

Bill 43

**An Act to amend the Nurses Act and  
other provisions in order to facilitate  
access to health services**

Section 2

**AMENDMENT:**

1. Insert “as well as the standards relating to the form and content of verbal or written prescriptions made by specialized nurse practitioners” after “those activities” in subparagraph *f* proposed by paragraph 1.
2. Strike out “, in particular the Collège des médecins du Québec” in the paragraph proposed by paragraph 2.

Adopté SM

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Section 3

**AMENDMENT:**

In proposed section 36.1:

1. Insert “, according to their class of specialization and” after “following activities” in the introductory clause of the first paragraph.
2. Replace “common illnesses” in subparagraph 1 of the first paragraph by “illnesses”.
3. Strike out “for normal and low-risk pregnancies” in subparagraph 8 of the first paragraph.
4. Strike out the second paragraph.

Adopte 597

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Section 10

**AMENDMENT:**

Replace both occurrences of “nurse practitioner specializing in mental health” by  
“specialized nurse practitioner”.

Adopted 5/11

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Section 11

**AMENDMENT:**

Replace “nurse practitioner specializing in mental health” by “specialized nurse practitioner”.

Adopté SN

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Section 12

**AMENDMENT:**

Replace “nurse practitioner specializing in mental health” by “specialized nurse practitioner”.

Adopte 507

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Section 12

**AMENDMENT:**

In section 12, as amended:

1. Replace “the specialized nurse” by “a specialized nurse”.
2. Strike out “who placed the person under confinement”.

Adopte SR

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Section 13

**AMENDMENT:**

Replace “the nurse practitioner specializing in mental health who placed the person under confinement” by “a specialized nurse practitioner”.

Adopté 5/11

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access to health services**

Section 18

**AMENDMENT:**

Replace by:

**18.** Section 82 of the Act is amended by replacing “physician who diagnoses” in paragraph 1 by “health professional with the authority to make a diagnosis or to assess a person’s state of health who observes”.

Adopte 587



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Section 50.1

**AMENDMENT:**

Insert after section 50:

**MINISTER'S REGULATION UNDER THE PUBLIC HEALTH ACT**

**50.1.** Sections 29 and 30 of the Minister's Regulation under the Public Health Act (chapter S-2.2, r. 2.1) are amended by replacing all occurrences of "physician" by "health professional with the authority to make a diagnosis".

Adopte 597

AM 10  
s. 50.2 (33)

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Section 50.2

**AMENDMENT:**

Amendment 10 has been withdrawn and renamed amendment h.

89.

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Section 50.3

**AMENDMENT:**

Insert after section 50.2:

**50.3.** The Regulation is amended by replacing “physician” in subparagraph 5 of section 15, the first paragraph of section 26, the introductory clause and paragraph 2 of the first paragraph of section 27 and the introductory clause of section 28 by “health professional with the authority to make a diagnosis or to assess a person’s state of health”.

Adopté SN

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Section 3.1

**AMENDMENT:**

Insert after section 3:

**WORKERS' COMPENSATION ACT**

**3.1.** Section 2 of the Workers' Compensation Act (chapter A-3) is amended by inserting the following paragraph after paragraph *m* of subsection 1:

“(m.1) “health professional” means a professional within the meaning of the Health Insurance Act (chapter A-29) and any other professional within the meaning of the Professional Code (chapter C-26) determined by regulation of the Commission;”.

Adopte 5/7

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Section 3.2

**AMENDMENT:**

Insert after section 3.1:

**3.2:** Section 124 of the Act is amended

(1) by inserting the following paragraph after paragraph c:

“(c.1) determining any professional, within the meaning of the Professional Code (chapter C-26), who may act as a health professional for the purposes of this Act;”

(2) by adding the following paragraph at the end:

“Where the Commission determines a professional under subparagraph c.1 of the first paragraph, it may adapt the rules and standards set out in this Act concerning the roles and responsibilities of that professional, or exclude some of those rules and standards.”

*Adopté SM*

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Section 3.2.1

**AMENDMENT:**

Insert after section 3.2:

**3.2.1.** Section 22 of the Act is amended by replacing “physician or surgeon” in subparagraph *e* of the first paragraph of subsection 1 by “health professional”.

Adopté SM

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Section 3.2.2

**AMENDMENT:**

Insert after proposed section 3.2.1:

**3.2.2.** Section 54 of the Act is amended by replacing both occurrences of “physician, surgeon” by “health professional”.

