

1993 BILL Pr2

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First Session, 23rd Legislature, 42 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL Pr2

THE YOUTH EMERGENCY SERVICES FOUNDATION  
AMENDMENT ACT, 1993

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MR. MITCHELL

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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*Bill Pr2*  
*Mr. Mitchell*

## **BILL Pr2**

1993

### **THE YOUTH EMERGENCY SERVICES FOUNDATION AMENDMENT ACT, 1993**

*(Assented to , 1993)*

WHEREAS The Youth Emergency Services Foundation was incorporated by Chapter 67 of the Statutes of Alberta, 1985; and

WHEREAS The Youth Emergency Services Foundation has presented a Petition praying for amendments to the said Act as hereinafter set forth, and it is expedient to grant the prayer of the petitioner;

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

*1 The Youth Emergency Services Foundation Act is amended by this Act.*

*2 Section 5(a) is amended by adding the words "and pay" after the words "to appoint".*

*3 Section 6(1)(c) is repealed and the following is substituted:*

(c) expend during any fiscal year for any purpose more than the minimum amount required from time to time by the *Income Tax Act (Canada)* to enable the Foundation to preserve its status as a registered charity.

## **Explanatory Notes**

**1** *This Bill will amend Chapter 67 of the Statutes of Alberta, 1985.*

**2** *Section 5(a) presently reads:*

*5 Without limiting the generality of the general authority of section 4 and subject to section 6, the Foundation shall have the power:*

*(a) to appoint an Executive Director and such other employees as may be necessary to conduct the daily administration and management of the affairs of the Foundation;*

**3** *Section 6 presently reads in part:*

**4** *Section 7(1) is repealed and the following is substituted:*

**7(1)** The Foundation shall be composed of a minimum of 5 persons and a maximum of 9 persons appointed by a majority vote of the members of the Board.

**5** *Section 8 is repealed and the following is substituted:*

**8** The term of office of members of the Board shall be for 3 years.

**6** *Section 16(2) is repealed and the following is substituted:*

**(2)** The fiscal year of the Foundation shall be as set by the Board.

**6(1) Without the unanimous consent of the Board the Foundation**

**(c) expend during any fiscal year for any purpose more than**

**(i) half of the receipts received by way of gifts, donations, bequests or grants during an fiscal year, and**

**(ii) all of the net income earned from its investments during any fiscal year after making adequate provisions for any losses that may have occurred during the fiscal year.**

**4 Section 7 presently reads:**

**7(1) The Foundation shall be composed of:**

**(a) those persons named in section 2(1) or any 4 persons named by the board of directors of Y.E.S.S. in substitution for them.**

**(b) 3 members of the board of directors of Y.E.S.S. appointed by the board of directors of Y.E.S.S., and**

**(c) 2 persons appointed by a majority vote of the persons who are members pursuant to clauses (a) and (b).**

**5 Section 8 presently reads:**

**8(1) As soon as is practically possible after this Act comes into force the members of the Foundation described in section 7(1)(b) and (c) shall be appointed.**

**(2) The term of office of members of the Board shall be for the same period as for the office of director of Y.E.S.S. is held by those members of the Board who are also directors of Y.E.S.S.**

**6 Section 16(2) presently reads:**

**(2) The fiscal year of the Foundation shall coincide with the fiscal year of Y.E.S.S.**