

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, in the Regulation respecting medical aid (chapter A-3.001, r. 1), the rates for physiotherapy, acupuncture and home care nursing. It also proposes new fees for psychology, psychotherapy and neuropsychology reports. It also makes clarifications to allow a physical rehabilitation therapist to perform the actions related to the billing of care and treatment provided to a worker.

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 increase the disbursements in medical aid estimated at \$15.16 million and increases the average contribution rate of employers by approximately \$0.01 per \$100.00 of contributory payroll.

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 is requested to submit written comments within the 45-day period to Luc Castonguay, 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 in section 16 by replacing the first paragraph by the following:

“**16.** A physiotherapist and an occupational therapist must send to the Commission a first account whose form and content must comply with the form in Schedule III or, if sent using another technological medium, complying with that authorized by the Commission, within 7 days of the first session.

A physiotherapist, a physical rehabilitation therapist and an occupational therapist must also use the account form provided for in the first paragraph or an authorized technological medium to claim an amount for care or treatment.”.

2. Section 17.1 is replaced by the following:

“**17.1.** The Commission assumes the cost of psychological, psychotherapeutic and neuropsychological care administered by a psychologist entered on the roll of the Ordre professionnel des psychologues du Québec and the cost of psychotherapeutic care administered by the holder of a psychotherapist's permit.

It also assumes the cost of the reports required in this subdivision.”.

3. The following is inserted after section 17.3:

“**17.3.1.** The hourly rate provided for in Schedule I for the care referred to in this subdivision applies for the payment of the reports required under section 17.2, up to the following limits:

- (a) evaluation report:
 - i. psychology and psychotherapy: 2 hours;
 - ii. neuropsychology: 8 hours;
- (b) status report: 1 hour;
- (c) final report: 2 hours.

The reports are payable when they are sent to the Commission.”

4. Schedule I is amended in section 1 by replacing, under “Care and treatment”,

- (1) in “**Acupuncture**”, “\$36.00” by “\$54.00”;
- (2) in “**Physiotherapy**”, “\$42.00” by “\$47.00”;
- (3) in “**Home care**”, for nursing care, “\$44.00” by “\$64.62”.

5. The care and treatment provided before the date of coming into force of this Regulation are paid by the Commission according to the rate applicable at the time at which they were provided.

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

104212

Draft Regulation

An Act respecting occupational health and safety (chapter S-2.1)

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

Occupational health and safety —Amendment

Safety Code for the construction industry —Amendment

First-aid Minimum Standards Regulation —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 occupational health and safety, the Regulation to amend the Safety Code for the construction industry and the Regulation to amend the First-aid Minimum Standard Regulation, 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 section 224 of the Act respecting occupational health and safety (chapter S-2.1) and 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 purpose of the draft Regulations is to implement the National Occupational Health and Safety Reconciliation Agreement signed in 2019 by the federal, provincial and territorial labour ministers. The Regulations harmonize the regulatory requirements pertaining to first-aid kits and certain personal protective equipment thus eliminating the various requirements in order to reduce technical trade barriers and foster labour mobility between provinces. The draft Regulation to amend the Regulation respecting occupational health and safety also proposes amendments to eliminate requirements that are already provided for in another regulation and amendments in the “EVALUATION OF HEAT STRESS” Division in Schedule V.

The draft Regulation to amend the Regulation respecting occupational health and safety proposes amendments to take into account the most recent standards for eye and face protection and safety shoes. An amendment is also proposed concerning floatation devices in order to add life jackets. In addition, the draft Regulation revokes the section concerning air heaters since those requirements are found in the Construction Code of Québec (B-1.1, r. 2), corrects an error in the “EVALUATION OF HEAT