

2016 Bill 14

Second Session, 29th Legislature, 65 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 14

**HEALTH PROFESSIONS
AMENDMENT ACT, 2016**

THE MINISTER OF HEALTH

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 14

BILL 14

2016

HEALTH PROFESSIONS AMENDMENT ACT, 2016

(Assented to , 2016)

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

Amends RSA 2000 cH-7

1 The *Health Professions Act* is amended by this Act.

2 Section 1(1) is amended

(a) by repealing clause (y);

(b) by repealing clause (pp)(xi).

3 Section 99 is repealed.

Explanatory Notes

1 Amends chapter H-7 of the Revised Statutes of Alberta 2000.

2 Section 1(1) presently reads in part:

1(1) In this Act,

(y) “physical therapy corporation” means a physical therapy corporation within the meaning of Schedule 20;

(pp) “unprofessional conduct” means one or more of the following, whether or not it is disgraceful or dishonourable:

(xi) carrying on the practice of the regulated profession of physical therapists on behalf of a corporation that does not meet the requirements of Schedule 20;

3 Section 99 presently reads:

99 Despite section 97, no regulated member who is a physical therapist and provides professional services on behalf of a corporation or who is a shareholder of a corporation that provides physical therapy services shall carry on the practice of physical therapy in contravention of section 10 of Schedule 20.

4 Section 100 is amended

- (a) in subsection (1)(g) and (h) by striking out** “or a physical therapy corporation”;
- (b) in subsection (2)(g) and (h) by striking out** “or a physical therapy corporation”;
- (c) in subsection (4) by striking out** “, professional corporation or physical therapy corporation” **wherever it occurs and substituting** “or professional corporation”;
- (d) in subsection (6) by striking out** “, professional corporation or physical therapy corporation” **and substituting** “or professional corporation”.

5 Section 101(b) is amended by striking out “a physical therapy corporation,”.

4 Section 100 presently reads in part:

100(1) A regulated member is responsible, for the purposes of this Act, the code of ethics, the standards of practice and the bylaws, for how the member provides professional services and complies with this Act, the code of ethics, the standards of practice and the bylaws, and that responsibility is not affected, modified or diminished by the practice arrangements of the regulated member and, without restricting the generality of practice arrangements, practice arrangements include providing professional services as, in relationship to or on behalf of

(g) a corporation other than a professional corporation or a physical therapy corporation,

(h) a professional corporation or a physical therapy corporation,

(2) Subject to this Part, a regulated member may provide professional services as, in relationship to or on behalf of

(g) a corporation other than a professional corporation or a physical therapy corporation,

(h) a professional corporation or a physical therapy corporation,

(4) The relationship between a partnership, corporation, professional corporation or physical therapy corporation providing professional services and a person receiving the professional services of the partnership, corporation, professional corporation or physical therapy corporation is subject to all applicable law and practice relating to the confidential and ethical relationships between a regulated member and the person receiving the professional services of a regulated member.

(6) The rights and obligations pertaining to communications made to or information received by a regulated member apply to the shareholders, directors, officers and employees of a partnership, corporation, professional corporation or physical therapy corporation and the participants in a practice in association.

5 Section 101 presently reads in part:

101 No municipality or Metis settlement has the power to require

6 Section 123 is amended

- (a) in subsection (1) by striking out** “or physical therapy corporation”;
- (b) in subsection (2)(a) and (b) by striking out** “or physical therapy corporations”.

7 Section 124 is amended by adding “or” at the end of clause (a), striking out “or” at the end of clause (b) and repealing clause (c).

- (b) *a professional corporation, a physical therapy corporation, a business corporation or a partnership owned by regulated members to obtain a licence from the municipality or Metis settlement to practise a regulated profession.*

6 Section 123(1) and (2) presently read:

123(1) A certificate purporting to be signed by the registrar that states that according to the records of the college under this Act or a former Act a named person or corporation was or was not, on a specified day or during a specified period, a regulated member, other member or former member, including the category of membership, or a professional corporation or physical therapy corporation is admissible in evidence as proof, in the absence of evidence to the contrary, of those facts without proof of the registrar's appointment or signature.

