

Those amounts are then increased to the nearest dollar if they contain a fraction of a dollar equal to or greater than \$0.50 or reduced to the nearest dollar if they contain a fraction of a dollar less than \$0.50.

The indexing of an amount that cannot be rounded up to the nearest dollar is postponed until the year in which the total of the indexing rates applicable to each year for which the indexing is postponed will increase the amount by \$1.

27. REPLACEMENT

The Program replaces the Program for the awarding of lands in the domain of the State for the installation of wind turbines which replaced, pursuant to Order in Council 466-2017 dated 10 May 2017, the Program for the awarding of lands in the domain of the State for the installation of wind turbines, approved by Order in Council 928-2005 dated 12 October 2005 and amended by Orders in Council 647-2007 dated 7 August 2007, 1177-2009 dated 11 November 2009 and 1246-2013 dated 27 November 2013. However, the authorizations and rights granted under the previous program, made by Order in Council 466-2017 dated 10 May 2017, continue to apply in accordance with the rents and rates provided for therein until their expiry.

28. COMING INTO FORCE

The Program comes into force on the date of its publication in the *Gazette officielle du Québec*.

106042

M.O., 2022

Order 2022-041 of the Minister of Health dated 14 November 2022

Act respecting the sharing of certain health information
(chapter P-9.0001)

Regulation to amend the Regulation respecting access authorizations and the duration of use of information held in a health information bank in a clinical domain

THE MINISTER OF HEALTH,

CONSIDERING paragraph 7 of section 65 of the Act respecting the sharing of certain health information (chapter P-9.0001), which provides that any other person determined by regulation of the Minister may be an access authorization manager;

CONSIDERING section 70 and paragraph 2 of section 121 of the Act, which provide that the Minister determines by regulation the access authorizations that may be assigned to a provider listed in section 69 of the Act, according to the professional order to which the provider belongs, the provider's specialty or duties, or the information asset to which the provider is entitled to have access;

CONSIDERING section 72 and paragraph 3 of section 121 of the Act, which provide that the Minister determines by regulation the access authorizations that may be assigned to a body described in section 96 of the Act, depending on the services provided or the information asset to which the body is entitled to have access;

CONSIDERING that the Minister made the Regulation respecting access authorizations and the duration of use of information held in a health information bank in a clinical domain (chapter P-9.0001, r. 1);

CONSIDERING that it is expedient to amend the Regulation;

CONSIDERING that, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting access authorizations and the duration of use of information held in a health information bank in a clinical domain was published in Part 2 of the *Gazette officielle du Québec* of 20 July 2022 with a notice that it could be made by the Minister on the expiry of 45 days following that publication;

CONSIDERING that it is expedient to make the Regulation to amend the Regulation respecting access authorizations and the duration of use of information held in a health information bank in a clinical domain with amendments;

ORDERS AS FOLLOWS:

The Regulation to amend the Regulation respecting access authorizations and the duration of use of information held in a health information bank in a clinical domain, attached to this Order, is hereby made.

CHRISTIAN DUBÉ
Minister of Health

Regulation to amend the Regulation respecting access authorizations and the duration of use of information held in a health information bank in a clinical domain

Act respecting the sharing of certain health information (chapter P-9.0001, s. 65, par. 7, ss. 70 and 72, and s. 121, pars. 2 and 3)

1. The Regulation respecting access authorizations and the duration of use of information held in a health information bank in a clinical domain (chapter P-9.0001, r. 1) is amended in the first paragraph of section 0.1

(1) by replacing “to what is provided for in section 65 of the Act” in the portion before subparagraph 1 by “to the persons referred to in section 65 of the Act respecting the sharing of certain health information (chapter P-9.0001)”;

(2) by replacing subparagraph 1 by the following:

“(1) a professional practising in a private health facility referred to in section 2 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), replaced by section 2 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022;”;

(3) by inserting the following after subparagraph 4:

“(4.1) a person designated by the operator of a private seniors’ residence referred to in section 346.0.1 of the Act respecting health services and social services (chapter S-4.2) in the case of a natural person or, in any other case, by the officer exercising the highest authority within that operator;

(4.2) a person designated by the officer exercising the highest authority in a palliative care hospice within the meaning of the Act respecting end-of-life care (chapter S-32.0001);

(4.3) a person designated by the executive director of Corporation d’urgences-santé;

(4.4) a person designated by the holder of an ambulance service permit issued in accordance with the Act respecting pre-hospital emergency services (chapter S-6.2);”.

2. Section 1 is amended

(1) by replacing “Act respecting the sharing of certain health information (chapter P-9.0001)” in the portion before subparagraph 1 of the first paragraph by “Act”;

(2) by replacing the third paragraph by the following:

“The same access authorizations may be assigned to the following persons:

(1) the holder of a registration certificate in medicine referred to in paragraph 12.1 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information, made by paragraph 12 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022;

(2) the holder of a training card referred to in paragraph 9 of section 69 of the Act or in paragraph 12.2 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information, made by paragraph 12 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022;

(3) the holder of an authorization referred to in paragraph 10 of section 69 of the Act.”.

3. Section 2 is amended by inserting “or in paragraph 11 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), amended by paragraph 11 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022,” after “section 69 of the Act” in the portion before subparagraph 1 of the first paragraph.

4. Section 3 is amended by adding the following after the second paragraph:

“The same access authorizations may be assigned to a nurse practising in a private health facility referred to in section 2 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), replaced by section 2 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, a community pharmacy, a private seniors’ residence or a palliative care hospice.”.

