

# BILL

No. 35 of 1913 (Second Session).

An Act to amend The School Ordinance, The School Assessment Ordinance and The Truancy Act.

(Assented to \_\_\_\_\_, 1913.)

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The School Ordinance*, being chapter 29 of the Ordinances of 1901, with amendments, is amended as follows:

Section 50 as amended by chapter 6 of the Statutes of 1910 (Second Session), and chapter 19 of the Statutes of 1913—

By striking out the word "with" where the same occurs for the second time in the third line of subsection (3) thereof, and inserting immediately after the word "shall" in the eighth line of said subsection the following: "Without the charge of any assurance fund fees."

Section 98: By adding after the word "board" in the second line thereof the words "of a town district" and by inserting before the first word in clause 2 of said section 98 the words "it shall be the duty of the treasurer or secretary-treasurer of the board of every school district."

Said section 98 is further amended by adding thereto the following clause:

"10. The treasurer of every village or rural school district shall upon his appointment and before entering upon the duties of his office furnish a bond or covenant of some guarantee company to be named by the Minister to secure the due accounting by him for all school moneys and property that come to his hands as such treasurer which bond shall be in such form and for such amount as shall be approved of by the Minister and the Minister shall pay the premiums for such guarantee bond or insurance and deduct the amount thereof annually from the legislative grant to each school district; and in every case in which such guarantee company declines for any cause to give such bond or covenant in respect of any treasurer of a school district it shall be the duty of the trustees forthwith to appoint another treasurer who can furnish such bond; and the retiring treasurer shall in such case have no right to receive any salary as such beyond the proportionate part of his salary up to the time of such retirement; every such bond shall be deposited and kept in the department of education for the benefit of the school district."

Section 99 as amended by chapter 6 of the Statutes of 1910 (Second Session), and chapter 19 of the Statutes of 1913—

By adding thereto the following subsection:

"(3) Every college, private school or other educational institution shall, upon the request of the Minister, furnish to the department a return giving such information with

respect to such college, private school or educational institution, and in such form as the Minister may prescribe."

Section 101: By striking out the words "any felony or misdemeanour" where the same occur in lines one and two in said section and substituting therefor the following: "an offence punishable by imprisonment for a term of five years or greater".

Section 102, as amended by chapter 6 of the Statutes of 1910 (Second Session), by inserting after the word "guilty" where the same occurs in the fifth line of subsection (2) thereof the following: "of a violation of this section, or", and by adding to said subsection the following proviso:

"Provided, however, that the proceedings herein provided to be taken by any two or more ratepayers may be taken by a school inspector in which case it shall not be necessary to deposit any sum as security for costs."

Said section 102 is further amended by adding thereto the following subsection:

"(3) Any trustee so ousted of office shall not within three years thereafter be eligible for election as trustee in any school district."

Section 128, as amended by chapter 27 of the Statutes of 1903 (Second Session), by chapter 9 of the Statutes of 1904, by chapter 6 of the Statutes of 1910 (Second Session), by chapter 3 of the Statutes of 1911-12, and by chapter 19 of the Statutes of 1913—

By inserting after the word "district" in the second line of subsection (2) thereof, the following: "or any rural district having an assessment based on land values only";

By inserting after the word "is" in the second line of the fourth proviso of subsection (3) the following: "in whole or in part";

By striking out the words "there is an incorporated city" where the same occur in the second line of subsection (7) thereof and substituting therefor the following: "an incorporated city is in whole or in part situated;"

By striking out the words "there is an incorporated city" where the same occur in the second line of subsection (8) thereof and substituting therefor the following: "an incorporated city is in whole or in part situated".

Section 130: By adding thereto the following subsection:

"(2) Without restricting the powers of the deputy minister, conferred upon him by *The Public Service Act*, or any other Act or Ordinance, the deputy minister shall have and possess for the purposes of this section all the powers hereby conferred upon the Minister."

Section 142, as amended by chapter 5 of the Statutes of 1909, and further amended by chapter 6 of the Statutes of 1910 (Second Session)—

By striking out the word "twenty" where it occurs on the first line thereof and substituting therefor the word "fifteen".

