

(2) those filed on behalf of a foreign national on behalf of whom a sponsorship undertaking that lapsed was entered into further to an application filed before (*insert the date of coming into force of this Regulation*).

Subparagraph 5 of the first paragraph of section 68 and paragraph 5 of section 82 do not apply to such applications.”.

26. This Regulation comes into force on 17 August 2022.
105864

Gouvernement du Québec

O.C. 1242-2022, 22 June 2022

Act respecting the Ministère de la Santé
et des Services sociaux
(chapter M-19.2)

Program Respecting Certain Services Provided by Dental Hygienists

CONCERNING the Program Respecting Certain Services
Provided by Dental Hygienists

WHEREAS, under paragraph *h* of section 3 of the Act respecting the Ministère de la Santé et des Services sociaux (chapter M-19.2), the Minister of Health and Social Services shall promote the development and implementation of programs and services according to the needs of individuals, families and other groups;

WHEREAS, under the first paragraph of section 2 of the Act respecting the Régie de l'assurance maladie du Québec (chapter R-5), the function of the Board is to administer and implement the programs of the health insurance plan instituted by the Health Insurance Act (chapter A-29) and any other program entrusted to it by law or by the Government;

WHEREAS under the fifteenth paragraph of section 3 of the Health Insurance Act, the Board assumes the cost of services and goods provided under the programs it administers by virtue of the first paragraph of section 2 of the Act respecting the Régie de l'assurance maladie du Québec according to the terms and conditions provided for under those programs;

WHEREAS under the first paragraph of section 2.1. of the Act respecting the Régie de l'assurance maladie du Québec, the Board recovers, from the department or body concerned, the cost of services and goods it assumes under a program entrusted to it by law or by the Government, to the extent provided for under that program;

WHEREAS it is expedient that the Board be entrusted with the Program Respecting Certain Services Provided by Dental Hygienists;

IT IS ORDERED, therefore, on the recommendation of the Minister of Health and Social Services:

THAT the Régie de l'assurance maladie du Québec be entrusted with the Program Respecting Certain Services Provided by Dental Hygienists, the text of which is attached to this Order in Council;

YVES OUELLET
Clerk of the Conseil exécutif

PROGRAM RESPECTING CERTAIN SERVICES PROVIDED BY DENTAL HYGIENISTS

DIVISION I INTRODUCTORY PROVISIONS

1. The Program Respecting Certain Services Provided by Dental Hygienists is intended to remunerate the dental hygienist who provides certain services to insured persons under 10 years of age and to certain insured persons who are eligible for a financial assistance program.

2. The Régie de l'assurance maladie du Québec (hereinafter “the Board”) shall administer, apply and assume the cost of the Program Respecting Certain Services Provided by Dental Hygienists according to the terms and conditions provided for under this program.

3. For the application of this program, “Agreement” means the Agreement respecting Health Insurance between the Minister of Health and Social Services (hereinafter the “Minister”) and the Association des chirurgiens dentistes du Québec, made under section 19 of the Health Insurance Act (chapter A 29), hereinafter the “HIA”, including any letter of agreement or supplementary agreement agreed upon by the parties.

4. Services provided by a hygienist as an employee of a dentist who receives remuneration for these services from the Board under the Agreement are not covered by this program.

DIVISION II ELIGIBILITY CRITERIA

5. A person is eligible under this program if the person meets the following criteria:

1° the person is an insured person within the meaning of the subparagraph g.1 of the first paragraph of section 1 of the HIA, that is, a person who is a resident or temporary resident of Québec and who is duly registered with the Board;

2° as determined in Schedule A, the person is a person concerned by the service covered and the frequency provided for that service, if applicable.

DIVISION III AMOUNT AND REIMBURSEMENT TERMS AND CONDITIONS

6. Subject to compliance with the eligibility criteria and terms and conditions provided in this division, the Board shall reimburse, upon application, the cost of the services covered to in Schedule A rendered by a dental hygienist to an eligible person concerned in that Schedule, at the same rates and under the same conditions as those set out for those services in the Agreement, including the surcharge for asepsis and for children under 6 years of age.

Notwithstanding the provisions of the first paragraph, the amount reimbursed by the Board will be reduced by any amount already paid by the Board for a given service.

7. Any person wishing to obtain a reimbursement for the services referred to in section 6 must apply therefor within the prescribed time limit using the form made available for that purpose by the Board and provide the required information.

The application must be accompanied by a statement of fees or invoice describing the professional services rendered, their detailed cost and proof of their payment.

The Board shall assess the application in light of the information and documents that it requires, render its decision and, if applicable, determine the reimbursement amount and issue the payment.

8. Where the Board so requires it, the person must provide any document or information that the Board requires for the application of this program or grant the authorizations necessary to obtain them.

In addition, the person must provide the Board with proof of any fact establishing their right to a reimbursement.

9. Any application for reimbursement under the provisions of this program must be sent to the Board no later than one year after receiving the services.

The Board may agree to consider an application submitted after this deadline if the person demonstrates that they were, in fact, unable to submit the application sooner.