Adopte 5/7

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Section 3.2.3

**AMENDMENT:**

Insert after section 3.2.2:

**3.2.3.** Section 55 of the Act is amended

- (1) by replacing “a physician, practitioner” in the first paragraph by “a health professional”;
- (2) in the second paragraph,
  - (a) by replacing “to the physician” by “to the health professional”;
  - (b) by replacing “a physician, practitioner” by “a health professional”;
- (3) by replacing “a physician” in the third paragraph by “a health professional”.

Adopte 59



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Section 3.3

**AMENDMENT:**

Insert after section 3.2.3:

**3.3.** In any other provision of the Act, “physician” and “medical practitioner” are replaced by “health professional”.

Adopté SM

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Section 25.1

**AMENDMENT:**

Insert after section 25:

**REGULATION RESPECTING THE IMPAIRMENT SCALE**

**25.1.** Schedule A to the Regulation respecting the impairment scale (chapter A-3, r. 2) is amended by replacing all occurrences of “evaluating physician” by “evaluating health professional”.

Adopté S87

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Section 71

**AMENDMENT:**

Insert before paragraph 1:

(0.1) by replacing “physician” in the Regulation respecting financial assistance (chapter A-3, r. 1) by “health professional”.

Adopté 587

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Section 30.1

**AMENDMENT:**

Insert after section 30:

REGULATION RESPECTING THE TIME LIMIT WITHIN WHICH  
MEDICAL REPORTS MUST BE SENT FOR THE PURPOSES OF  
AUTOMOBILE INSURANCE

**30.1.** Section 1 of the Regulation respecting the time limit within which medical reports must be sent for the purposes of automobile insurance (chapter A-25, r. 6) is amended, in the first paragraph,

(1) by replacing “or institution” by “, specialized nurse practitioner or institution”;

(2) by inserting “or specialized nurse practitioner” before “consulted by a claimant” in the first paragraph.

Adopte S97

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Section 30.2

**AMENDMENT:**

Insert after section 30.1:

**REGULATION RESPECTING INDEMNITIES PAYABLE UNDER TITLE II  
OF THE AUTOMOBILE INSURANCE ACT**

**30.2.** The heading of Chapter IV of the Regulation respecting indemnities payable under Title II of the Automobile Insurance Act (chapter A-25, r. 12) is amended by replacing "A PHYSICIAN" by "THE PHYSICIAN OR SPECIALIZED NURSE PRACTITIONER".

*Adopté 597*

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Section 30.3

**AMENDMENT:**

Insert after section 30.2:

**30.3.** Sections 38 and 39 of the Regulation are amended by replacing all occurrences of “physician” and “physician’s” by “physician or specialized nurse practitioner” and “physician’s or specialized nurse practitioner’s”, respectively.

*Adopté 507*

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Section 30.4

**AMENDMENT:**

Insert after section 30.3:

**30.4.** Section 40 of the Regulation is amended

(1) by inserting “or specialized nurse practitioner” after “the physician” in the introductory clause of the first paragraph;

(2) by inserting “or specialized nurse practitioner” after “the physician” in the second paragraph;

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

“The physician or specialized nurse practitioner who is unable to definitively establish the claimant’s disability shall nevertheless establish it on a provisional basis.”

*Adopté S97*

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Section 30.5

**AMENDMENT:**

Insert after section 30.4:

**30.5.** Section 42 of the Regulation is replaced by the following section:

“The physician or specialized nurse practitioner who examines a victim for the purpose of establishing the indemnity payable under section 44 of the Act shall indicate in a separate report all the information necessary for implementing regulations made under section 44 of the Act.”

Adopte SM



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Section 30.6

**AMENDMENT:**

Insert after section 30.5:

**30.6.** Section 43 of the Regulation is amended

(1) by inserting “or specialized nurse practitioner” after “the physician” in the first paragraph;

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

“The physician or specialized nurse practitioner who is unable to determine the percentage of the claimant’s disability shall nevertheless determine a provisional percentage, subject to review.”

*Adopte SM*

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Section 30.7

**AMENDMENT:**

Insert after section 30.6:

**REGULATION RESPECTING THE REIMBURSEMENT OF CERTAIN  
EXPENSES**

**30.7.** Section 7 of the Regulation respecting the reimbursement of certain expenses (chapter A-25, r. 14) is amended by replacing “a dentist or an optometrist, or is prescribed by a physician or other professional” in paragraph 1 by “a specialized nurse practitioner, a dentist or an optometrist or, when prescribed by a physician or a specialized nurse practitioner, by other professionals”.

*Adopté 57*

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Section 30.8

**AMENDMENT:**

Insert after section 30.7:

**30.8.** Section 15 of the Regulation is amended by inserting “, a specialized nurse practitioner” after “physician” in paragraph 2.

