

MAiD – Changes to Federal Reporting Requirements

For All Physicians

On November 1, 2018, the federal government's *Regulations for the Monitoring of Medical Assistance in Dying* come into force. This communication outlines requirements under the federal regulations for practitioners in Saskatchewan.

Who needs to report?

- Physicians and nurse practitioners who (1) have received a request for medical assistance in dying **in writing**, and (2) encounter one of the six scenarios set out below have an obligation to report certain information.
- A patient's written request may take any form including a text message or an email. It must, however, be more than an inquiry or a request for information about MAiD.

What type of scenarios trigger the requirement to report?

- After a written request for MAiD has been received, the regulations require reporting in six different scenarios that are explained in the attached guidance document. In brief, the six scenarios are:

MAiD was not provided:

- You referred a patient to another practitioner or to a care coordination service, or transferred the care of a patient, as a result of a written request for MAiD
- You became aware that the patient withdrew their written request for MAiD (this includes before a referral or transfer of care)
- You became aware of the death of the patient from a cause other than MAiD (this includes before a referral or transfer of care)
- You found a patient to be ineligible for MAiD

MAiD was provided:

- You provided MAiD by administering a substance to a patient
- You provided MAiD by prescribing a substance for self-administration by the patient (in Saskatchewan, a practitioner can prescribe a substance to a patient to orally administer but the practitioner must be present when the patient administers the substance)

How do practitioners report?

- Significant work has been undertaken in Saskatchewan to update current SK forms to include all the new federal requirements. The attached guidance document outlines which SK forms need to be completed for each scenario in Saskatchewan. These forms will be available from the Saskatchewan Health Authority and will also be available on the following eHealth webpage on November 1: <https://www.ehealthsask.ca/services/resources/Pages/MAiD.aspx>. Links to the new forms are also provided within the [CPSS Policy: Medical Assistance in Dying](#) on the College website.
- The Saskatchewan Health Authority is named in the federal regulations as a provincial designate, which means that practitioners must submit information to the SHA who will provide the data to Health Canada. Practitioners must submit required forms to the following SHA fax number within federally-required timelines: 1-833-837-9006.

Failure to provide the required information:

- The objective of the monitoring system is to gather data in order to gain insight into the implementation of MAID legislation in Canada, while protecting the privacy of individuals. Practitioners are required under s. 241.31 of the Criminal Code to file the information required in the regulations within specific timeframes. A practitioner who **knowingly** fails to comply with this requirement could face a maximum term of imprisonment of two years.

Who should I contact if I have questions about reporting requirements?

- If you have any questions about the federal regulations or the process within Saskatchewan, please phone the SHA at 1-833-473-6243.