

Bill 11

**An Act to increase the supply of
primary care services by general
practitioners and to improve the
management of that supply**

*adaptive
MC*

Section 1

AMENDMENT:

Replace “find a physician” in subparagraph 1 of the first paragraph of proposed section 11 by “find a health and social services professional”.

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Section 7.1

AMENDMENT:

Insert after section 7:

MEDICAL ACT

7.1. The Medical Act (chapter M-9) is amended by inserting the following section after section 14:

“**14.1.** The president or the person designated by the president may, on request, send to the Minister of Health and Social Services the information concerning physicians or holders of a registration certificate in medicine that the Minister considers necessary for the exercise of his functions, in particular for developing policies, medical staff planning, monitoring the implementation of those policies and that planning, and assessing applications for an approval, authorization or other decision that the Minister is empowered to make under the law in respect of the medical staff or any member of such staff.”

*Adopté
ML*

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Section 7.2

*Adopté
7/2*

AMENDMENT:

Insert after section 7.1, introduced by amendment:

ACT RESPECTING THE RÉGIE DE L'ASSURANCE MALADIE DU QUÉBEC

7.2. Section 2 of the Act respecting the Régie de l'assurance maladie du Québec (chapter R-5) is amended by replacing “physician who agrees to provide medical care to the person in collaboration, if applicable, with other health and social services professionals. It shall also set up a system designed to allow every insured person to make an appointment with a general practitioner who is subject to an agreement entered into under section 19 of that Act. The Board may also, at the Minister’s request, allow such a system to be used to make an appointment with” in the sixth paragraph by “health and social services professional who belongs to a class of professionals, and practises in premises belonging to a class, identified by the Minister and who agrees to provide medical care to the person in collaboration, if applicable, with other professionals. The Board shall also set up a system designed to allow every insured person to make an appointment with”.

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Section 5.1

AMENDMENT:

*Adopted
TK*

Insert before section 6:

5.1. Section 19 of the Health Insurance Act (chapter A-29) is amended

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

“An agreement may provide for a different remuneration for the provision of medical services from a distance, in particular according to the means used to provide such a service.”;

(2) by replacing “in the sixth paragraph” in the ninth paragraph by “in the sixth or seventh paragraph”.

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Section 4.1

adopted

AMENDMENT:

Insert after section 4:

4.1. Section 30 of the Act, enacted by section 1 of the Act to enact the Act to promote access to family medicine and specialized medicine services and to amend various legislative provisions relating to assisted procreation (2015, chapter 25), is amended

- (1) by replacing “eighth” in paragraph 1 by “ninth”;
- (2) by replacing paragraph 2 by the following paragraph:
“(2) by replacing “sixth or seventh” in the tenth paragraph by “fifth or sixth”.

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Section 4.2

*Adopted
7C*

AMENDMENT:

Insert after section 4.1, introduced by amendment:

4.2. Section 31 of the Act, enacted by section 1 of the Act to enact the Act to promote access to family medicine and specialized medicine services and to amend various legislative provisions relating to assisted procreation (2015, chapter 25), is amended by replacing “twelfth” and “tenth” by “thirteenth” and “eleventh”, respectively.

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Section 4.3

Adopted

AMENDMENT:

Insert after section 4.2, introduced by amendment:

4.3. Section 39 of the Act, enacted by section 1 of the Act to enact the Act to promote access to family medicine and specialized medicine services and to amend various legislative provisions relating to assisted procreation (2015, chapter 25), is amended by replacing “seventh and eighth” and “sixth” by “eighth and ninth” and “seventh”, respectively.

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Section 4.4

*Adopted
ML*

AMENDMENT:

Insert after section 4.3, introduced by amendment:

4.4. Section 63 of the Act, enacted by section 1 of the Act to enact the Act to promote access to family medicine and specialized medicine services and to amend various legislative provisions relating to assisted procreation (2015, chapter 25), is replaced by the following section:

“**63.** Section 377.1 of the Act is amended by replacing “seventh” by “sixth”.”

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Section 5.2

*Adopted
ML*

AMENDMENT:

Insert after section 5.1, introduced by amendment:

5.2. Section 19.1 of the Act is amended by replacing “twelfth” in the second paragraph by “thirteenth”.

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Section 5.6

Adopted

AMENDMENT:

Insert after section 5.5, introduced by amendment:

5.6. Section 69.0.1.1 of the Act is amended by replacing “seventh and eighth” by “eighth and ninth”.

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Section 7.11

*Adopted
7/1*

AMENDMENT:

Insert after section 7.10, introduced by amendment:

7.11. Section 377.1 of the Act is amended by replacing “sixth” by “seventh”.

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Section 7.3

AMENDMENT:



Insert after section 7.2, introduced by amendment:

ACT RESPECTING HEALTH SERVICES AND SOCIAL SERVICES

7.3. Section 6 of the Act respecting health services and social services (chapter S-4.2) is amended by adding the following sentence at the end of the first paragraph:
“The person is also entitled to have those services provided to him in person.”

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Section 7.4

Adopted

AMENDMENT:

Insert after section 7.3, introduced by amendment:

7.4. Section 13 of the Act is amended by replacing “The right to health services and social services and the right to choose a professional and an institution as provided in sections 5 and 6” by “The rights provided for in section 5 and in the first paragraph of section 6”.

