
Second Session, Forty-second Parliament
70 Elizabeth II, 2021
Legislative Assembly of British Columbia

BILL M 202

**HEALTH PROFESSIONS
AMENDMENT ACT, 2021**

Ms. Sonia Furstenu

Explanatory Notes

SECTION 1: *[Health Professions Act, section 1]* is consequential to amendments made to the Act by this Bill.

SECTION 2: *[Health Professions Act, section 7]* is consequential to amendments made to the Act by this Bill.

SECTION 3: *[Health Professions Act, section 7.1]*

- clarifies the minister's process in considering an application made by a health profession association seeking designation of its health profession;
- specifies notification requirements.

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HEALTH PROFESSIONS
AMENDMENT ACT, 2021

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

- 1 Section 1 of the Health Professions Act, R.S.B.C. 1996, c. 183, is amended in the definition of “minister” by striking out “described in sections 7 to 10” and substituting “described in sections 7 to 9”.*
- 2 Section 7 (3) is repealed.*
- 3 The following section is added:*

Determination by minister

- 7.1** (1) On receiving an application under section 7 (1), the minister must determine, in accordance with any prescribed criteria, either
- (a) that it is in the public interest to designate the health profession of the health profession association as a health profession under this Act, in which case the application must be considered further in accordance with section 12, or
 - (b) that it is not in the public interest to designate the health profession of the health profession association as a health profession under this Act, in which case the application must be refused.
- (2) If the minister decides that an investigation is necessary to make the determination under subsection (1), an investigation is to be conducted in accordance with section 9.
- (3) A determination under subsection (1) must be made on or before the date that is
- (a) 3 months after the date of the receipt of the application under section 7 (1) if an investigation is not conducted under subsection (2) of this section, or
 - (b) 6 months after the date of the receipt of the application under section 7 (1) if an investigation is conducted under subsection (2) of this section.
- (4) The minister must, as soon as practicable,
- (a) notify the health profession association of a decision to conduct an investigation under subsection (2), if applicable, and the reasons for the decision, and
 - (b) notify the health profession association of a determination made under subsection (1) and the reasons for the determination.

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- SECTION 4: *[Health Professions Act, section 9]* is consequential to amendments made to the Act by this Bill.
- SECTION 5: *[Health Professions Act, section 10]* is consequential to amendments made to the Act by this Bill.
- SECTION 6: *[Health Professions Act, section 11]* is consequential to amendments made to the Act by this Bill.

4 *Section 9 (1) is amended by striking out “section 7 (3) (c)” and substituting “section 7.1 (2)”.*

5 *Section 10 is repealed.*

6 *Section 11 (c) is amended by striking out “section 10 (1)” and substituting “section 7.1 (1)”.*

Commencement

7 This Act comes into force on the date of Royal Assent.