

1981 BILL 251

Third Session, 19th Legislature, 30 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 251

THE DENTICARE ACT

MR. NOTLEY

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 251
Mr. Notley

BILL 251

1981

THE DENTICARE ACT

(Assented to , 1981)

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

Definitions

1 In this Act,

- (a) “beneficiary” means a person who is a member of a class of persons designated by the Lieutenant Governor in Council as beneficiaries;
- (b) “dentist” means a member in good standing of the Alberta Dental Association;
- (c) “Minister” means the member of the Executive Council to whom the administration of this Act is assigned.

Dental program

2(1) The Minister may establish programs for the purposes of this Act to provide any 1 or more of the following preventive and treatment dental services to a beneficiary:

- (a) cleaning and scaling of teeth;
- (b) the topical application of anticariogenic agents;
- (c) education and instruction in the care of teeth;
- (d) examinations and diagnostic services, including x-rays;
- (e) fillings of teeth;
- (f) treatment of diseased gums;
- (g) extractions of teeth;

(h) provision of prosthetic and orthodontic dental appliances of the kind approved by the Minister; and

(i) the provision of drugs and medicines considered advisable in the treatment of a dental condition.

(2) Where under the regulations, the Lieutenant Governor in Council has prescribed other preventive or treatment dental services that may be provided the beneficiaries, the Minister may make arrangements to provide those services to beneficiaries.

Powers of Minister **3** For the purpose of providing dental services under this Act, the Minister may

(a) arrange to employ or contract for the services of dentists, and other professional, technical and clerical staff under *The Public Service Act*;

(b) establish stationary and mobile clinics for the provision of dental services to beneficiaries;

(c) acquire by purchase, lease or otherwise, such equipment, material and substances as he considers necessary in the provision of dental services pursuant to this Act;

(d) enter into agreements for the provision of dental services to beneficiaries;

(e) enter into agreements relating to the use of buildings, facilities, equipment or materials for the purpose of providing dental services to beneficiaries; and

(f) do such other things as he considers necessary or advisable for the carrying out of the objects and the purposes of this Act.

Payment for services **4(1)** Nothing in this Act requires the Minister to make or authorize payment for dental services provided to a beneficiary by a dentist or other person unless the dentist or other person is employed under *The Public Service Act* or has entered into an agreement with the Minister to receive payment from the Government for the provision of those dental services.

(2) Where a dental service is not authorized by this Act or the regulations the Minister is not required to make payment for or provide that dental service or to require a dentist or any other person to provide the service.

Agreements **5** The Minister, with the approval of the Lieutenant Governor in Council, may, on behalf of the Government, enter into agreements with the Government of Canada or the government of any province or territory relating to the provision of dental services to beneficiaries, subject to such terms and conditions as may be agreed upon.

No extra billing **6** A dentist who has agreed, either by himself or through an agent

acting on his behalf to provide dental services to beneficiaries under this Act shall not charge, demand or accept a fee for those services in addition to or in excess of the fee for those services provided by the agreement or established by regulations under this Act.

Regulations

7 For the purpose of carrying out the provisions of this Act according to their intent, the Lieutenant Governor in Council may make regulations and orders ancillary to and consistent with the provisions and, without restricting the generality of the foregoing, the Lieutenant Governor in Council may make regulations

(a) prescribing dental services other than those set out in section 2, that may be provided to beneficiaries;

(b) prescribing the procedure to be followed by a person in obtaining dental services;

(c) prescribing forms for use under this Act;

(d) establishing the fees to be paid to dentists and other persons for providing dental services under this Act;

(e) providing for the use of public buildings and facilities owned by the Province, for the delivery of dental services to beneficiaries.

Initiation of programs

8 The initiation of programs and services under this Act shall be contingent upon the appropriation of money to that purpose by the Legislature.

Coming into force

9 This Act comes into force on a date to be fixed by Proclamation which shall not be earlier than the date of an appropriation as mentioned in section 8.