SAM 1
AM 14
s. 7.12 (453.2)

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Section 7.12

Adopted

AMENDMENT:

Replace “the conditions under which the following services may be provided from a distance.” in the introductory clause of the first paragraph of section 453.2, introduced by amendment, by “the cases in which and the conditions under which the following services may be provided from a distance, in particular to ensure their quality:”.

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Section 7.12

AMENDMENT:

Insert after section 7.11, introduced by amendment:

7.12. The Act is amended by inserting the following after section 453.1:

“CHAPTER II.1

**“HEALTH SERVICES AND SOCIAL SERVICES PROVIDED FROM A
DISTANCE**

“453.2. The Minister may, by regulation, determine the conditions under which the following services may be provided from a distance:

- (1) the health services and social services determined under section 105;
- (2) the services insured under the plan established by the Health Insurance Act (chapter A-29) and provided by a health professional, within the meaning of that Act, who practises in a specialized medical centre referred to in subparagraph 1 of the first paragraph of section 333.3; and
- (3) the services insured under the plan established by the Health Insurance Act (chapter A-29) and provided by a health professional, within the meaning of that Act, who practises in a private health facility.

The regulation may also determine the conditions under which the activities determined under section 105 may be conducted from a distance.

The Minister may, in particular, determine the cases and circumstances in which a technological product or service certified in accordance with the specific rules defined by the health and social services network information officer under section 5.2 of the Act respecting the Ministère de la Santé et des Services sociaux (chapter M-19.2) must be used when services are provided or activities are conducted from a distance.”

*Adopté
7/2*

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*Adopted
ML*

Section 7.6

AMENDMENT:

Insert after section 7.5, introduced by amendment:

7.6. The Act is amended by inserting the following section after section 105:

“105.0.1. The services determined under section 105 may be provided from a distance only in the cases and on the conditions determined by a regulation made under section 453.2. The same applies to the conduct of activities determined under that section 105.”

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Section 7.9

*Adopted
MPC*

AMENDMENT:

Insert after section 7.8, introduced by amendment:

7.9. The Act is amended by inserting the following section after section 333.4.1:

“333.4.2. The services insured under the plan established by the Health Insurance Act (chapter A-29) may be provided from a distance by a health professional, within the meaning of that Act, who practises in a specialized medical centre referred to in subparagraph 1 of the first paragraph of section 333.3, only in the cases and on the conditions determined by a regulation made under section 453.2.”

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Section 7.10

*Adopted
ML*

AMENDMENT:

Insert after section 7.9, introduced by amendment:

7.10. The Act is amended by inserting the following after section 338.1:

“TITLE III

“PRIVATE HEALTH FACILITY

“338.2. The services insured under the plan established by the Health Insurance Act (chapter A-29) may be provided from a distance by a health professional, within the meaning of that Act, who practises in a private health facility, only in the cases and on the conditions determined by a regulation made under section 453.2.”

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Section 5.3

*Adopte
ML*

AMENDMENT:

Insert after section 5.2, introduced by amendment:

5.3. The Act is amended by inserting the following section after section 22.0.0.0.2:

“20.0.0.0.3. A health professional subject to the application of an agreement or a health professional who has withdrawn is entitled to be remunerated for an insured service the health professional provided from a distance only in the cases determined by a regulation made under section 453.2 of the Act respecting health services and social services (chapter S-4.2) and if the conditions determined in the regulation are met.”

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Section 5.4

AMENDMENT:

Insert after section 5.3, introduced by amendment:

5.4. Section 22.2 of the Act is amended by inserting “or with the cases and conditions determined by a regulation made under section 453.2 of the Act respecting health services and social services (chapter S-4.2), as the case may be” after “in non-conformity with the agreement” in the first paragraph.

*Adopted
JL*

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Section 5.5



AMENDMENT:

Insert after section 5.4, introduced by amendment:

5.5. Section 54 of the Act is amended by adding the following sentence at the end of the first paragraph: “The same applies to a dispute concerning a professional in the field of health who is subject to the application of an agreement and that results from the interpretation or application of a provision of a regulation made under section 453.2 of the Act respecting health services and social services (chapter S-4.2).”

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Section 7.7

AMENDMENT:

Insert after section 7.6, introduced by amendment:

7.7. Sections 108.1 and 108.2 of the Act are repealed.

*Adapted
OP*

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Section 7.5

Adopted

AMENDMENT:

Insert after section 7.4, introduced by amendment:

7.5. Section 34 of the Act is amended by striking out “or 108.1” in the first paragraph.

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Section 7.8

*Adopted
ML*

AMENDMENT:

Insert after section 7.7, introduced by amendment:

7.8. Section 109 of the Act is amended by striking out “, 108.1” in the first and fourth paragraphs.

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Section 9

AMENDMENT:

*Adopted
ML*

Replace by:

9. The provisions of this Act come into force on the date or dates to be determined by the Government, except

(1) sections 5.1, 5.2, 5.6 to 7.1 and 7.11, which come into force on *(insert the date of assent to this Act)*; and

(2) sections 5.3 to 5.5, 7.3 to 7.10 and 7.12, which come into force on the date of coming into force of the first regulation made under section 453.2 of the Act respecting health services and social services (chapter S-4.2), enacted by section 7.12.

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Title

AMENDMENT:

Strike out "by general practitioners" in the title.

*Adopte
JK*