

**DIVISION VI**  
**FINAL PROVISIONS**

11. The Board shall publish this program on its website before 27 August 2021.

12. This program comes into force on 12 August 2021 and ends on 8 February 2022.

105210

Gouvernement du Québec

**O.C. 1044-2021, 7 July 2021**

Act respecting the Régie de l'assurance maladie du Québec  
(chapter R-5)

**Temporary Program to Compensate Persons who were Unable to Benefit Free of Charge from Certain Dental Services Provided by a Denturologist Due to the COVID-19 Pandemic**

CONCERNING the Temporary Program to Compensate Persons who were Unable to Benefit Free of Charge from Certain Dental Services Provided by a Denturologist Due to the COVID-19 Pandemic entrusted to the Régie de l'assurance maladie du Québec

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 subparagraph 4 of the first paragraph of section 3 of the Act respecting the Ministère de l'Emploi et de la Solidarité sociale and the Commission des partenaires du marché du travail (chapter M-15.001), the Minister of Labour, Employment and Social Solidarity, subject to subparagraph 4 of the first paragraph of section 77.1 of the Public Administration Act (chapter A-6.01), draws up policies and measures in the areas under the Minister's authority and proposes them to the Government, primarily in order to ensure an acceptable standard of living for every person and every family;

WHEREAS, in accordance with the Accord concernant l'administration, l'application et le paiement du coût du programme des prothèses dentaires acryliques fournies

par un denturologiste à un prestataire de la sécurité du revenu confiés à la Régie de l'assurance maladie du Québec, authorized by Décret 427-96 dated 3 April 1996 and amended by Décret 812-2006 dated 31 August 2006, the Board administers and assumes the cost of that program;

WHEREAS, by Order in Council 177-2020 dated 13 March 2020, the Government declared a public health emergency and took certain measures to protect the health of the population;

WHEREAS, during the period between 16 March 2020 and 1 June 2020, only urgent dental services were dispensed to the population;

WHEREAS, during that period, certain persons were unable to benefit from the dental services provided for in the program respecting acrylic dental prostheses furnished by a denturologist to a recipient of income security entrusted to the Régie de l'assurance maladie du Québec;

WHEREAS the purpose of the Program is to compensate persons who were unable to benefit from the program due to the circumstances related to the COVID-19 pandemic and the loss of their eligibility for the claim booklet;

WHEREAS, under the fifteenth paragraph of section 3 of the Health Insurance Act, the Board also 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 it is expedient that the Board be entrusted with the Temporary Program to Compensate Persons who were Unable to Benefit Free of Charge from Certain Dental Services Provided by a Denturologist Due to the COVID-19 Pandemic;

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

THAT the Régie de l'assurance maladie du Québec be entrusted with the Temporary Program to Compensate Persons who were Unable to Benefit Free of Charge from Certain Dental Services Provided by a Denturologist Due to the COVID-19 Pandemic, the text of which is attached to this Order in Council.

YVES OUELLET  
*Clerk of the Conseil exécutif*

---

**TEMPORARY PROGRAM TO COMPENSATE PERSONS WHO WERE UNABLE TO BENEFIT FREE OF CHARGE FROM CERTAIN DENTAL SERVICES PROVIDED BY A DENTUROLOGIST DUE TO THE COVID-19 PANDEMIC**

**DIVISION I  
PRELIMINARY PROVISIONS**

1. The Program reimburses the cost of certain dental services that could not be rendered, free of charge and in a timely manner, by a denturologist to eligible persons due to an interruption of services related to the COVID-19 pandemic and the loss of their eligibility for the claim booklet issued under section 71.1 of the Health Insurance Act.

2. The Régie de l'assurance maladie du Québec administers, implements and assumes the cost of this Program according to the terms and conditions provided for under the Program.

**DIVISION II  
ELIGIBILITY CRITERIA**

3. To be eligible for this Program, a person must meet all of the following eligibility criteria:

(a) the person held for at least 24 consecutive months, at one time between 16 March 2020 and 1 September 2020, a valid claim booklet issued under section 71.1 of the Health Insurance Act or was referred to by such a booklet;

(b) the person has received between 1 June 2020 and 26 October 2021 any of the following services provided by a denturologist: fabrication, replacement, repair or relining of an acrylic dental prosthesis or the addition of a device to such prosthesis, at placement.

However, a person is entitled to only 1 complete or partial prosthesis with or without clasps or rests per maxilla, per 8-year period. Also, a person is entitled to the replacement of a complete or partial prosthesis only where it has become necessary following oral surgery and on the written prescription of a dentist. A person is entitled to a relinement 3 months after the date of the initial insertion and every 5 years thereafter. A person is also entitled to the replacement cost of a complete or partial prosthesis at all times in the case it is lost or irreparably damaged, up to half the tariff.