Adopte SM

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Section 30.9

**AMENDMENT:**

Insert after section 30.8:

**30.9.** Section 50 of the Regulation is amended by inserting “or a specialized nurse practitioner” after all occurrences of “physician”.

Adopte 597

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Section 30.10

**AMENDMENT:**

Insert after section 30.9:

**30.10.** Section 54.14 of the Regulation is amended

(1) by inserting “or a specialized nurse practitioner” after “physician”  
in paragraph 1;

(2) by inserting “or the specialized nurse practitioner” after  
“physician” in the introductory clause of paragraph 2.

Adopté sn

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Section 30.11

**AMENDMENT:**

Insert after section 30.10:

**30.11.** Section 54.22 of the Regulation is amended

(1) by inserting “or a specialized nurse practitioner” after “physician”  
in paragraph 1;

(2) by replacing “a nurse specialized in the field” in paragraph 2 by “a  
nurse with competency in urology”.

Adopte SN

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Section 30.12

**AMENDMENT:**

Insert after section 30.11:

**30.12.** Section 57 of the Regulation is amended

(1) by inserting “or specialized nurse practitioner” after “by one physician” in paragraph 1;

(2) by inserting “or specialized nurse practitioner” after “for each physician” in paragraph 2;

(3) by replacing “by more than one physician” in paragraph 2 by “by more than one such professional”.

*Adopte SR*

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Section 30.13

**AMENDMENT:**

Insert after section 30.12:

**30.13.** The Regulation is amended by inserting “or a specialized nurse practitioner” after “a physician” in the first paragraph of section 24, sections 36 and 44, paragraph 1 of section 54.1, paragraph 3 of section 54.7, section 54.8, the second paragraph of paragraph 2 of section 54.10, and paragraphs 1 and 2 of section 54.20.

Adopte sn



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Section 39

**AMENDMENT:**

Replace by:

**39.** Section 7.9 of the Regulation respecting licences (chapter C-24.2, r. 34) is amended by replacing the second paragraph by the following paragraph:

“The certificate must indicate the estimated duration of the illness or deficiency.”

Adopté ST

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access to health services**

Section 42

**AMENDMENT:**

1. Insert “of one” before “of those classes” in proposed paragraph 4.
2. Replace “nurse practitioner specializing in mental health” in proposed paragraph 4 by “specialized nurse practitioner”.

*Adopte S91*

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access to health services**

Section 43

**AMENDMENT:**

1. Insert “of one” before “of those classes” in proposed paragraph 2.
2. Replace “nurse practitioner specializing in mental health” in proposed paragraph 2 by “specialized nurse practitioner”.

Adopte SN

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Section 71.1

**AMENDMENT:**

Insert after section 71:

**71.1.** For the purposes of sections 60 to 64 of the Automobile Insurance Act (chapter A-25), as they read on 31 December 1989, which continue to apply to persons having suffered bodily injury before 1 January 1990 under section 23 of the Act to amend the Automobile Insurance Act and other legislative provisions (1989, chapter 15), the responsibilities assigned to physicians may also be exercised by specialized nurse practitioners.

Adopte SN

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Section 50.2

**AMENDMENT:**

Insert after section 50.1:

**50.2.** Section 33 of the Regulation is amended

(1) in the first paragraph,

(a) by replacing “physician” in the introductory clause by “health professional with the authority to make a diagnosis or to assess a person’s state of health”;

(b) by replacing “physician’s” and “physician” in subparagraph 5 by “professional’s” and “professional”, respectively;

(2) by replacing “physician” in the second paragraph by “professional”.

Adopte SN

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Section 59

**AMENDMENT:**

Replace paragraph 2 by:

(2) by replacing all occurrences of “member of the Collège des médecins du Québec” in the Protocol for administering acetaminophen to treat fever by “health professional authorized by law to prescribe it”;

(2.1) by inserting “or a specialized nurse practitioner” after all occurrences of “member of the Collège des médecins du Québec” in the Protocol for applying insect repellent.

Adopté sur

Bill 43

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Section 71.2

**AMENDMENT:**

Replace the heading above section 72 by:

**FINAL PROVISIONS**

**71.2.** On the expiry of two years from the date of coming into force of section 3, the Ordre des infirmières et des infirmiers du Québec must file a report with the Office des professions du Québec on the implementation of the provisions of this Act. The report must also contain all the information required by the Office. On receiving the report, the Office sends a copy to the minister responsible for the administration of legislation respecting the professions, who submits it to the Government.

The report is tabled in the National Assembly within 30 days after being received by the Government or, if the Assembly is not sitting, within 30 days of resumption.

*Adopté SM*