

1987 BILL 14

Second Session, 21st Legislature, 36 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 14

**ALBERTA HEALTH CARE INSURANCE
AMENDMENT ACT, 1987**

THE MINISTER OF HOSPITALS AND MEDICAL CARE

First Reading
Second Reading
Committee of the Whole
Third Reading
Royal Assent

Bill 14

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ALBERTA HEALTH CARE INSURANCE AMENDMENT ACT, 1987

(Assented to

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

- 1 The Alberta Health Care Insurance Act is amended by this .*
- 2 Section 17 is repealed.*

Explanatory Notes

1 This Bill will amend chapter A-24 of the Revised Statutes of Alberta 1980.

2 Section 17 presently reads:

17(1) In this section,

(a) "carrier" means

- (i) an insurer licensed under the Insurance Act, or*
- (ii) the Alberta Hospital Association;*

(b) "insurer" means

- (i) a carrier, or*
- (ii) an employer, corporation or unincorporated group of persons that administers a self-insurance plan;*

(c) "self-insurance plan" means a contract, plan or arrangement entered into, established, maintained in force or renewed under which coverage is provided

(i) by an employer for all or some of his employees who are residents of Alberta,

(ii) by a corporation for all or some of its members who are residents of Alberta, or

(iii) by an unincorporated group of persons for all or some of its members who are residents of Alberta.

(2) An insurer shall not enter into, issue, maintain in force or renew a contract or initiate or renew a self-insurance plan under which any resident or group of residents is provided with any prepaid basic health services or extended health services or indemnification for all or part of the cost of any basic health services or extended health services.

(3) An insurer that contravenes subsection (2) is guilty of an offence.

(4) Notwithstanding subsection (2), an insurer may enter into, issue, maintain in force or renew a contract or initiate or renew a self-insurance plan under which a resident is indemnified

(a) for the cost of any basic health service or extended health service provided outside Alberta that is over and above the benefits payable by the Minister for that service, or

(b) to the extent prescribed by the regulations and in those cases specified in the regulations, for the cost of any basic health services or extended health services other than insured services over and above the benefits payable by the Minister for those services.

(5) Subject to the regulations, if

(a) a carrier carries on a business of

(i) providing for the prepayment of the cost of health services other than basic health services by way of group contracts and individual contracts, or

(ii) selling insurance in respect of the cost of any health services other than basic health services by way of group contracts and individual contracts,

(b) the carrier has entered into such a group contract with an employer in respect of some or all of his employees who are residents of Alberta,

(c) an employee who is a resident of Alberta and is covered by that group contract retires from the employment of that employer in accordance with the employer's retirement plan or policy, and

(d) that employee applies to the carrier, not later than 30 days after the date of his retirement, for an individual contract that is then being offered by the carrier to the public, and the employee pays the required initial premium or subscription,

the carrier shall issue the individual contract to that resident to provide coverage for that resident and any of his dependants included in the application, regardless of the age or state of health of the resident or any of his dependants.

(6) A carrier that contravenes subsection (5) is guilty of an offence.

(7) This section applies notwithstanding anything in the Insurance Act or any other Act.