5. Section 4 is amended by inserting “or in paragraph 10.1 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 10 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022,” after “section 69 of the Act” in the portion before paragraph 1.

6. Section 9.2 is amended by adding the following paragraph at the end:

“The same access authorizations may be assigned to a dental medicine resident referred to in paragraph 1.1 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information, made by paragraph 2 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022.”.

7. The following is inserted after section 9.2:

“**9.2.1.** Access authorizations may be assigned to a dental hygienist referred to in paragraph 1.2 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 2 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the dental hygienist to receive information held in the health information banks in the medication domain.”.

8. Section 9.3 is amended by adding the following paragraph at the end:

“Access authorizations may be assigned to such a provider with the legal authority to prescribe medications to enable the provider to

(1) release any electronic prescription for medication written by that provider to the operations manager of the electronic prescription management system for medication; and

(2) receive such information of prescriptions held in that system.”.

9. Section 9.5 is amended by replacing “physical rehabilitation therapist” in the portion before subparagraph 1 of the first paragraph by “physiotherapy technologist”.

10. Section 9.6 is amended by adding the following paragraph at the end:

“Access authorizations may also be assigned to such a provider to enable the provider to receive such information of prescriptions held in the electronic prescription management system for medication or, where the provider has the legal authority to prescribe medications, to release any electronic prescription for medication written by that provider to the operations manager of the management system.”.

11. The following is inserted after section 9.10:

“**9.11.** Access authorizations may be assigned to a podiatrist referred to in paragraph 14 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P 9.0001, r. 0.1), made by paragraph 13 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the podiatrist to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the laboratory domain;
- (3) the medical imaging domain;
- (4) the hospitalization domain.

Access authorizations may also be assigned to such a provider to enable the provider to

(1) release to the operations manager of the electronic prescription management system for medication every electronic prescription for medication written by that provider; and

(2) receive information of prescriptions held in that system.

9.12. Access authorizations may be assigned to a professional technologist referred to in paragraph 15 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 13 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the professional technologist to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the laboratory domain;
- (3) the medical imaging domain;
- (4) the hospitalization domain.

Access authorizations may also be assigned to such a provider to enable the provider to receive information of prescriptions held in the electronic prescription management system for medication.

9.13. Access authorizations may be assigned to a psychologist referred to in paragraph 16 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 13 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the psychologist to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the laboratory domain;
- (3) the medical imaging domain;
- (4) the hospitalization domain.

Access authorizations may also be assigned to such a provider to enable the provider to receive information of prescriptions held in the electronic prescription management system for medication.

9.14. Access authorizations may be assigned to a psychoeducator referred to in paragraph 17 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 13 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the psychoeducator to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the hospitalization domain.

Access authorizations may also be assigned to such a provider to enable the provider to receive information of prescriptions held in the electronic prescription management system for medication.

9.15. Access authorizations may be assigned to an ambulance technician referred to in paragraph 18 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 13 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the ambulance technician to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the laboratory domain;
- (3) the hospitalization domain.

Access authorizations may also be assigned to such a provider to enable the provider to receive information of prescriptions held in the electronic prescription management system for medication.

9.16. Access authorizations may be assigned to a chiropractor referred to in paragraph 19 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 13 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the chiropractor to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the laboratory domain;
- (3) the medical imaging domain;
- (4) the hospitalization domain.

9.17. Access authorizations may be assigned to an optometrist referred to in paragraph 20 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 13 of

section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable the optometrist to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the laboratory domain;
- (3) the medical imaging domain;
- (4) the hospitalization domain.

Access authorizations may also be assigned to such a provider to enable the provider to

(1) release to the operations manager of the electronic prescription management system for medication every electronic prescription for medication written by that provider; and

(2) receive information of prescriptions held in that system.

9.18. Access authorizations may be assigned to an audiologist or a speech language pathologist referred to in paragraph 21 of section 6 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), made by paragraph 13 of section 3 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022, to enable them to receive information held in the health information banks in the following clinical domains:

- (1) the medication domain;
- (2) the laboratory domain;
- (3) the medical imaging domain;
- (4) the hospitalization domain.”.

12. Section 15 is amended by replacing “or dental office” in the portion before paragraph 1 by “office, a private health facility referred to in section 2 of the Regulation respecting the application of the Act respecting the sharing of certain health information (chapter P-9.0001, r. 0.1), replaced by section 2 of the Regulation to amend the Regulation respecting the application of the Act respecting the sharing of certain health information, made by Order in Council 1160-2022 dated 22 June 2022,”.

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

106038

Notice

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

Workers' Compensation Act
(chapter A-3)

Table of income replacement indemnities payable under the Act respecting industrial accidents and occupational diseases and of indemnities payable under the Workers' Compensation Act for 2023

Notice is hereby given that, on 17 November 2022, the Commission des normes, de l'équité, de la santé et de la sécurité du travail made the Regulation respecting the table of income replacement indemnities payable under the Act respecting industrial accidents and occupational diseases and of indemnities payable under the Workers' Compensation Act for 2023 with amendment.

In accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), the draft Regulation was published on page 2328 of the *Gazette officielle du Québec* of 29 June 2022 with a notice that it could be made by the Commission on the expiry of 45 days following that publication.

LOUISE OTIS

*Chair of the board of directors
of the Commission des normes, de l'équité,
de la santé et de la sécurité du travail*
