



NATIONAL ASSEMBLY OF QUÉBEC

FIRST SESSION

FORTY-SECOND LEGISLATURE

Bill 12
(2019, chapter 9)

**An Act to clarify the scope of the right
to free education and to allow
the regulation of certain financial
contributions that may be required**

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Assented to 7 June 2019

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Bill 12

AN ACT TO CLARIFY THE SCOPE OF THE RIGHT TO FREE
EDUCATION AND TO ALLOW THE REGULATION OF CERTAIN
FINANCIAL CONTRIBUTIONS THAT MAY BE REQUIRED

The right of free use does not extend to documents in which students write, draw or cut out, nor to material for personal use, except documents and material specified by regulation of the Minister and to the extent and on the conditions provided in the regulation.

“Material for personal use” includes school supplies, such as pencils, erasers

7. Section 222.1 of the Act is amended by inserting “of activities or” after “programs” in the first paragraph.

8. Section 230 of the Act is amended by inserting “the implementation of programs of activities or for” after “used for” in the second paragraph.

9. Section 243 of the Act is amended by inserting “of activities or” after “programs”.

10. Section 256 of the Act is amended by adding the following paragraphs at the end:

“If childcare is so provided, the governing board shall, at the request of parents, form a childcare parents’ committee that is composed of the childcare provider, the principal or his representative and three to five parents elected by and from among the parents of students attending childcare.

The committee may make recommendations to the principal, governing board and school board regarding childcare services, including the financial contributions required for those services.”

11. Section 453 of the Act is amended by adding the following subparagraph after subparagraph 4 of the first paragraph:

“(5) set standards for the cost that may be claimed for the service.”

12. Section 454.1 of the Act is amended by replacing “and the general organizational framework for childcare provided at school” in the second paragraph by “childcare provided at school as well as its general organizational framework and the financial contributions that may be required for the service”.

13. The Act is amended by inserting the following section after section 457.2:

“457.2.1. The Minister may, by regulation,

(1) determine the services and school activities to which the right to free educational services, provided for in section 3, does not apply;

(2) specify certain objects or categories of objects to which the right of free

14. The Act is amended by inserting the following section after section 475.1:

“475.2. The Minister shall also, in the budgetary rules referred to in section 472, provide for the allocation, to school boards, of a subsidy allowing, in the Minister’s opinion, the financing of two school activities, including transportation, for each student enrolled in preschool education services or in elementary or secondary school instructional services.

The allocation of the subsidy provided for in the first paragraph may take into account special conditions applicable to certain school boards, in particular their geographic location.”

REGULATION RESPECTING CHILDCARE SERVICES PROVIDED AT SCHOOL

15. Division V of Chapter II of the Regulation respecting childcare services provided at school (chapter I-13.3,11), comprising section 18, is repealed.

TRANSITIONAL AND FINAL PROVISIONS

16. The first regulation made by the Minister under section 457.2.1 of the Education Act (chapter I-13.3), enacted by section 13 of this Act, is not subject to sections 8 and 17 of the Regulations Act (chapter R-18.1).