(2) When proof of registration under this Act or a former Act is required,

- (a) a printed copy of the register or record of professional corporations or physical therapy corporations, or*
- (b) an extract from the register or record of professional corporations or physical therapy corporations,*

certified by the registrar is admissible in evidence instead of the original register.

7 Section 124 presently reads:

124 In a prosecution under this Act, the burden of proving that

- (a) a person is a regulated member or former member,*
- (b) a corporation is a professional corporation and holds an annual permit, or*
- (c) a corporation is a physical therapy corporation and holds a permit under Schedule 20,*

is on the accused.

8 The following is added after section 128:

Use of alternative punctuation in an abbreviation or initials

128.1 In respect of an abbreviation or initials set out in section 2 of a schedule to this Act, a college may authorize regulated members entitled to use the abbreviation or initials to use punctuation that differs from that set out in the schedule.

9 Section 132(1) is amended

- (a) **in clause (i) by striking out** “or a physical therapy corporation” **wherever it occurs**;
- (b) **in clause (j) by striking out** “and physical therapy corporations”;
- (c) **in clause (k) by striking out** “and permits of physical therapy corporations”;
- (d) **in clause (l)**
 - (i) **by striking out** “and permits of physical therapy corporations”;
 - (ii) **by striking out** “and physical therapy corporations”;
- (e) **in clause (m) by striking out** “or a permit of a physical therapy corporation”;
- (f) **in clause (p) by striking out** “physical therapy corporations, annual permits, permits of physical therapy corporations” **and substituting** “annual permits”.

8 Use of alternative punctuation in an abbreviation or initials.

9 Section 132(1) presently reads in part:

132(1) A council may make bylaws

- (i) respecting the naming of a professional corporation or a physical therapy corporation and the name under which a professional corporation or a physical therapy corporation may provide professional services;*
- (j) establishing a record of professional corporations and physical therapy corporations and respecting the entry of information in the records and the removal of that information from the records;*
- (k) respecting the providing of information on expired and cancelled annual permits of professional corporations and permits of physical therapy corporations;*
- (l) respecting registration and annual permits of professional corporations and permits of physical therapy corporations and the information to be submitted by professional corporations and physical therapy corporations;*
- (m) establishing the date on which an annual permit of a professional corporation or a permit of a physical therapy corporation expires;*
- (p) respecting costs, fees, levies and assessments to be paid by regulated members and applicants with respect to registration, practice permits, professional corporations, physical therapy corporations, annual permits, permits of physical therapy corporations and late payment fees under this Act or the bylaws and costs, fees, levies and assessments for any accreditation, review, appeal, thing or service provided by the college under this Act or the bylaws;*

10 Schedule 2 is amended in section 3(a) by striking out “other natural means” and substituting “other means taught in the core curriculum of accredited chiropractic programs”.

11 Schedule 6 is amended in section 2 by adding the following after clause (d):

- (d.1) clinical dental technologist;
- (d.2) clinical dental technician;
- (d.3) CDT;

12 Schedule 11 is amended

(a) in section 1

(i) by repealing subsection (1) and substituting the following:

College and records

1(1) The corporation known as the Alberta College of Medical Laboratory Technologists is continued as a corporation under the name College of Medical Laboratory Technologists of Alberta.