10. The dental hygienist who wishes to bill the Board directly for services rendered pursuant to section 6 must first conclude an individual agreement to that effect with the Board, using the form made available for that purpose by the Board and provide the required information.

11. The dental hygienist who has concluded an individual agreement in accordance with section 10 must, in order to bill the Board, file an application for payment within the time limits set out in the individual agreement, using the form made available for that purpose by the Board and provide the required information.

The dental hygienist must also declare that the eligible person or their representative has presented a valid health insurance card or claim booklet, as the case may be.

12. A dental hygienist may only charge and receive from the eligible person or the Board the remuneration provided for in the Agreement for services covered by this program.

13. A dental hygienist is entitled to be paid under this program even if the service was lawfully provided by an employee of the dental hygienist, including any student or trainee under the supervision of the dental hygienist.

14. This program does not cover the services obtained outside Québec.

DIVISION IV FINANCIAL ASSISTANCE RECEIVED WITHOUT ENTITLEMENT

15. The Board shall recover any amount unduly paid under this program where a person received a reimbursement or a payment without entitlement.

The recovery of amounts unduly paid is prescribed five years after the date of the reimbursement or payment by the Board. In the case of false declarations, recovery is prescribed five years after the date on which the Board became aware of the person's ineligibility for a reimbursement or for billing the Board, but no later than 10 years after the date of the reimbursement or payment.

DIVISION V PROGRAM MANAGEMENT

16. The Minister and the Board may agree upon, by written agreement, any procedural amendment, as well as any amendment necessary to take into account, among other things, amendments to the framework for the professional practice of dental hygienists, amendments to the Agreement or amendments to the coverage of services under the HIA or the Regulation respecting its application.

17. The Minister of Health and Social Services shall reimburse the Board, according to the terms and conditions to which they may agree upon, the amounts paid under the terms of this program as well as the actual development and administration costs of this program.

18. The Board shall provide the Minister of Health and Social Services with periodic reports on the costs incurred within the scope of this program, according to the terms and conditions to which they may agree upon. These reports will not contain any personal information.

DIVISION VI FINAL PROVISIONS

19. The Board shall publish this program on its website no later than the day it comes into force. It shall also publish on its website, no later than the day it comes into force, any amendment made to it, so as to keep the public informed.

20. This program comes into effect on 1 June 2023.

SCHEDULE A

Services covered under this program

Services covered	Persons concerned
Sedative dressing	Any insured person under 10 years of age
	Insured person 10 years of age or over who has held, for at least 12 consecutive months, a valid claim booklet issued in accordance with section 71.1 of the Act
Teaching and demonstration of oral hygiene measures*	Insured person 12 years of age or over who has held, for at least 12 consecutive months, a valid claim booklet issued in accordance with section 71.1 of the Act
Cleaning of teeth*	Insured person 12 years of age or over who has held, for at least 12 consecutive months, a valid claim booklet issued in accordance with section 71.1 of the Act
Scaling*	Insured person 16 years of age or over who has held, for at least 12 consecutive months, a valid claim booklet issued in accordance with section 71.1 of the Act
Topical fluoride application*	Insured person of at least 12 years of age and less than 16 years of age , who has held, for at least 12 consecutive months, a valid claim booklet issued in accordance with section 71.1 of the Act

* Service covered only once per 12-month period

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Gouvernement du Québec

O.C. 1252-2022, 22 June 2022

Tourist Accommodation Act
(2021, chapter 30)

Tourist Accommodation

Tourist Accommodation Regulation

WHEREAS, under section 3 of the Tourist Accommodation Act (2021, chapter 30), the Act is binding on the Government and its departments and bodies, except to the extent provided for by government regulation;

WHEREAS, under the first paragraph of section 5 of the Act, a tourist accommodation establishment must be registered by means of an application for registration accompanied in particular by a declaration of its accommodation offering and of the related activities and other related services, containing the information and documents prescribed by government regulation;

WHEREAS, under the second paragraph of section 5 of the Act, the registration, including its renewal at the time of the annual update required under section 20 of the Act, is made on payment of the fees determined by government regulation, which may vary in particular according to the number of accommodation units and the class of establishment determined by such a regulation;

WHEREAS, under the third paragraph of section 5 of the Act, the regulation may, subject to the terms and conditions it determines, exempt a class of tourist accommodation establishments or certain establishments of a given class or, as applicable, the person who operates such an establishment, from the application of the Act or the regulations or some of their provisions;

WHEREAS, under the first paragraph of section 12 of the Act, at the request of a municipality, the Minister of Tourism may, in the cases provided for by government regulation and in accordance with the second paragraph of the section, suspend or cancel the registration of a tourist accommodation establishment;

WHEREAS, under the first paragraph of section 20 of the Act, a person who operates a tourist accommodation establishment must, once a year and during the period determined by government regulation, send an application for registration renewal accompanied by an updating declaration in which the person indicates that the information and documents regarding the establishment as well as the information and documents relating to its