Section 149: By adding thereto the following subsections:

"(2) Any person not so qualified shall not be entitled to recover in any court of law any remuneration for his services as such teacher.

"(3) Any person other than the holder of such certificate of qualification, who undertakes to conduct a school

as teacher shall be guilty of an offence and on summary conviction liable to a penalty not exceeding \$50.00, and in default, to imprisonment for a term not exceeding one month:

“Provided, however, that no prosecution shall be instituted under this section, except on the order of the Minister.”

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2. *The School Assessment Ordinance*, being chapter 30 of the Ordinances of 1901, with amendments, is amended as follows:

Section 89, as amended by chapter 21 of the Statutes of 1903 (First Session), and chapter 19 of the Statutes of 1913—

By striking out the word “six” where the same appears in the third line of subsection (5) thereof and substituting therefor the word “eight”.

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3. *The Truancy Act*, being chapter 8 of the Statutes of 1910 (Second Session), with amendments, is amended as follows:

Section 2: By inserting the word “or” between the words “Public” and “Separate” where the same appears in subclause (b) thereof and striking out the words “or private”;

By striking out all that part of subclause (d) thereof occurring after the words “separate school” in the first line of said subsection.

Section 5, as amended by chapter 4 of the Statutes of 1911-12.—

By striking out subclause (a) thereof and substituting therefor the following: “(a) In the opinion of a school inspector, as certified in writing, bearing date within one year prior to the date of any complaint laid under this Act, the child is under efficient instruction at home or elsewhere”;

By striking out the word “two” where the same appears in the second line of subclause (c) thereof and substituting therefor the words “two and one-half”;

By striking out the word “three” where the same appears in the sixth line of said subclause (c) and substituting therefor the words “three and one-half”;

By adding immediately after subclause (d) thereof the word “or”;

By striking out the whole of subclause (e) thereof and substituting therefor subclause (f), the same to be designated “(e)”;

By striking out the whole of subclause (g) thereof.

Section 7, as amended by chapter 4 of the Statutes of 1911-12—

By striking out all that part of subsection (2) thereof occurring after the word “Act” in the ninth line of said subsection and substituting therefor the following:

“The Minister may also appoint officers to be known as provincial truant officers, and a Chief Truant Officer, all of whom shall have jurisdiction in all parts of the province and the duties of such provincial truant officers may be defined and their remuneration fixed by the Minister.”

Section 8: By repealing subsection (1) of the said section, and substituting therefor the following:

"8. It shall be the duty of every truant officer to enforce the provisions of this Act, to examine into all cases of truancy within his knowledge or which may come to his attention and to warn one of the parents or the guardian of any truant or truants by notice in writing in form provided in schedule 'A' to this Act or to like effect."

Subsection (1) of section 9 is hereby repealed and the following substituted therefor:

"9. Any parent, guardian or other person having the charge or control of any person between the ages mentioned in section 3 of this Act, who within five days after having been notified as provided in the preceding section neglects or refuses to cause such child to attend school unless such child be excused from attendance as provided by this Act shall upon summary conviction be subject to a penalty not exceeding \$10.00 and in default to imprisonment for a term not exceeding ten days."

Section 15: By repealing the same.

Section 17: By striking out the words "A Roman Catholic who is" in the second line thereof, and the words "Roman Catholic" in the fourth line thereof.

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SCHEDULE A.

Take notice that unless within five days from the receipt by you of this notice you cause your child (or ward) (*child's name*), to attend school, you will be liable to prosecution under *The Truancy Act* of the Province of Alberta.

No. 35

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FIRST SESSION  
THIRD LEGISLATURE

4 GEORGE V

1913  
(SECOND SESSION)

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BILL

An Act to amend The School Or-  
dinance, The School Assessment  
Ordinance and The Truancy Act.

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Received and read the

First time. ....

Second time. ....

Third time. ....

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MR. BOYLE.

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EDMONTON:  
J. W. JEFFERY, Government Printer  
A.D. 1913