

No. 50

2nd Session, 13th Legislature, Alberta
4 Elizabeth II, 1956

BILL 50

A Bill to amend The Municipal Hospitals Act

HON. DR. CROSS

EDMONTON, ALBERTA
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Explanatory Note

2. (a) defines terms not heretofore in the Act and used in respect of the hospitalization plan whereby hospitalization benefits may be obtained by non-ratepayers.

(b) defines "non-ratepayer" not heretofore defined.

(c) alters definition of ratepayer for purposes of municipal hospital districts within national parks. Clause (1) presently reads as follows:

"(1) "ratepayer" means

"(i) any person liable to pay municipal or improvement district taxes on property situate within the district, and

"(ii) in respect of a municipal hospital district within a national park area, any person who pays a property tax for municipal or school purposes;".

3. Section 11, subsections (10) and (11) presently read as follows:

"(10) Where any person who resides outside the hospital district owns real property within it in respect of which hospital taxes are payable to a municipality or improvement district, he may by notice in writing to the board of the district authorize the granting of his hospital benefits to a renter of any such property, and such renter shall thereupon be entitled to all the benefits conferred upon a ratepayer under this Act provided that no owner may grant such authority to more than one renter irrespective of the number of parcels he may own in the district or the number of renters he may have.

BILL

No. 50 of 1956

An Act to amend The Municipal Hospitals Act

(Assented to _____, 1956)

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

PART I

1. *The Municipal Hospitals Act*, being chapter 185 of the Revised Statutes of Alberta, 1942, is hereby amended.

2. Section 2 is amended

(a) by adding immediately after clause (a) the following:

“(a1) “contract holder” means a non-ratepayer who has, in a form approved by the Minister, a subsisting agreement with the board of a hospital district whereby the board has agreed to provide the non-ratepayer and his dependants with hospital benefits at specified rates in an active treatment hospital;”

(b) by adding immediately after clause (k) the following:

“(k1) “non-ratepayer” means a resident of the Province who has established his abode in a municipal hospital district, or a municipality but who is not a ratepayer in the district or municipality;”

(c) as to clause (l) by striking out subclause (ii) and substituting the following:

“(ii) in respect of a municipal hospital district within a national park, an owner, or conditional owner within the meaning of *The Assessment Act*, of property whose interest in such property would be assessable under *The Assessment Act*;”

3. Section 11 is amended

(a) as to subsection (10) by striking out the word “ratepayer” and by substituting the words “contract holder”,

(b) as to subsection (11) by striking out the words “as defined in *The Hospitals Act*”.

"(11) The board may issue a contract without charge to a person nominated to receive hospital benefits under subsection (8) or subsection (10) and upon a contract being so issued the person nominated to receive hospital benefits shall be deemed a contract holder as defined in The Hospitals Act."

The amendments in subsection (10) would place the lessee of a ratepayer designated to receive landowners benefits in position of contract holder rather than ratepayer.

The amendment of subsection (11) is to correct the reference to a term now to be defined in the Act, namely, "contract holder".

4. Section 11a presently reads:

"11a. Any person liable to deliver a share of the crop as rental on provincial government lands and the spouse, dependent family and domestic female help of such person shall be entitled to the benefits conferred on a hospital supporter by this Act without the payment of a minimum tax."

The amendment removes the exemption against the minimum hospital tax in such case and extends the case to crop-share tenants of municipal lands.

5. Section 12 presently reads as follows:

"12. Where by any scheme provision is made whereby a resident of the district who is not a ratepayer may become entitled to hospitalization in the hospital of the district a fixed per diem fee upon payment of an annual sum, in case such resident has in any year become so entitled and in any subsequent year ceased to be so entitled, the board may in any subsequent year add to the amount of the annual fee payable by the resident a sum not in excess of the aggregate of the annual sums for all the years which have elapsed since the year he was last entitled to hospitalization as aforesaid during which he was a resident non-rate-payer of the hospital district."

6. (a) The relevant provisions of section 73, subsection (1a) read at present as follows:

"(1a) On or before the fifteenth day of February in each year the proper officer of each included area, within which a municipal hospital district is situate in whole or in part, shall provide a certificate to the secretary-treasurer of the hospital board showing,

"(a) the total assessed value of all lands, buildings and improvements liable to assessment and taxation at the thirty-first day of December of the preceding year in the part of the hospital district which is within the included area, or the amount, if any, determined and ordered by the Director of Assessments under subsection (2) of section 7 of The Assessment Act, and".

The purpose of this amendment is to remove a difficulty occasioned by the different methods of arriving at assessed values in cities and other municipalities.

(b) Subsection (5) presently reads:

"(5) Within twenty-one days after any such notice has been sent to the secretary-treasurer of each contributing council, any twenty-five ratepayers of an included area may apply to the Board of Public Utility Commissioners to vary the division of the estimate affirmed or made by the said board, and the board shall, after considering the application and the grounds therefor, either dismiss the application or make a re-division and its decision shall be final for all purposes and shall not be questioned in any court of law."