10 Schedule 2, section 3 presently reads:

3 In their practice, chiropractors do one or more of the following:

- (a) examine, diagnose and treat, through chiropractic adjustment and other natural means, to maintain and promote health and wellness,*
- (a.1) teach, manage and conduct research in the science, techniques and practice of chiropractic, and*
- (b) provide restricted activities authorized by the regulations.*

11 Schedule 6, section 2 presently reads:

2 A regulated member of the College of Dental Technologists of Alberta may, as authorized by the regulations, use any of the following titles, abbreviations and initials:

- (a) dental technologist;*
- (b) dental technician;*
- (c) registered dental technologist;*
- (d) registered dental technician;*
- (g) D.T.;*
- (h) R.D.T.*

12 Schedule 11 — provides for a change of the name of the College.

(ii) by repealing subsection (2) and substituting the following:

(2) Despite section 35(b) of the *Freedom of Information and Protection of Privacy Act*, the College of Medical Laboratory Technologists of Alberta has the ownership, custody and control of records respecting the following:

- (a) current and former complaints and allegations of professional misconduct or incompetence made against regulated members of the profession of Medical Laboratory Technologists and proceedings taken in respect of those complaints and allegations;
- (b) current and former applications for registration as regulated members in the profession of Medical Laboratory Technologists and the educational qualifications of applicants for registration in the profession of Medical Laboratory Technologists;
- (c) regulated members and former regulated members in the profession of Medical Laboratory Technologists and any registers or other material relating to registration and conditions, restrictions or limitations on their registration;
- (d) decisions and orders made with respect to regulated members or former regulated members in the profession of Medical Laboratory Technologists;
- (e) health information relating to the services provided by a regulated member of the Alberta College of Medical Laboratory Technologists to an individual that has been collected for the purposes of this Act.

(iii) by repealing subsection (3);

(iv) in subsection (4) by striking out “Alberta College of Medical Laboratory Technologists” **and substituting** “College of Medical Laboratory Technologists of Alberta”;

(b) in section 2 by striking out “Alberta College of Medical Laboratory Technologists” **and substituting** “College of Medical Laboratory Technologists of Alberta”;

(c) in section 4 by striking out “Alberta College of Medical Laboratory Technologists” and substituting “College of Medical Laboratory Technologists of Alberta”;

(d) by repealing section 5 and substituting the following:

Transitional

5(1) The members of the council of the Alberta College of Medical Laboratory Technologists continue as members of the council of the College of Medical Laboratory Technologists of Alberta for the same terms of office unless their terms are terminated earlier under this Act.

(2) The registrar of the Alberta College of Medical Laboratory Technologists continues as the registrar of the College of Medical Laboratory Technologists of Alberta for the same term of office unless the term is terminated earlier under this Act.

(3) The president of the Alberta College of Medical Laboratory Technologists continues as the president of the College of Medical Laboratory Technologists of Alberta for the same term of office unless the term is terminated earlier under this Act.

(4) The members of the registration committee established under the *Medical Laboratory Technologists Profession Regulation* (AR 255/2001) continue as the members of the registration committee of the College of Medical Laboratory Technologists of Alberta for the same terms of office unless their terms are terminated earlier under this Act.

(e) by repealing section 6 and substituting the following:

Transitional

6 A person who, immediately before the coming into force of the *Health Professions Amendment Act, 2016*, is a registered member of the profession of Medical Laboratory Technologists is deemed to be registered as a regulated member of, and to have been issued a practice permit by the registrar of, the College of Medical Laboratory Technologists of Alberta subject to the same conditions as under the original registration until the practice permit expires or is cancelled under this Act.

(f) by repealing sections 7 and 8.

13 Schedule 12 is amended

(a) by repealing section 2 and substituting the following:

Use of titles, etc.

2 A regulated member of the Alberta College of Medical Diagnostic and Therapeutic Technologists may, as authorized by the regulations, use any of the following titles, abbreviations and initials:

- (a) radiological technologist;
- (b) radiation therapist;
- (c) nuclear medicine technologist;
- (d) magnetic resonance technologist;
- (e) medical radiation technologist;
- (f) medical radiation technologist (radiological);
- (g) medical radiation technologist (nuclear medicine);
- (h) medical radiation technologist (therapy);
- (i) medical radiation technologist (magnetic resonance);
- (j) electroencephalography technologist;
- (k) electroneurophysiology technologist;
- (l) diagnostic medical sonographer;
- (m) sonographer;
- (n) echocardiographer;
- (o) ultrasonographer;
- (p) ultrasound technologist;
- (q) vascular technologist;

13 Schedule 12 — adds professional titles and updates scope of practice.

- (r) MRT;
- (s) MRT (R);
- (t) MRT (NM);
- (u) MRT (T);
- (v) MRT (MR);
- (w) ENP;
- (x) EEGT;
- (y) DMS.

