

2014 Bill Pr1

Second Session, 28th Legislature, 63 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr1

**ROSEBUD SCHOOL OF THE ARTS
AMENDMENT ACT, 2014**

MR. HALE

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr1
Mr. Hale

BILL Pr1

2014

ROSEBUD SCHOOL OF THE ARTS AMENDMENT ACT, 2014

(Assented to _____, 2014)

WHEREAS the Rosebud School of the Arts was incorporated by the *Rosebud School of the Arts Act*, chapter 54 of the Statutes of Alberta, 1988; and

WHEREAS a petition has been presented requesting that the Act be amended as set forth below and it is expedient to grant the prayer of the petition;

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

Amends SA 1988 c54

1 The *Rosebud School of the Arts Act* is amended by this Act.

2 Section 1 is repealed and the following is substituted:

Definitions

1 In this Act,

- (a) “Board” means the Board of Governors of the Rosebud School of the Arts;
- (b) “Chair” means the Chair of the Board;
- (c) “Governor” means a Governor of the Board;
- (d) “School” means the Rosebud School of the Arts;

Explanatory Notes

1 Amends chapter 54 of the Statutes of Alberta, 1988.

2 Section 1 presently reads:

1 In this Act,

- (a) "Board" means the Board of Directors of the Rosebud School of the Arts;*
- (b) "Chairman" means the Chairman of the Board;*
- (c) "Director" means the Director of the Board;*
- (d) "School" means the Rosebud School of the Arts;*
- (e) "School Staff" includes the professors, associate professors, assistant professors, lecturers, instructors, teachers, the administration and all others engaged in the work of teaching,*

- (e) “School Staff” includes all salaried instructors, facilitators, administrators and all others engaged in the work of teaching, giving instruction or carrying out artistic pursuits and research on behalf of and in support of the School and its operations.

3 Section 3(a) is amended by adding “with related activities” after “conduct and support”.

4 Section 4(1) is amended by adding “, fine arts” after “educational”.

5 Section 5(d) is amended by striking out “may do” and substituting “shall do”.

6 Section 6 is repealed and the following is substituted:

Board of Governors

- 6(1)** The School shall be managed and administered by a governing Board of Governors of no fewer than 12 members.
- (2)** The Board of Governors shall be appointed with qualities, skill sets and experience that will enable the Board to capably fulfill its duties and responsibilities.
- (3)** The term of office for a Governor shall be 3 years.
- (4)** No person except the Executive Director of the School shall be elected as a Governor for more than 2 consecutive 3-year terms.

giving instruction or carrying out artistic pursuits and research on behalf of the School and in its operation.

3 Section 3(a) presently reads:

3 The objects of the School are:

- (a) to establish, maintain, conduct and support an educational institution of secondary and higher learning in both the theoretical and practical fields of the Fine Arts;*

4 Section 4(1) presently reads:

4(1) All of the property of the School shall be devoted to educational and charitable activities and no part of the property of the School shall be distributed to, or otherwise be made available for the personal benefit of any member thereof except pursuant to subsections (3) and (4).

5 Section 5(d) presently reads:

5 The School

- (d) generally, may do or cause to be done all things necessary or incidental to the operation of a charitable foundation for the purposes of achieving its objects.*

6 Section 6 presently reads:

6(1) The School shall be managed and administered by a governing Board of Directors of not more than 15 members, the first of which shall be the persons named in section 2, and such other persons as may be named in place of, or in addition to them.

(2) The Board of Directors shall be appointed:

- (a) one third from the membership of Rosebud Fellowship;*
- (b) one third from the staff of the School;*
- (c) one third from the student body or alumnae of the School.*

(5) A person holding the position of Executive Director of the School may serve on the Board of Governors for an unlimited number of terms.

7 Section 7 is amended

(a) in subsection (2)

- (i) by striking out “chairman” and substituting “chair”;**
- (ii) by striking out “vice-chairman” and substituting “vice-chair”;**

(b) in subsection (3) by striking out “chairman” and substituting “chair”.

8 Section 13(2) is amended by striking out “September 1st to August 31st” and substituting “January 1st to December 31st”.

9 Section 15 is repealed.

10(1) The following section is amended by striking out “Director” and substituting “Governor” wherever it occurs:

(3) Not later than May 1st in each year one third of the Directors appointed under subsection (2)(a), (b) and (c) shall retire and be replaced.

(4) The term of office for a Director shall be 3 years.

(5) No person except the Executive Director and the Administrative Director of the School shall be elected as a Director for more than 2 consecutive 3-year terms.

(6) Notwithstanding subsection (5), the persons named in section 2 hereof shall be eligible for 2 consecutive 3-year terms commencing not later than May 1, 1989.

(7) A person holding the position of Executive Director or Administrative Director of the School may serve upon the Board of Directors for an unlimited number of terms.

7 Section 7(2) and (3) presently read:

(2) The Board shall elect from among its membership a chairman and a vice-chairman and may from time to time by majority vote replace either.

(3) Each member of the Board shall have one vote except the member acting as chairman of the Board who shall cast a vote only if there is a tied vote on a resolution.

8 Section 13(2) presently reads:

(2) The fiscal year of the School shall be from September 1st to August 31st.

9 Section 15 presently reads:

15 The Labour Relations Act and the Employment Standards Act do not apply to the Board or the professors, associate professors, assistant professors, lecturers, instructors, teachers and any other academic members of the School Staff.

10 Consequential changes in terminology.

section 4(3) and (4).

(2) The following sections are amended by striking out “Directors” and substituting “Governors”:

section 8;
section 10.

RECORD OF DEBATE

Stage	Date	Member	From	To

Questions and Comments	From	To

Stage	Date	Member	From	To

Questions and Comments	From	To

Stage	Date	Member	From	To

Questions and Comments	From	To

Stage	Date	Member	From	To

Questions and Comments	From	To