The time limits and periods referred to above are calculated after the last service received by the beneficiary.

**DIVISION III  
AMOUNT AND REIMBURSEMENT  
MECHANISMS**

4. Subject to the eligibility criteria and mechanisms provided for in this Division, the Board reimburses the cost required by the denturologist for the cost of the services referred to in section 3.

Despite the preceding paragraph, the sum reimbursed by the Board will be reduced by any sum already paid by the Board for the same service.

5. Any person who wishes to obtain a reimbursement for the services referred to in section 3 must apply for a reimbursement 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 the statement of fees or invoice describing the professional services provided, their detailed costs and proof of their payment.

The Board evaluates the application based on the information and documents it requires, renders its decision and, if applicable, determines the amount of the reimbursement and makes the payment.

An application for reimbursement may be filed by a qualifying person on behalf of the person eligible for such a reimbursement.

6. Where the Board so requests, the eligible person or the person applying for the reimbursement, as the case may be, must provide any document or information the Board requires for the implementation of this Program or grant the authorizations needed to obtain them.

That person must also provide the Board with proof of any fact that establishes the entitlement to a reimbursement.

7. An application for reimbursement under this Program must be sent to the Board before 24 January 2022.

The Board may agree to consider an application sent after the expiry of the time limit if the eligible person or the qualifying person applying on behalf of the eligible person demonstrates that it was, in fact, impossible to file the application sooner.

#### **DIVISION IV** FINANCIAL ASSISTANCE RECEIVED WITHOUT ENTITLEMENT

8. The Board will recover all amounts that are unduly paid under this Program where a person benefits from a sum greater than that to which the person is entitled to obtain or benefits from a reimbursement without being entitled to one.

The recovery of amounts unduly paid is prescribed 5 years after the date of reimbursement by the Board. In the case of a false declaration, recovery is prescribed 5 years after the date on which the Board becomes aware of a person's ineligibility to receive a reimbursement, but not later than 10 years after the date of reimbursement.

#### **DIVISION V** PROGRAM MANAGEMENT TERMS AND CONDITIONS

9. The Board assumes the costs of this Program, as well as the actual development and administration fees of the Program.

#### **DIVISION VI** FINAL PROVISIONS

10. The Board and the Minister of Labour, Employment and Social Solidarity publish this Program on their website before 27 August 2021.

11. This Program comes into force on 12 August 2021 and ends on 8 February 2022.

105185

### **Notice**

Act respecting legal aid and the provision of certain other legal services  
(chapter A-14)

**Agreement to establish the Agreement between the Minister of Justice and the Barreau du Québec respecting the tariff of fees of advocates for legal services provided for in paragraph 1.1 of section 4.7 of the Act respecting legal aid and the provision of certain other legal services and the dispute settlement procedure, and to amend other agreements**

Notice is hereby given that the Agreement to establish the Agreement between the Minister of Justice and the Barreau du Québec respecting the tariff of fees of advocates for legal services provided for in paragraph 1.1

of section 4.7 of the Act respecting legal aid and the provision of certain other legal services and the dispute settlement procedure, and to amend other agreements, appearing below, was entered into on 15 July 2021.

In accordance with section 83.21 of the Act respecting legal aid and the provision of certain other legal services (chapter A-14), the Agreement has force of law and takes effect on the date of its publication in the *Gazette officielle du Québec*.

SIMON JOLIN-BARRETTE  
*Minister of Justice*

---

### **Agreement to establish the Agreement between the Minister of Justice and the Barreau du Québec respecting the tariff of fees of advocates for legal services provided for in paragraph 1.1 of section 4.7 of the Act respecting legal aid and the provision of certain other legal services and the dispute settlement procedure, and to amend other agreements**

Act respecting legal aid and the provision of certain other legal services  
(chapter A-14, s. 83.21)

**PART I**  
AGREEMENT BETWEEN THE MINISTER OF JUSTICE AND THE BARREAU DU QUÉBEC RESPECTING THE TARIFF OF FEES OF ADVOCATES FOR LEGAL SERVICES PROVIDED FOR IN PARAGRAPH 1.1 OF SECTION 4.7 OF THE ACT RESPECTING LEGAL AID AND THE PROVISION OF CERTAIN OTHER LEGAL SERVICES AND THE DISPUTE SETTLEMENT PROCEDURE

#### **PRELIMINARY**

1. This Agreement establishes the tariff of fees applicable to advocates in private practice to whom a legal aid mandate is assigned for the legal services provided for in paragraph 1.1 of section 4.7 of the Act respecting legal aid and the provision of certain other legal services (chapter A-14).

The Agreement provides for a flat fee for all the legal services provided; no other fee, travel compensation or other expenses are eligible.

The Agreement also establishes rules concerning dispute settlement.