(b) in section 3

- (i) in subsection (1)(a) and (c) by adding “, non-ionizing radiation” after “ionizing radiation”;**
- (ii) in subsection (1) by striking out “and” at the end of clause (d) and adding the following after clause (d):**
 - (d.1) assess the medical condition and needs of patients before, during and after the procedure described in clause (a), and
- (iii) in subsection (2) by adding the following after clause (a):**
 - (a.01) evaluate the technical sufficiency of the recordings made under clause (a);
 - (a.02) assess the medical condition and needs of patients before, during and after the procedure described in clause (a);

14 Schedule 13 is amended in section 3 by adding the following after clause (a):

- (a.1) provide preventive monitoring, health education and advice to clients,

14 Schedule 13, section 3 presently reads:

3 In their practice, midwives do one or more of the following:

15 Schedule 14 is amended in section 2 by adding the following after clause (c):

(c.1) provisional naturopath;

16 Schedule 16 is amended

(a) by repealing section 1 and substituting the following:

Continuation of corporation

1 The corporation known as the College of Opticians of Alberta is continued as a corporation under the name Alberta College and Association of Opticians.

(b) in section 2 by striking out “College of Opticians of Alberta” and substituting “Alberta College and Association of Opticians”;

- (a) *provide comprehensive prenatal, labour, birth and postpartum care to clients experiencing normal pregnancy,*
- (b) *provide counselling, education and emotional support related to the clients' physical, psychological and social needs,*
- (c) *provide restricted activities authorized by the regulations, and*
- (d) *teach, manage and conduct research in the science, techniques and practice of midwifery.*

15 Schedule 14, section 2 presently reads:

2 A regulated member of the College of Naturopathic Doctors of Alberta may, as authorized by the regulations, use any of the following titles, abbreviations and initials:

- (a) *naturopathic doctor;*
- (a.1) *doctor of naturopathic medicine;*
- (b) *naturopathic practitioner;*
- (c) *naturopath;*
- (d) *N.D.;*
- (e) *R.N.D.*

16 Schedule 16 — provides for a change of the name of the College.

(c) in section 4 by striking out “College of Opticians of Alberta” and substituting “Alberta College and Association of Opticians”;

(d) by repealing section 5 and substituting the following:

Transitional

5(1) The members of the council of the College of Opticians of Alberta continue as members of the council of the Alberta College and Association of Opticians for the same term of office unless their terms are terminated earlier under this Act.

(2) The registrar of the College of Opticians of Alberta continues as the registrar of the Alberta College and Association of Opticians for the same term of office unless the term is terminated earlier under this Act.

(3) The president of the College of Opticians of Alberta continues as the president of the Alberta College and Association of Opticians for the same term of office unless the term is terminated earlier under this Act.

(4) The members of the competence committee of the College of Opticians of Alberta continue as members of the competence committee of the Alberta College and Association of Opticians for the same term of office unless their terms are terminated earlier under this Act.

(e) by repealing section 6 and substituting the following:

Transitional

6 A person who, immediately before the coming into force of the *Health Professions Amendment Act, 2016*, is registered as a member of the profession of opticians and holds an annual certificate is deemed to be registered as a regulated member of, and to have been issued a practice permit by the registrar of, the Alberta College and Association of Opticians subject to the same conditions until the practice permit expires or is cancelled under this Act.

(f) by repealing sections 6.1, 7, 8 and 9.

