

Bill No. 105 of 1951.

A BILL TO PROVIDE FOR THE REGULATION OF  
ORGANIZATIONS THAT RAISE FUNDS FOR  
HEALTH SERVICES BY VOLUNTARY  
PUBLIC CONTRIBUTIONS.

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NOTE.

This Bill enacts a new Act to be known as "*The Public Contributions Act*" and it provides for the regulation of organizations that raise funds for health services by voluntary public contributions.

The Act applies to every organization that solicits or obtains contributions from the public for health services, other than an organization that is exempted from compliance with the Act by an order of the Lieutenant Governor in Council.

Every organization to which the Act applies is required to file from time to time certain information with respect to each campaign or drive for funds that it undertakes.

Before an organization begins to canvass or solicit for funds or to undertake or continue a campaign or drive to obtain contributions from the public for health services, it is required to file a notice giving particulars of its campaign. The information required to be in the notice is set out in the Act and the Minister is also authorized to require the filing of additional information relating to the campaign.

After the completion of a campaign or drive the organization is required to file with the Minister a financial statement showing contributions received, expenses incurred and the disposition of the proceeds. The Minister may also require the filing of periodic financial statements accounting for the distribution of contributions received from the public until all the contributions, or the contributions of any particular campaign or drive, have been expended or disposed of.

Any person may inspect any information or documents filed with the Minister under this Act.

The Lieutenant Governor in Council is given power to make regulations governing the operation of organizations and the soliciting of their funds, exempting organizations from compliance with this Act, requiring records to be kept by organizations and returns to be filed, requiring

audits of contributions received from the public and prescribing other matters deemed necessary or advisable to facilitate the administration of this Act.

The Minister is authorized to publish such information as he deems to be in the public interest relating to any organization or campaign.

Penalties are prescribed for non-compliance with the Act and failure to file information required by the Minister. It is also an offence for members of an organization or others acting on behalf of an organization to canvass for contributions from the public or to participate in such a campaign or drive before the organization has filed the notice of the campaign required by this Act.

The Act comes into force on July 1st, 1951.

KENNETH A. MCKENZIE,  
*Legislative Counsel.*

*(This note does not form any part of the Bill but is offered in explanation of its provisions.)*

# BILL

No. 105 of 1951.

An Act to Provide for the Regulation of Organizations  
that Raise Funds for Health Services by Voluntary  
Public Contributions.

(Assented to \_\_\_\_\_, 1951.)

**H**IS MAJESTY, by and with the advice and consent of  
the Legislative Assembly of the Province of Alberta,  
enacts as follows:

## Short Title.

1. This Act may be cited as "*The Public Contributions Act*". Short title

## Interpretation.

2. In this Act, unless the context otherwise requires,—
- (a) "contribution" includes a donation, subscription, payment or pledge; Interpretation "contribution"
  - (b) "organization" includes,— "organization"
    - (i) a society constituted or incorporated by or pursuant to the provisions of an Act of the Legislature of any province or an Act of the Parliament of Canada;
    - (ii) an association, club, society, group or organization, whether incorporated or not and irrespective of how it is constituted;
  - (c) "Minister" means the member of the Executive Council charged with the administration of this Act. "Minister"

## Application of Act.

3. This Act applies to every organization that solicits or obtains contributions from the public for health services other than an organization that is exempted from compliance with this Act by an order of the Lieutenant Governor in Council under section 9. Application of Act

## Notices and Returns Required.

4. (1) Before an organization canvasses, solicits or otherwise obtains a contribution for health services or undertakes or continues a campaign or drive to obtain contributions for health services from the public it shall file a Notice to Minister of proposed campaign etc.

notice with the Minister giving particulars of the proposed campaign, drive or other attempt to obtain contributions.

Require-  
ments  
of notice

- (2) The notice shall state,—
- (a) the name of the organization seeking to obtain the contributions;
  - (b) the names and addresses of the officers of the organization;
  - (c) the names and addresses of the persons in charge of the campaign or drive;
  - (d) the place or area in which it will attempt to obtain contributions;
  - (e) the objective of the campaign or drive;
  - (f) the estimated expenses of the campaign or drive;
  - (g) the estimated salaries, wages, subsistence and travelling expenses that will be paid to organizers, employees and campaign workers;
  - (h) the purpose for which the contributions will be used;
  - (i) the estimated percentage of the contributions received that will be expended for health services in Alberta.

Additional  
information

- (3) The Minister may require the organization to file additional information, including any or all of the following,—
- (a) the duration of the campaign or drive;
  - (b) the names of the authorized canvassers;
  - (c) particulars of the account in which the proceeds will be deposited;
  - (d) such other information as the Minister may require.

Filing and  
contents of  
financial  
statement

**5.** (1) After the completion of a campaign or drive, the organization shall file with the Minister a financial statement showing,—

- (a) the total amount of contributions received;
- (b) the total amount of the expenses incurred in connection with the campaign or drive;
- (c) the disposition of the proceeds, including the percentage of the contributions received that is expended or allocated for health services in Alberta.

