

1989 BILL 233

First Session, 22nd Legislature, 38 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 233

SERVICE DOGS ACT

MR. PAYNE

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 233
Mr. Payne

BILL 233

1989

SERVICE DOGS ACT

(Assented to , 1989)

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

Definitions

1 In this Act,

(a) "handicapped person" means a person who meets the
definition of handicapped person provided in the regulations;

(b) "service dog" means a dog trained as a guide and
protector for handicapped persons that has the qualifications
prescribed by the regulations.

Application

2(1) This Act applies notwithstanding any other enactment.

(2) This Act binds the Crown.

**Discriminatory
practices
prohibited**

3(1) No person, directly or indirectly, alone or with another, by
himself or by the interposition of another, shall

(a) deny to any person the accommodation, services or
facilities available in any place to which the public is cus-
tomarily admitted, or

(b) discriminate against any person with respect to the
accommodation, services or facilities available in any place to
which the public is customarily admitted, or the charges for the
use thereof,

for the reason that he is a handicapped person accompanied by a service dog.

(2) No person, directly or indirectly, alone or with another, by himself or by the interposition of another, shall

(a) deny to any person occupancy of any self-contained dwelling unit, or

(b) discriminate against any person with respect to any term or condition of occupancy of any self-contained dwelling unit,

for the reason that he is a handicapped person keeping or customarily accompanied by a service dog.

(3) Nothing in this section shall be construed to entitle a handicapped person to require any service, facility or accommodation in respect of a service dog other than the right to be accompanied by the service dog.

(4) This section does not apply if the handicapped person does not control the behaviour of the service dog.

Identification of
service dogs

4(1) The Minister of Family and Social Services may, on application therefore, issue to a handicapped person an identification card identifying the handicapped person and his service dog.

(2) An identification card issued under subsection (1) is prima facie proof that the handicapped person and his service dog identified herein are qualified for the purposes of this Act.

(3) Any person to whom an identification card is issued under subsection (1) shall, on the request of the Minister, surrender his identification card for amendment or cancellation.

Regulations

5 The Lieutenant Governor in Council may make regulations

(a) defining a handicapped person for the purposes of this Act;

(b) prescribing qualifications for service dogs.

Offences and
fines

6(1) A person who contravenes section 3 is guilty of an offence and liable to a fine not exceeding \$1000.

(1) A person who contravenes section 4(3) or who, not being a handicapped person, purports to be a handicapped person for the purpose of claiming the benefit of this Act is guilty of an offence and liable to a fine not exceeding \$100.