

PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL


Order in Council No. 301 , Approved and Ordered August 28, 2017


Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that, effective September 1, 2017,

- (a) the Employment and Assistance Regulation, B.C. Reg. 263/2002, is amended as set out in the attached Appendix 1, and
- (b) the Employment and Assistance for Persons with Disabilities Regulation, B.C. Reg. 265/2002, is amended as set out in the attached Appendix 2.


Minister of Social Development and Poverty Reduction


Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Employment and Assistance Act*, S.B.C. 2002, c. 40, s. 35
Employment and Assistance for Persons with Disabilities Act, S.B.C. 2002, c. 41, s. 26

Other: OC 873/2002, 874/2002

R10146843

APPENDIX 1

1 *Section 62.1 of the Employment and Assistance Regulation, B.C. Reg. 263/2002, is amended*

(a) in subsection (1) by striking out “a dependent child” and substituting “a person under 19 years of age”, and

(b) in subsection (2) (a) by striking out “children” and substituting “persons”.

2 *Sections 67 (1) and 68 are amended by striking out “a dependent child” wherever it appears and substituting “under 19 years of age”.*

3 *Section 71 is amended*

(a) by repealing subsection (1) and substituting the following:

(1) The minister may provide orthodontic supplements to or for a family unit in receipt of income assistance if the orthodontic supplements are provided to or for a person in the family unit who meets the conditions under subsection (2) and who is under 19 years of age. , *and*

(b) by repealing the portion of subsection (2) before paragraph (a) and substituting the following:

(2) For a person referred to in subsection (1) to be eligible for orthodontic supplements, the person’s family unit must have no resources available to cover the cost of the orthodontic supplements and the person must .

4 *Section 72 is repealed and the following substituted:*

Dental and optical supplements – healthy kids program

72 The minister may provide a health supplement in accordance with section 7 [*dental and optical services – healthy kids program*] of Schedule C to or for a family unit if the supplement is provided to or for a dependent child in the family unit who is not eligible to receive the supplement under another provision of this Division or under Division 4 [*Health Supplements*] of Part 5 of the Employment and Assistance for Persons with Disabilities Regulation.

Hearing instrument supplement – healthy kids program

72.1 The minister may provide a health supplement in accordance with section 7.1 [*hearing instruments – healthy kids program*] of Schedule C to or for a family unit if the supplement is provided to or for a dependent child in the family unit who is not eligible to receive the supplement under another provision of this Division or under Division 4 [*Health Supplements*] of Part 5 of the Employment and Assistance for Persons with Disabilities Regulation.

5 *Section 77.02 is amended by striking out “a dependent child” wherever it appears and substituting “under 19 years of age”.*

6 *The following section is added to Division 5:*

Alternative hearing assistance supplement – healthy kids program

77.03 The minister may provide a health supplement set out in section 11 of Schedule C to or for a family unit in receipt of premium assistance under the *Medicare Protection Act* if the supplement is provided to or for a dependent child in the family unit who is not eligible to receive the supplement under another provision of this Division or under Division 4 [*Health Supplements*] of Part 5 of the Employment and Assistance for Persons with Disabilities Regulation.

- 7 **Section 1 of Schedule C is amended in the definitions of “basic dental service”, “denture services” and “emergency dental service” by striking out “April 1, 2010 and is on file with the office of the deputy minister” wherever it appears and substituting “September 1, 2017 and is published on the website of the ministry of the minister”.**
- 8 **Section 1 of Schedule C is amended in the definition of “basic dental service”**
- (a) **by striking out “for the service in that Schedule” wherever it appears and substituting “in that Schedule for the service and the category of person receiving the service”, and**
- (b) **in paragraph (c) by striking out “April 1, 2010, and is on file with the office of the deputy minister”, and substituting “September 1, 2017 and is published on the website of the ministry of the minister”.**
- 9 **Section 1 of Schedule C is amended in the definition of “denture services” by striking out “for the service or item in that Schedule” wherever it appears and substituting “in that Schedule for the service or item and the category of person receiving the service or item”.**
- 10 **Section 1 of Schedule C is amended in the definition of “emergency dental service” by striking out “in that Schedule” wherever it appears and substituting “in that Schedule for the service and the category of the person receiving the service”.**
- 11 **Section 3 (3) of Schedule C is amended by adding “or section 7.1 of this Schedule” after “section”.**
- 12 **Section 3.11 (2) of Schedule C is amended by adding “or 77.03” after “section 77.02”.**
- 13 **Section 4 (1) (a) of Schedule C is repealed and the following substituted:**
- (a) in respect of a person under 19 years of age, including a child in a home of a relative, a 2 year period beginning on January 1, 2017 and on each subsequent January 1 in an odd numbered year, and .
- 14 **Section 4 (1.1) (a) of Schedule C is repealed and the following substituted:**
- (a) \$2 000 each period, if provided to a person under 19 years of age, and .
- 15 **Section 4.1 (1) (b) of Schedule C is amended by striking out “on file with the office of the deputy minister” and substituting “published on the website of the ministry of the minister”.**