17 Schedule 18 is amended by repealing section 3 and substituting the following:

17 Schedule 18, section 3 presently reads:

Practice

3 In their practice, regulated members of the Alberta College of Paramedics may apply the knowledge, skills and judgment appropriate to their practice setting to do the following:

- (a) assess, diagnose, provide treatment and interventions, make referrals and transport;
- (b) promote health and injury prevention;
- (c) co-ordinate, supervise, monitor and evaluate the provision of paramedic health services;
- (d) educate, manage and conduct research in the science, techniques, theory and practice of the paramedic profession;
- (e) provide restricted activities authorized by the regulations.

18 Schedule 20 is amended

- (a) **by repealing the heading “Profession of Physical Therapists” and substituting “Profession of Physiotherapists”;**
- (b) **by repealing section 1 and substituting the following:**

Continuation of corporation

1 The corporation known as the College of Physical Therapists of Alberta is continued as a corporation under the name Physiotherapy Alberta College + Association.

- (c) **in section 2 by striking out “College of Physical Therapists of Alberta” and substituting “Physiotherapy Alberta College + Association”;**
- (d) **in section 3**
 - (i) **by striking out “physical therapists” and substituting “physiotherapists”;**
 - (ii) **by repealing clause (b.1) and substituting the following:**

3 In their practice, emergency medical technicians, emergency medical technologists and emergency medical responders do one or more of the following:

- (a) assess an individual's health status to determine the need, priority and method of treatment and transportation in order to provide a range of emergency services,*
- (a.1) teach, manage and conduct research in the science, techniques and practice of paramedicine, and*
- (b) provide restricted activities authorized by the regulations.*

18 Schedule 20 — provides for a change of the name of the College and the removal of statute references to “physical therapy corporations”.

- (b.1) engage in research, education and administration with respect to health services delivery and the science, techniques and practice of physiotherapy, and
- (e) **in section 4 by striking out** “College of Physical Therapists of Alberta” **and substituting** “Physiotherapy Alberta College + Association”;
- (f) **by adding the following after section 5:**

Transitional

5.1 On the coming into force of the *Health Professions Amendment Act, 2016*,

- (a) the members of the council of the College of Physical Therapists of Alberta continue as members of the council of the Physiotherapy Alberta College + Association for the same terms of office unless their terms are terminated earlier under this Act;
- (b) the registrar of the College of Physical Therapists of Alberta continues as the registrar of the Physiotherapy Alberta College + Association for the same term of office unless the term is terminated earlier under this Act;
- (c) the president of the College of Physical Therapists of Alberta continues as the president of the Physiotherapy Alberta College + Association for the same term of office unless the term is terminated earlier under this Act;
- (d) the members of the registration committee of the College of Physical Therapists of Alberta continue as members of the registration committee of the Physiotherapy Alberta College + Association for the same terms of office unless their terms are terminated earlier under this Act.

(g) by repealing section 6 and substituting the following:

Transitional

6 A person who, immediately before the coming into force of the *Health Professions Amendment Act, 2016*, is registered as a regulated member of, and has been issued a practice permit by the registrar of, the College of Physical Therapists of Alberta is deemed to have been registered as a regulated member of, and to have been issued a practice permit by the registrar of, the Physiotherapy Alberta College + Association subject to the same conditions until the practice permit expires or is cancelled under this Act.

(h) by repealing section 7;

(i) by repealing section 10 and substituting the following:

Provision of professional services

10(1) A regulated member of the Physiotherapy Alberta College + Association shall not provide a professional service except

- (a) for or on behalf of a person who is a regulated member of the Physiotherapy Alberta College + Association,
- (b) at or in association with a practice setting approved by an accreditation body approved by the council of the Physiotherapy Alberta College + Association, or
- (c) at or in association with a practice setting approved by the council of the Physiotherapy Alberta College + Association.

