

2007 Bill 208

Third Session, 26th Legislature, 56 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 208

**SCHOOL (RESTRICTIONS ON FEES AND
FUND-RAISING) AMENDMENT ACT, 2007**

MR. FLAHERTY

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 208
Mr. Flaherty

BILL 208

2007

SCHOOL (RESTRICTIONS ON FEES AND FUND-RAISING) AMENDMENT ACT, 2007

(Assented to _____, 2007)

Preamble

WHEREAS every person has the right to public education;

WHEREAS all Albertans have the right to the same level of basic education regardless of income or region of residence; and

WHEREAS it is the responsibility of the Government of Alberta to ensure the free access of all Albertans to high quality public education from kindergarten to Grade 12;

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

Amends RSA 2000 cS-3

1 The *School Act* is amended by this Act.

2 Section 36(1)(d) is amended by adding “49.1,” after “49,”.

Explanatory Notes

1 Amends chapter S-3 of the Revised Statutes of Alberta 2000.

2 Section 36(1) reads in part:

36(1) The following provisions and any regulations made under them apply to a charter school and its operation, and a reference in those provisions or those regulations to a board or a trustee is deemed to include a reference to a society or company that operates a charter school or a member of the governing body of that society or company, as the case may be:

- (d) in Part 3, sections 49, 50, 52, 54, 56, 57, 60, 75, 77, 78, 79, 80 and 81, section 82 except subsections (1)(a) and (2), sections 83 to 85 and section 86 except clauses (b) and (c);*

3 The following is added after section 49:

Restrictions on fees and fund-raising

49.1(1) No school operated by a board shall charge a student or a student's parent or otherwise raise funds for services or supplies required by courses of study or education programs prescribed, authorized or approved by the Minister under section 39(1)(a), (b) or (d).

(2) Nothing in subsection (1) restricts a school operated by a board from raising funds for extra-curricular activities offered by the school.

(3) If any of the purposes of the fund-raising activities undertaken by the school violate subsection (1), the board shall by written notice require the school to reimburse the donors of those funds.

(4) When a school receives notification from the board under subsection (3), it shall report to the board as to how it has complied with the notice within 60 days of being notified by the board.

4 Section 60(2)(j) is repealed.

5 The following is added after section 147:

Reporting on impact of restrictions on fees and fund-raising

147.1 Upon the conclusion of one fiscal year after the coming into force of the *School (Restrictions on Fees and Fund-raising) Amendment Act, 2007*,

- (a) in conjunction with the financial statements required under section 147(2)(a), a board shall advise, report and make recommendations to the Minister regarding the loss of income due to the restrictions on school fees, and
- (b) within 60 days of receipt of board financial statements and reports required under this section, the Minister shall prepare a written response which outlines the Government's strategy to address the loss of income due to the restrictions on school fees, and such response shall be immediately made public.

3 New restrictions on charging fees and raising funds for education programs.

4 Section 60(2) reads in part:

(2) A board may

(j) charge a parent of a student fees with respect to instructional supplies or materials;

5 Reporting on impact of restrictions on fees and fund-raising.

6 This Act comes into force on January 1, 2008.

6 Coming into force.

