

1998 BILL 12

Second Session, 24th Legislature, 46 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 12

**ALCOHOL AND DRUG ABUSE
AMENDMENT ACT, 1998**

MRS. BURGNER

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 12
Mrs. Burgener

BILL 12

1998

ALCOHOL AND DRUG ABUSE AMENDMENT ACT, 1998

(Assented to , 1998)

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

Amends RSA
1980 cA-38

1 The *Alcohol and Drug Abuse Act* is amended by this Act.

**2 Section 8(3) is amended by adding the following after
clause (a):**

(a.1) if there are compelling circumstances affecting anyone's
health or safety and notice of the disclosure is mailed to
the last known address of the client,

Explanatory Notes

1 Amends chapter A-38 of the Revised Statutes of Alberta 1980.

2 Section 8 presently reads in part:

8(1) Except as otherwise provided in this section

(a) a person who is or has been a member or employee of the Commission or is or has been employed or engaged in the administration of this Act shall not disclose or be compelled to disclose any information obtained by him that names or identifies a client who has been provided with treatment, care or services by the Commission, and

(b) any file, record, document or paper in the custody of the Commission that names or identifies a client who has been provided with treatment, care or services by the Commission shall not be disclosed to any person or be admitted in evidence in any proceedings.

(3) Subsection (1) does not apply

(a) when the disclosure is necessarily made in the course of the administration of the business and affairs of the Commission or in the course of the administration of this Act,

(b) when the disclosure is made at the request of or with the consent of the client concerned or of a guardian or trustee of the client appointed under the Dependent Adults Act or the Public Trustee Act,

- (c) in any special case when permission is given by an order of the Lieutenant Governor in Council, or*
- (d) when the disclosure is made in respect of a deceased client to a medical examiner appointed under the Fatality Inquiries Act.*