(2) Subsection (1) does not apply to a regulated member of the Physiotherapy Alberta College + Association employed by

- (a) an institution owned, operated or controlled by a government or an agency or department of a government,
- (b) a nursing home, whether or not it is owned, operated or controlled by a government or an agency or department of a government,

- (c) an approved hospital as defined in the *Hospitals Act*,
- (d) a regional health authority, or
- (e) other employers approved by the council of the Physiotherapy Alberta College + Association.

(j) by repealing sections 11 to 17.

19 Schedule 21 is amended

(a) by repealing the heading “Profession of Physicians, Surgeons and Osteopaths” and substituting “Profession of Physicians, Surgeons, Osteopaths and Physician Assistants”;

(b) in section 2

(i) by repealing clause (ii) and substituting the following:

(ii) public health and preventive medicine specialist;

(ii) by adding the following after clause (hhhh):

(iii) radiologist;

(jjjj) adolescent psychiatrist;

(kkkk) cardiac electrophysiologist;

(llll) cytopathologist;

(mmmm) forensic psychiatrist;

(nnnn) geriatric psychiatrist;

(oooo) interventional cardiologist;

(pppp) maternal-fetal medical specialist;

(qqqq) preventive medicine specialist;

(rrrr) public health specialist;

19 Schedule 21 — authorizes the College to regulate physician assistants and allows the Minister to direct the College to be the accreditation body for certain health facilities.

- (ssss) pulmonologist;
- (tttt) sports medicine physician;
- (uuuu) physician assistant;
- (vvvv) PA.

(c) in section 3 by adding the following after subsection (1):

(1.1) In their practice physician assistants do one or more of the following under the supervision of a member of the College of Physicians and Surgeons of Alberta who is authorized to use the title “physician”:

- (a) assess the physical, mental and psychosocial condition of individuals to establish a diagnosis,
- (b) assist individuals to make informed choices about medical and surgical treatments,
- (c) treat physical, mental and psychosocial conditions,
- (d) promote wellness, injury avoidance, disease prevention and cure through research and education,
- (e) engage in research, education and administration with respect to health, and
- (f) provide restricted activities authorized by the regulations.

(d) in section 8.1(2) by striking out “Subsection (1) does not apply” and substituting “Unless the Minister directs otherwise, subsection (1) does not apply”.

20 Schedule 21.1 is amended in section 2 by adding the following after clause (g):

- (g.1) provisional podiatrist;

20 Schedule 21.1, section 2 presently reads:

2 A regulated member of the College of Podiatric Physicians of Alberta may, as authorized by the regulations, use any of the following titles, abbreviations and initials:

(a) podiatrist;

21 Schedule 23 is amended in section 2 by adding the following after clause (b):

- (b.1) provisional dietitian;
- (b.2) dietetic intern;
- (b.3) nutritionist;

22 Schedule 25 is amended

- (a) **by repealing the heading “Profession of Registered Psychiatric and Mental Deficiency Nurses” and substituting “Profession of Registered Psychiatric Nurses”;**
- (b) **by repealing section 2(c), (d), (i) and (j);**
- (c) **by repealing section 3(2);**
- (d) **by repealing sections 5 to 8.**

- (b) *podiatric medical practitioner;*
- (c) *podiatric surgeon;*
- (d) *podiatric orthopedist;*
- (e) *podiatric physician;*
- (f) *doctor of podiatric medicine;*
- (g) *doctor;*
- (h) *D.P.M.*
- (i) *Dr.*

21 Schedule 23, section 2 presently reads:

2 A regulated member of the College of Dietitians of Alberta may, as authorized by the regulations, use any of the following titles, abbreviations and initials:

- (a) *registered dietitian;*
- (b) *dietitian;*
- (c) *registered nutritionist;*
- (e) *R.D.*

22 Schedule 25 — eliminates all references to mental deficiency nurses that are not historically necessary.

23 Schedule 27 is amended in section 2 by adding the following after clause (c):

- (c.1) registered clinical social worker;
- (c.2) R.C.S.W.;

Amends RSA 2000 cA-20

24(1) The *Alberta Health Care Insurance Act* is amended by this section.

