

No. 37

3rd Session, 15th Legislature, Alberta
14 Elizabeth II

BILL 37

A Bill to amend The Registered Nurses Act

HON. DR. ROSS

Explanatory Note

1. This Bill will amend chapter 283 of the Revised Statutes.

2. Section 3, subsection (2), clause (b) presently reads:

(2) In addition to its corporate powers under subsection (1) and The Interpretation Act, the Association may
.....

(b) act for and on behalf of any member of the Association when requested to do so by the member, or for and on behalf of any group of its members, when requested to do so by a majority of a group of members, in any matter relating to the welfare of the member or group of members, but the Association does not thereby acquire any right for its officers or representatives to enter upon the premises of an employer of any member except with the consent of the employer and then only for those purposes for which the consent was given.

3. Section 5, clause (b) and clause (c), subclause (i) presently read:

5. A person is eligible for registration in the Association who produces evidence satisfactory to the council of the Association of
.....

- (b) the possession of the following minimum educational qualifications,
- (i) such Alberta High School standing as may be prescribed from time to time by the General Faculty Council of the University of Alberta, or
 - (ii) the possession of such other academic qualifications as are deemed by the General Faculty Council of the University of Alberta to be the equivalent of the qualifications mentioned in subclause (i), or
 - (iii) in the case of a nurse registered elsewhere, the possession of an educational qualification that at the time the nurse became registered in another province, state or country was substantially the same educational qualification as was required at that time in this Province,
- (c) the passing of the qualifying nurse registration examinations
- (i) as set by the Board of Examiners in the Province, or

BILL

No. 37 of 1966

An Act to amend The Registered Nurses Act

(Assented to _____, 1966)

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

1. *The Registered Nurses Act* is hereby amended.

2. Section 3, subsection (2) is amended by adding the word "and" at the end of clause (b) and by adding the following clause after clause (b):

(c) when requested to do so by a majority of a group of members, act as a bargaining agent under *The Alberta Labour Act* on behalf of the group of members.

3. Section 5 is amended

(a) as to clause (b) by striking out subclauses (i), (ii) and (iii) and by substituting the following:

(i) such Alberta high school standing as may be prescribed from time to time by the Co-ordinating Council of the University of Alberta, or

(ii) such other academic qualifications as are deemed by the Co-ordinating Council to be the equivalent of the qualifications mentioned in subclause (i), or

(iii) in the case of a nurse registered elsewhere, academic qualifications which meet the standards approved from time to time by the council of the Association, which shall be substantially the same as those established under subclauses (i) and (ii),

(b) as to clause (c) by striking out subclause (i) and by substituting the following:

(i) as set by the Co-ordinating Council, or

4. Section 6 presently reads:

6. For the purposes of clause (c) of section 5, "graduation from an approved school of nursing" means

- (a) in the case of an Alberta graduate
 - (i) that the graduate holds a diploma showing successful completion of three or more years in a regular course of instruction in nursing that gives experience in medicine, obstetrics, pediatrics and surgery, in either
 - (A) an approved school of nursing connected with a general hospital or special hospital, or
 - (B) an approved central school of nursing affiliated with selected approved general hospitals, mental institutions and sanatoria,
where such school has been approved by the General Faculty Council of the University of Alberta pursuant to section 11, but experience in psychiatry or tuberculosis and urology may be substituted for experience in obstetrics in the case of male graduates, or
 - (ii) that the graduate holds a degree in nursing from the University of Alberta,
- (b) in the case of a graduate registered elsewhere
 - (i) that the graduate has successfully completed a regular course of instruction in nursing that at the time the course was taken provided training and experience substantially the same as that provided in an approved hospital in the Province, and
 - (ii) that the graduate is a registered nurse in good standing under the law of another province, state or country,
or
- (c) in the case of a graduate from a shortened course of nursing education
 - (i) that the graduate holds a diploma or other evidence of successful completion of a shortened course of nursing education adopted by a school of nursing, and
 - (ii) that the shortened course in the opinion of the General Faculty Council of the University of Alberta provides adequate instruction and experience and is approved.

Section 7 applied only to the registration of nurses who graduated before 1916 and is omitted as being no longer applicable.

5. Section 8, subsection (1), clause (a) presently reads:

8. (1) A nurse who
- (a) commenced training in an Alberta school of nursing on or after the nineteenth day of April, 1916,
.....
may write any regular nurse registration examinations in Alberta.

6. Section 9, subsection (1), clauses (c) and (d) presently read:

9. (1) The Association in general meeting may pass by-laws not inconsistent with the provisions of this Act or of any Act or regulation, respecting
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 - (c) the management of the property, affairs and internal organization and administration of the Association, including the formation, government, management and dissolution of chapters of the Association,
 - (d) the maintenance of the Association and the fixing and collecting of annual and other fees payable by the members of the Association and by chapters of the Association,

and see note to clause 7 of this Bill.