The amendment will permit contributing councils to appeal to the Board of Public Utility Commissioners instead of a specified number of ratepayers of an included area.

7. Removes the reference to share-crop tenants in Form A who will now be treated as "contract holders".

4. Section 11a is struck out and the following is substituted:

"11a. A person liable to deliver a share of the crop as rental on provincial or municipal lands and the spouse, dependent family and domestic female help of such person are, without purchasing a contract, entitled to the benefits conferred by this Act on a contract holder."

5. Section 12 is repealed.

6. Section 73 is amended

(a) as to subsection (1a) by striking out clause (a) and by substituting the following:

"(a) notwithstanding clause (b) of subsection (1a) of section 7 of *The Assessment Act*,

"(i) the total assessed value of all land liable to assessment,

"(ii) a sum equal to sixty per cent of the fair actual value of all buildings and improvements liable to assessment, and

"(iii) a sum equal to sixty per cent of the fair actual value of all personal property, other than stock-in-trade liable to assessment

and used for the purposes of taxation in the preceding year in a municipality or the part of a municipality included in the hospital district, or the amount, if any, determined and ordered by the Director of Assessments under subsection (2) of section 7 of *The Assessment Act*; and",

(b) as to subsection (5) by striking out the words "twenty-five ratepayers" and by substituting the words "contributing council".

7. Form A in the Schedule is amended by striking out the words "(or is liable to deliver a share of his crop as rental on Provincial Government lands therein)" wherever they occur.

8. Idem.

Part II will relate amendments to the revision and consolidation.

8. Form D in the Schedule is amended by striking out the words "or he is liable to deliver a share of his crop as rental on Provincial Government lands within the district" wherever they occur.

PART II

9. *The Municipal Hospitals Act*, being chapter 216 of the Revised Statutes of Alberta, 1955, is hereby amended.

10. Section 2 is amended

(a) by adding immediately after clause (a) the following:

"(a1) "contract holder" means a non-ratepayer who has, in a form approved by the Minister, a subsisting agreement with the board of a hospital district whereby the board has agreed to provide the non-ratepayer and his dependants with hospital benefits at specified rates in an active treatment hospital;"

(b) by adding immediately after clause (k) the following:

"(k1) "non-ratepayer" means a resident of the Province who has established his abode in a municipal hospital district, or a municipality but who is not a ratepayer in the district or municipality;"

(c) as to clause (l) by striking out subclause (ii) and by substituting the following:

"(ii) in respect of a municipal hospital district within a national park, an owner, or conditional owner within the meaning of *The Assessment Act*, of property whose interest in such property would be assessable under *The Assessment Act*;"

11. Section 21, subsection (2) is amended by striking out the word "ratepayer" and by substituting the words "contract holder".

12. Section 22, subsection (2) is amended by striking out the words "as defined in *The Hospitals Act*".

13. Section 23 is struck out and the following is substituted:

"23. A person liable to deliver a share of the crop as rental on provincial or municipal lands and the spouse, dependent family and domestic female help of such person are, without purchasing a contract, entitled to the benefits conferred by this Act on a contract holder."

14. Section 24 is repealed.

15. Section 110 is amended

- (a) as to subsection (1) by striking out clause (a) and by substituting the following:
 - “(a) notwithstanding clause (b) of subsection (2) of section 7 of *The Assessment Act*,
 - “(i) the total assessed value of all land liable to assessment,
 - “(ii) a sum equal to sixty per cent of the fair actual value of all buildings and improvements liable to assessment, and
 - “(iii) a sum equal to sixty per cent of the fair actual value of all personal property, other than stock-in-trade liable to assessment and used for the purposes of taxation in the preceding year in a municipality or the part of a municipality included in the hospital district, or the amount, if any, determined and ordered by the Director of Assessments under subsection (3) of section 7 of *The Assessment Act*, and”,
- (b) as to subsection (4) by striking out the words “twenty-five ratepayers” and by substituting the words “contributing council”.

16. Form A in the Schedule is amended by striking out the words “(or is liable to deliver a share of his crop as rental on Provincial Government lands therein)” wherever they occur.

17. Form D in the Schedule is amended

- (a) as to clause 2 by striking out the words “, or he is liable to deliver a share of his crop as rental on Provincial Government lands within the district”,
- (b) as to clause 3 by striking out the words “or is liable to deliver a share of his crop as rental on Provincial Government lands within the district,”.

18. Part I and this section come into force on the day this Act is assented to, and Part II, except this section, comes into force and Part I is repealed on the day the Revised Statutes of Alberta, 1955, come into force.

No. 50

SECOND SESSION
THIRTEENTH LEGISLATURE
4 ELIZABETH II
1956

BILL

An Act to amend The Municipal
Hospitals Act

Received and read the

First time.....

Second time.....

Third time.....

HON. DR. CROSS
