

Gouvernement du Québec

O.C. 1794-2022, 7 December 2022

Health Insurance Act
(chapter A-29)

Regulation
— **Amendment**

CONCERNING the Regulation to amend the Regulation respecting the application of the Health Insurance Act

WHEREAS, under subparagraphs *b* and *b.1* of the first paragraph of section 69 of that Act, the Government may, after consultation with the Régie de l'assurance maladie du Québec or upon its recommendation, in addition to the other powers conferred on it by this Act, make regulations to:

— determine, among the services contemplated in section 3 of that Act, those which are not to be considered insured services, and how often some of those contemplated in subparagraph *c* of the first paragraph or in the second paragraph of section 3 may be rendered in order to remain insured services;

— prescribe the cases, conditions or circumstances in which the services contemplated in section 3 of that Act are not considered insured services for all insured persons or those insured persons it indicates;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft regulation to amend the Regulation respecting the application of the Health Insurance Act was published in Part 2 of the *Gazette officielle du Québec* on 6 July 2022, with notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS the Régie de l'assurance maladie du Québec was consulted on the draft regulation;

WHEREAS it is expedient to make that Regulation with amendments;

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

THAT the Regulation to amend the Regulation respecting the application of the Health Insurance Act, attached to this Order in Council, be made.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the application of the Health Insurance Act

Health Insurance Act
(chapter A-29, s. 69, 1st para., subpara. *b* and *b.1*)

1. Section 22 of the Regulation respecting the application of the Health Insurance Act (chapter A-29, r. 5) is amended:

1° by deleting subparagraph *d*;

2° by inserting, in subparagraph *i* and after “rendered”, “in person”;

3° by adding, at the end, the following subparagraph:

“w) any service rendered from a distance by a professional:

i. on the basis of an agreement or contract with an employer, an association or a body for the purpose of providing insured services to its employees or to their members, as well as to the spouses or any dependants of its employees or their members;

ii. under or incidental to an employee benefit plan or group insurance contract provided that their main purpose is not the provision of these services.”

2. This Regulation comes into force on 1 January 2023.

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