

1977 BILL 79

Third Session, 18th Legislature, 26 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 79

THE NURSING HOMES AMENDMENT ACT, 1977 (NO. 2)

DR. PAPROSKI

First Reading

Second Reading

Third Reading

Bill 79
Dr. Paproski

BILL 79

1977

THE NURSING HOMES AMENDMENT ACT, 1977 (NO. 2)

(Assented to , 1977)

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

1 The Nursing Homes Act is amended by this Act.

2 Section 12(2)(a)(i) is repealed.

3 The following is added after section 15.1:

15.2(1) The operator shall open and maintain a trust account with respect to each contract nursing home operated by him in

- (a) a chartered bank,
- (b) a treasury branch,

Explanatory Notes

1 This Bill will amend chapter 264 of the Revised Statutes of Alberta 1970.

2 Section 12(2) reads:

(2) Benefits may not be paid in respect of a patient where payment for his care in a nursing home

(a) is the responsibility of

(i) the Department of Social Services and Community Health, or

(ii) The Workers' Compensation Board, or

(iii) the Department of Veterans' Affairs (Canada), or

(iv) the Department of National Defence (Canada), or

(v) the Indian and Northern Health Services of the Department of National Health and Welfare (Canada),

or

(b) is provided for under any other statute.

3 This section requires the operator of a contract nursing home to open and maintain a trust account through which the money of patients is to be handled.

(c) a trust company registered under *The Trust Companies Act*,
or

(d) a credit union

in the district in which the nursing home is located.

(2) The operator shall deposit in the trust account of a contract nursing home all money given to him at any time for safekeeping by a patient or for the use of a patient in that contract nursing home.

(3) The operator shall not withdraw money standing to the credit of a patient in the trust account without the consent in writing of the patient or his legal representative.

(4) The operator shall not withdraw money from the trust account in an amount greater than that standing to the credit of the patient who authorizes the withdrawal.

4 Section 16 is amended by adding the following after clause (n):

(o) prescribing the method by which interest earned from a trust account maintained under section 15.2 is credited to the benefit of patients in a contract nursing home;

(p) providing for the audit of a trust account maintained under section 15.2;

(q) limiting the amount of money that may be held in trust for a patient.

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

4 This section permits the Lieutenant Governor in Council to make regulations governing trust accounts to be opened under section 15.2.