4. Sections 6 and 7 are struck out and the following section is substituted:

6. For the purposes of clause (e) of section 5 "graduation from an approved school of nursing" means

- (a) that the graduate holds a diploma or a degree in nursing showing successful completion of a program of instruction approved by the Co-ordinating Council of the University of Alberta, and
- (b) in the case of a graduate registered elsewhere,
 - (i) that the graduate has successfully completed a program of instruction and clinical experience in nursing that at the time the program was taken provided an educational program substantially the same as that provided in an approved program in Alberta at that time or, where in the opinion of the Co-ordinating Council special circumstances justify this, a program which at the time it was taken met the standard set by the regulating body of her or his province, state or country and the program is approved by the Co-ordinating Council, and
 - (ii) that the graduate is a registered nurse in good standing under the law of another province, state or country.

5. Section 8, subsection (1), clause (a) is amended by striking out the words "commenced training" and by substituting the word "enrolled".

6. Section 9 is amended

- (a) as to subsection (1)
 - (i) by striking out of clause (c) the words "including the formation, government, management and dissolution of chapters of the Association,"
 - (ii) by striking out of clause (d) the words "and by chapters of the Association",
 - (iii) by adding the following clause after clause (d):
 - (d1) the establishment of special committees to act under *The Alberta Labour Act* for the purpose of collective bargaining,
- (b) by striking out subsections (3) to (7).

7. Sections 9 and 10 of the Act both contain provisions which are unrelated to the other provisions of those sections. The purpose of this clause of the Bill is to establish those provisions as separate sections. The new section 9a is the present section 10, subsection (1). The new section 9b is the present section 9, subsections (3) to (7).

8. See note to clause 7 of this Bill.

9. Section 11 presently reads:

11. The General Faculty Council of the University of Alberta shall
 - (a) determine the standards of training in hospitals approved by it as provided by this Act, with regard to the bed capacity of such hospitals, classes, lectures, courses of studies, and other matters requisite for efficient training,
 - (b) withdraw its approval of a hospital in which the standards referred to in clause (a) are not consistently maintained,
 - (c) determine such matters of an educational character as may be referred to it by the council for decision, and
 - (d) appoint a Board of Examiners from names nominated thereto by the council.

7. The following sections are added after section 9:

9a. The business of the Association shall be managed and transacted by a council, which shall be elected as provided in the by-laws of the Association.

9b. (1) Where a member is suspended or expelled from membership in the Association or otherwise disciplined, the member may, on originating notice, appeal to the Supreme Court of Alberta within thirty days or such further time as a judge allows.

(2) The proceedings on the appeal shall be in the nature of a re-hearing on which the judge may make such order including an order as to costs as the justice of the case requires.

(3) An order made under subsection (2) is final and binding on the member and the Association.

(4) The rules of court relating to the attendance of witnesses apply to the re-hearing.

8. Section 10 is amended by striking out subsection (1) and by renumbering subsections (2) to (5) as (1) to (4) respectively.

9. Section 11 is struck out and the following is substituted:

11. The Co-ordinating Council of the University of Alberta shall

- (a) prescribe minimum standards for schools of nursing governing such matters as, in its opinion, require to be regulated for the purpose of securing an effective educational program,
- (b) make these standards known upon request to all interested persons, agencies or institutions,
- (c) provide for verification, by means of visits or otherwise, that these standards are being met,
- (d) approve schools of nursing which consistently meet these standards,
- (e) withdraw such approval from schools that do not consistently meet these standards, and
- (f) by arrangement with the Association, conduct examinations of candidates for initial registration in the Association who either are enrolled in an approved school of nursing in the Province of Alberta or have, in the opinion of the council of the Association, received an adequate educational program elsewhere than in the Province and are recommended by the council to write examinations by passing which they may become eligible for registration.

10. The offence section is amended to cover a circumstance not adequately dealt with.

11. Commencement of Act.

10. Section 12 is amended by adding the following subsection after subsection (2) :

(2a) A person not being a member of the Association who holds herself or himself out

(a) as being a registered nurse, or

(b) as being a member of the Association,

is guilty of an offence and liable on summary conviction to a fine of not more than fifty dollars and in default of payment to imprisonment for a term not exceeding one month.

11. This Act comes into force on the day upon which it is assented to.

No. 37

THIRD SESSION
FIFTEENTH LEGISLATURE
14 ELIZABETH II
1966

BILL

An Act to amend The Registered
Nurses Act

Received and read the

First time

Second time

Third time

HON. DR. ROSS