Filing of  
financial  
statement  
where  
receipt of  
contributions  
continuous

(2) In the case where the receipt of contributions is continuous, the organization shall file its financial statement with the Minister forthwith after the end of the fiscal year of the organization, or at such other time or times as the Minister may require.

Financial  
statement  
when  
campaign  
conducted  
in Province  
and else-  
where

(3) In a case where contributions are received from or the campaign or drive is conducted in the Province and elsewhere, the financial statement required by this section shall show only the contributions received in, the expenses incurred in, and the disposition of the proceeds collected in, the Province.

6. The Minister may require an organization that has obtained contributions from the public to file, from time to time or at such times as the Minister may designate, a financial statement accounting for the distribution of those contributions, until the contributions or the contributions of any particular campaign or drive have all been expended or disposed of.

Accounting  
for contri-  
butions

7. Any organization that has obtained contributions from the public shall permit the Provincial Auditor to inspect its books, records and accounts relating to the collection, expenditure and distribution of the contributions at any time if so directed by the Minister.

Inspection  
of books, etc.  
by Provincial  
Auditor

### General Provisions.

8. Any person may inspect any statement in writing, notice, financial statement or other document required to be filed pursuant to this Act.

Inspection  
of state-  
ments, etc.

9. The Lieutenant Governor in Council may make regulations,—

Lieutenant  
Governor in  
Council may  
make regu-  
lations,—

- (a) governing the operation and activities of organizations to which this Act applies;
- (b) governing the obtaining of funds from the public and the application thereof by any organization to which this Act applies;
- (c) designating health services for the purposes of this Act, either generally or in any particular case, and designating organizations, campaigns or drives to obtain funds, as organizations, campaigns or drives to which this Act applies;
- (d) exempting any designated organization, or any designated class or classes of organizations from compliance with this Act, or with any designated provision of this Act;
- (e) requiring records to be kept by organizations and returns to be filed with the Minister pursuant to this Act;
- (f) requiring any designated organization, or the organizations of any class or classes,—
  - (i) to have their accounts relating to the receipt and distribution of contributions from the public audited by a chartered accountant;
  - (ii) to have their financial statements filed pursuant to this Act verified by a chartered accountant;
- (g) prescribing any other matter or thing deemed necessary or advisable to facilitate the administration of this Act and the carrying out of its provisions according to their true intent.

governing  
operation

governing  
obtaining  
funds

designating  
health serv-  
ices etc. to  
which Act  
applies

exempting  
organization

re keeping  
records and  
filing returns

requiring  
audit of  
accounts

to facilitate  
administra-  
tion of Act

- 10.** The Minister may publish or cause to be published such information as he deems to be in the public interest relating to,—
- (a) any organization that obtains contributions from the public for health services whether it has filed a notice, return, or other information under this Act or not; and
  - (b) any campaign or drive to obtain contributions for health services from the public.
- 11.** (1) An organization that fails to comply with any provision of this Act, or that fails to file any information or document required by the Minister pursuant to this Act, shall be guilty of an offence.
- (2) Where an organization that is not a body corporate fails to comply with any provision of this Act, or fails to file any information or document required by the Minister pursuant to this Act, each officer of the organization shall be guilty of an offence.
- (3) An organization or officer of an organization found guilty of an offence pursuant to this section shall be liable on summary conviction to a penalty not exceeding,—
- (a) in the case of an organization, one hundred dollars per day for each day the offence continues;
  - (b) in the case of an officer, fifty dollars per day for each day the offence continues.
- 12.** Any member of an organization or other person who, for or on behalf of an organization,—
- (a) canvasses, solicits, or otherwise obtains a contribution for health services; or
  - (b) participates in a campaign or drive to obtain contributions for health services from the public;
- before the organization has filed the notice required by section 4, shall be guilty of an offence and liable on summary conviction to a penalty not exceeding twenty-five dollars per day for each day the offence continues.
- 13.** The Minister shall submit to the Lieutenant Governor in Council an annual report containing a statement of receipts and expenditures of each organization to which this Act applies and such report shall be laid before the Legislative Assembly within fifteen days after the commencement of the next regular session.
- 14.** This Act shall come into force on the first day of July, 1951.

Publication  
of  
information

Failure to  
comply with  
Act an  
offence

Penalties  
for failure  
to comply  
with Act

Penalty for  
canvassing  
before  
organization  
registered

Annual  
report

Coming  
into force

No. 105.

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FOURTH SESSION  
ELEVENTH LEGISLATURE

15 GEORGE VI

1951

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**BILL**

An Act to Provide for the Regulation  
of Organizations that Raise Funds  
For Health Services by Voluntary  
Public Contributions.

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Received and read the

First time .....

Second time .....

Third time .....

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HON. DR. CROSS.

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