
854000	Pierre-Neveu	175.4
861000	de Sorel-Tracy	501.1
862000	de Saint-Hyacinthe	482.3
863000	des Hautes-Rivières	448.7
864000	Marie-Victorin	1,516.2
865000	des Patriotes	651.3
866000	du Val-des-Cerfs	424.1
867000	des Grandes-Seigneuries	585.4
868000	de la Vallée-des-Tisserands	234.9
869000	des Trois-Lacs	352.5
871000	de la Rivéraine	212.4
872000	des Bois-Francs	295.6
873000	des Chênes	397.5
881000	Central Québec	50.1
882000	Eastern Shores	36.4
883000	Eastern Townships	177.7
884000	Riverside	559.3
885000	Sir-Wilfrid-Laurier	378.9
886000	Western Québec	214.0
887000	English-Montréal	3,716.1
888000	Lester-B.-Pearson	1,538.9
889000	New Frontiers	150.2
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Gouvernement du Québec

O.C. 553-2019, 5 June 2019

An Act mainly to improve the regulation of the financial sector, the protection of deposits of money and the operation of financial institutions (2018, chapter 23)

Certain transitional measures for the carrying out of the Act

— Amendment

REGULATION to amend the Regulation respecting certain transitional measures for the carrying out of the Act mainly to improve the regulation of the financial sector, the protection of deposits of money and the operation of financial institutions

WHEREAS the Act mainly to improve the regulation of the financial sector, the protection of deposits of money and the operation of financial institutions (2018, chapter 23) was assented to on 13 June 2018;

WHEREAS, under the first paragraph of section 810 of the Act, the Government may, by a regulation made before 13 June 2020, enact any other transitional measure necessary for the carrying out of the Act;

WHEREAS, under the second paragraph of section 810 of the Act, such a regulation is not subject to the publication requirement set out in section 8 of the Regulations Act (chapter R-18.1) and despite section 17 of that Act, the Government may set the date of coming into force of the regulation on any day later than the date of assent to the Act mainly to improve the regulation of the financial sector, the protection of deposits of money and the operation of financial institutions;

WHEREAS the Government made the Regulation respecting certain transitional measures for the carrying out of the Act mainly to improve the regulation of the financial sector, the protection of deposits of money and the operation of financial institutions by Order in Council 1474-2018 dated 19 December 2018;

WHEREAS it is expedient to amend the Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister of Finance:

THAT the Regulation to amend the Regulation respecting certain transitional measures for the carrying out of the Act mainly to improve the regulation of the financial sector, the protection of deposits of money and the operation of financial institutions, attached to this Order in Council, be made.

YVES OUELLET,
Clerk of the Conseil exécutif