(2) Section 1 is amended

- (a) **in clause (p)(i) by striking out** “College of Opticians of Alberta” **and substituting** “Alberta College and Association of Opticians”;
- (b) **in clause (t)(i) by adding** “authorized to use the title “physician” ” **after** “*Health Professions Act*”.

(3) Section 22(20)(g) and (h) are repealed and the following is substituted:

- (g) the council or a hearing tribunal of the Alberta College and Association of Opticians,
- (h) the council or a hearing tribunal of the Physiotherapy Alberta College + Association, or

23 Schedule 27, section 2 presently reads:

2 A regulated member of the Alberta College of Social Workers may, in accordance with the regulations, use any of the following titles, abbreviations and initials:

- (a) social worker;*
- (b) registered social worker;*
- (c) clinical social worker;*
- (d) S.W.;*
- (e) R.S.W.;*
- (f) Soc. Wkr.*

24 Amends chapter A-20 of the Revised Statutes of Alberta 2000. Sections 1(p) and (t) and 22(20) presently read in part:

1 In this Act,

(p) “optician” means

- (i) with reference to goods and services provided in Alberta, a person who is a regulated member of the College of Opticians of Alberta and who holds a practice permit respecting the practice of dispensing of eye glasses or contact lenses, and*

(t) “physician” means

- (i) with reference to medical services provided in Alberta, a regulated member of the College of Physicians and Surgeons of Alberta under the Health Professions Act who holds a practice permit issued under that Act, or a professional corporation registered with the College of Physicians and Surgeons of Alberta, and*

22(20) In subsections (18) and (19), “disciplinary body” means

- (g) the council or a hearing tribunal of the College of Opticians of Alberta,*

Amends RSA 2000 cH-2

25(1) The *Health Disciplines Act* is amended by this section.

(2) Section 3(1)(a) is amended by adding “authorized to use the title “physician” ” **after** “College of Physicians and Surgeons of Alberta”.

Amends RSA 2000 cH-5

26(1) The *Health Information Act* is amended by this section.

(2) Section 56.1(d) is repealed and the following is substituted:

- (d) “regulated health professional” means
 - (i) a regulated member under the *Health Professions Act*, or
 - (ii) a person registered under the *Health Disciplines Act*.

(3) Section 56.3(4) is repealed and the following is substituted:

(4) A failure by a regulated health professional to comply with a direction of the health professional body under subsection (1) or of the Minister under subsection (2) constitutes

- (a) in the case of a regulated member under the *Health Professions Act*, unprofessional conduct;
- (b) in the case of a person registered under the *Health Disciplines Act*, professional misconduct.

(h) the council or a hearing tribunal of the College of Physical Therapists of Alberta, or

25 Amends chapter H-2 of the Revised Statutes of Alberta 2000.
Section 3(1) presently reads in part:

3(1) There is hereby established a board called the Health Disciplines Board consisting of not more than 9 members appointed, each for a term not exceeding 3 years, by the Lieutenant Governor in Council as follows:

(a) 2 persons who are members of the College of Physicians and Surgeons of Alberta;

26 Amends chapter H-5 of the Revised Statutes of Alberta 2000.
Sections 56.1 and 56.3 presently read in part:

56.1 In this Part,

(d) “regulated health professional” means

(i) a regulated member under the Health Professions Act,

(ii) a person registered as a medical practitioner under the Medical Profession Act,

(iii) a person registered as a podiatrist under the Podiatry Act,

(iv) a person registered as a physical therapist under the Physical Therapy Profession Act,

(v) a person registered as an optician under the Opticians Act, or

(vi) a person registered under the Health Disciplines Act.