16 Section 7 of Schedule C is amended

- (a) in subsection (1) by striking out “2009” and substituting “2017”,*
- (b) in subsection (2) by striking out “services for a child” and substituting “services for a dependent child”, and*
- (c) in subsection (2) (a) by striking out “\$1 400” and substituting “\$2 000” and by striking out “year” and substituting “period”.*

17 The following section is added to Schedule C:

Hearing instruments – healthy kids program

- 7.1** The minister may pay under section 72.1 [*hearing instrument supplement – healthy kids program*] of this regulation for the following health care services for a dependent child of a person who, when the service was provided, was receiving premium assistance:
- (a) a hearing instrument in accordance with sections 3 (1) (b) and 3.11 of this Schedule;
 - (b) replacement of a hearing instrument in accordance with section 3 (3) and (6) of this Schedule;
 - (c) repair of a hearing instrument in accordance with section 3 (4) to (6) of this Schedule.

18 Section 11 of Schedule C is amended

- (a) in subsection (2) by adding “or 77.03” after “section 77.02”, and*
- (b) in subsection (4) by adding “or 7.1” after “section 3.11”.*

APPENDIX 2

1 Section 60.1 of the Employment and Assistance for Persons with Disabilities Regulation, B.C. Reg. 265/2002, is amended

- (a) in subsection (1) by striking out “a dependent child” and substituting “a person under 19 years of age”, and*
- (b) in subsection (2) (a) by striking out “children” and substituting “persons”.*

2 Sections 62 (b), 63 (b), 65 and 70.02 (b) are amended by striking out “a dependent child” wherever it appears and substituting “under 19 years of age”.

3 Section 1 of Schedule C is amended in the definition of “basic dental service”

- (a) in paragraph (a) by striking out “April 1, 2010 and is on file with the office of the deputy minister,” and substituting “September 1, 2017 and is published on the website of the ministry of the minister, and”,*

- (b) *in paragraph (b) by striking out* “April 1, 2010 and is on file with the office of the deputy minister” *and substituting* “September 1, 2017 and is published on the website of the ministry of the minister”;
- (c) *in paragraph (c) by striking out* “April 1, 2010, and is on file with the office of the deputy minister” *and substituting* “September 1, 2017 and is published on the website of the ministry of the minister”, *and*
- (d) *by striking out* “for the service in that Schedule” *wherever it appears and substituting* “in that Schedule for the service and the category of person receiving the service”.

4 Section 1 of Schedule C is amended in the definition of “emergency dental service”

- (a) *by striking out* “April 1, 2010 and is on file with the office of the deputy minister” *wherever it appears and substituting* “September 1, 2017 and is published on the website of the ministry of the minister”, *and*
- (b) *by striking out* “in that Schedule” *wherever it appears and substituting* “in that Schedule for the service and the category of the person receiving the service”.

5 Section 4 (1) (a) of Schedule C is repealed and the following substituted:

- (a) in respect of a person under 19 years of age, a 2 year period beginning on January 1, 2017, and on each subsequent January 1 in an odd numbered year, and .

6 Section 4 (1.1) (a) of Schedule C is repealed and the following substituted:

- (a) \$2 000 each period, if provided to a person under 19 years of age, and .

7 Section 4.1 (1) (b) of Schedule C is amended by striking out “on file with the office of the deputy minister” *and substituting* “published on the website of the ministry of the minister”.