56.3(4) A failure by a regulated health professional to comply with a direction of the health professional body under subsection (1) or of the Minister under subsection (2) constitutes

(a) in the case of a regulated member under the Health Professions Act, unprofessional conduct;

Amends RSA 2000 cH-12

27(1) The *Hospitals Act* is amended by this section.

(2) Section 1(n)(i) is amended by adding “authorized to use the title “physician” ” **after** “*Health Professions Act*”.

Amends RSA 2000 cI-8

28(1) The *Interpretation Act* is amended by this section.

(2) Section 28(1)(pp) is amended by adding “authorized to use the title “physician” ” **after** “College of Physicians and Surgeons of Alberta”.

- (b) *in the case of a person registered as a medical practitioner under the Medical Profession Act, unbecoming conduct;*
- (c) *in the case of a person registered as a podiatrist under the Podiatry Act, professional misconduct;*
- (d) *in the case of a person registered as a physical therapist under the Physical Therapy Profession Act, professional misconduct;*
- (e) *in the case of a person registered as an optician under the Opticians Act, professional misconduct;*
- (f) *in the case of a person registered under the Health Disciplines Act, professional misconduct.*

27 Amends chapter H-12 of the Revised Statutes of Alberta 2000. Section 1(n) presently reads:

1 In this Act,

(n) *“physician” means*

- (i) *with reference to medical services provided in Alberta, a person registered as a regulated member of the College of Physicians and Surgeons of Alberta under the Health Professions Act who holds a practice permit issued under that Act, and*
- (ii) *with reference to medical services provided in a place outside Alberta, a person lawfully entitled to practise medicine or osteopathy in that place;*

28 Amends chapter I-8 of the Revised Statutes of Alberta 2000. Section 28(1)(pp) presently reads:

28(1) In an enactment,

(pp) *“physician”, or any similar word or expression implying legal recognition of any person as a medical practitioner, means a person who is a regulated member of the College of Physicians and Surgeons of Alberta who holds a practice permit issued under the Health Professions Act and who is not under suspension;*

Amends RSA 2000 cP-37

29(1) The *Public Health Act* is amended by this section.

(2) Section 70(5)(b)(i) and (ii) are repealed and the following is substituted:

- (i) a regulated member of the College of Physicians and Surgeons of Alberta under the *Health Professions Act* authorized to use the title “physician” who is not a student enrolled in a program of studies,
- (ii) a regulated member of the dental profession under the *Health Professions Act* who is not a student enrolled in a program of studies, or

Amends RSA 2000 cW-15

30(1) The *Workers’ Compensation Act* is amended by this section.

(2) Section 24.2(1)(d) is repealed and the following is substituted:

- (d) “physician” means an individual who is a regulated member of the College of Physicians and Surgeons of Alberta under the *Health Professions Act* authorized to use the title “physician” who holds a practice permit for unsupervised practice issued under that Act, or an individual who has a similar status under similar legislation in a jurisdiction outside Alberta;

29 Amends chapter P-37 of the Revised Statutes of Alberta 2000. Section 70(5) presently reads:

- (5) *This section does not apply to*
- (a) *the manufacture or sale of a regulated matter for medical purposes, or*
 - (b) *the inhalation, administration or other introduction of an intoxicating vapour into the respiratory system under the supervision of*
 - (i) *a regulated member of the College of Physicians and Surgeons of Alberta under the Health Professions Act but does not apply to a student enrolled in a program of studies,*
 - (ii) *a regulated member of the dental profession under the Health Professions Act but does not apply to a student enrolled in a program of studies, or*
 - (iii) *a person acting under the direction of a person referred to in subclause (i) or (ii).*

30 Amends chapter W-15 of the Revised Statutes of Alberta 2000. Section 24.2(1) presently reads in part:

- 24.2(1) *In this section,*
- (d) *“physician” means an individual who is a regulated member of the College of Physicians and Surgeons of Alberta who holds a practice permit issued under the Health Professions Act or an individual who has a similar status under similar legislation in a jurisdiction outside Alberta;*

