

BILL

No. 6 of 1916.

An Act to incorporate the Graduate Nurses of Alberta.

(Assented to , 1916.)

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

TITLE.

1. This Act may be cited as "*The Registered Nurses Act.*"

INCORPORATION OF ASSOCIATION.

2. Eleanor McPhedran, Lilian Armstrong, Lottie M. Edy, Martha E. Morkin, Mary Patterson, Edith Rutherford, Margaret Walsh, Lottie Hunter, Agnes Hurcomb, Hester McKay, Sara Kingston, Victoria Winslow, and such other persons as are or may hereafter become members of the said association, are hereby constituted a body corporate under the name of "Alberta Association of Graduate Nurses" (hereinafter called "the association"), and by that name the said corporation shall have perpetual succession, and a common seal (which it may at pleasure change), and may sue and be sued, contract and be contracted with, and may acquire by gift, purchase or otherwise, and may sell, mortgage, lease or otherwise dispose of real and personal property for the purpose of carrying into effect and of promoting the objects and designs of the said corporation, and may expend money in prosecuting violations of this Act, and may pass by-laws not inconsistent with this Act for the government and discipline of its members, the management of its property, the registration and admission of members, and all such purposes as may be deemed necessary for the management of the association, and the promotion of its welfare, and may issue registration certificates.

MEMBERSHIP.

3. Every person who on the coming into force of this Act is a graduate nurse from a general hospital giving at least two years' training in medical, surgical and obstetrical work, and who is a resident of the Province of Alberta, shall be entitled to be enrolled as a member of the association, upon paying the registrar a registration fee of ten dollars, and upon producing evidence satisfactory to the registrar that he or she is a graduate nurse; provided, however, that the fee for registration under this section shall be twenty dollars unless registration takes place before the first day of January, 1917.

4. From and after the 1st day of January, 1917, every applicant for membership, not qualifying under the next preceding section, in addition to complying with the requirements of said preceding section, must pass such examination

as shall be provided for by the Honourable the Minister of Education of this province and the said Minister shall appoint the examiners and shall prescribe the regulations governing such examination. The examiners shall be selected from the physicians practising in this province, and from the members of this association.

MANAGEMENT.

5. The affairs of the association shall be managed by a council (herein referred to as "the council") consisting of seven members, all of whom shall be members of the association and who shall be elected every second year.

ELECTION OF OFFICERS.

6. Elections shall be conducted by the registrar; Martha E. Morkin, of the City of Edmonton, shall hold office of the registrar from the coming into force of this Act until the first day of July, 1916, and until her successor in office shall be appointed, and she shall have the management of the first election. Eleanor McPhedran, Lilian Armstrong, Lottie M. Edy, Martha E. Morkin, Mary Patterson, Sara Kingston, and Victoria Winslow shall be a *pro tem* council of the association until the first day of July, 1916, or until their successors are appointed.

7. The first election shall take place on the 20th day of June, 1916, and subsequent elections shall take place every second year thereafter at such place, and on such date as the council by by-law or regulation may determine, and the first council elect shall take office on the first day of July, 1916.

8. Every member of the association in good standing, resident in the Province of Alberta, shall be eligible for election to the council.

9. Every member of the association in good standing shall be entitled to vote at any election for members of the council, and may vote for not more nor less than seven persons, and in the event of any elector placing more or less than seven names on his or her voting paper, it shall not be counted.

10. At least two weeks prior to the holding of the election the registrar shall make out a list of the names and addresses of the members of the association, who are entitled to vote at such election, and transmit a copy of such list by post to each member whose name appears thereon.

11. In case any member complains to the registrar at least one week before the election, of the improper omission or insertion of any name on the list, it shall be the duty of the registrar forthwith to examine into the complaint, and rectify such error, if any there be.

12. No persons whose name does not appear on the said list as amended, if so be, shall be entitled to vote at such elections.

13. At all elections retiring members of the council shall be eligible for re-election.

14. No person shall be entitled to vote or to be elected unless all fees and other moneys owing by him or her to the association have been paid before the day of election.

15. Each voter shall vote by ballot, using the form A in the schedule to this Act (or a form to the like effect) and may mail the same in a sealed envelope, marked "Ballot" postage prepaid, to the registrar, or may deliver the same, to him or her, so that the registrar may receive the same before the hour prescribed for opening the voting papers.

16. The said voting papers shall at the hour of eleven o'clock in the forenoon, of the day of the election, at the time and place appointed for the holding of the said election, be opened by the registrar, in the presence of any of the persons entitled to vote, who may attend, and the registrar shall then scrutinize and count the votes, and keep a record thereof.

17. In case of an equality of votes between two or more persons which leaves the election of one or more persons undecided, then the registrar shall cast another ballot so as to break the tie.

18. The seven members receiving the highest number of votes shall constitute the council for the next ensuing two years, and until their successors are appointed; and the registrar shall forthwith after the election notify the members elect of their election.

19. The voting papers relating to any election shall not be destroyed, but along with all other papers relating to the election shall be retained by the secretary, until all petitions relating to such election have been decided.

20. In the event of any dispute as to the election of all or any of the persons declared by the registrar to have been elected to the council, the same may be decided in a summary way by any judge of the Supreme Court of Alberta upon petition presented within ten days from the declaration of the result; the decision of the judge shall be final, and the costs of the petition shall be in his discretion. The judge shall in and about such petition have the powers of a judge in Chambers upon the hearing of a summons in an action pending in such court.

21. No person shall sign the name of any other person to any voting paper, under this Act, or alter or add to or falsify or fill up any blank in any voting paper signed by another person.

22. In the event of there being no registrar (for the time being) of the association, at the time at which any election under this Act is to be held, or in the event of such registrar being unable from illness or other unavoidable cause to act at such election, then and in such case the president for the time being of the association shall appoint under his or her hand, some other person to act as registrar; and such person so appointed shall perform all the duties of such registrar as prescribed by this Act.

23. It shall be the duty of the council to make such by-laws and regulations, not inconsistent with this Act,

as may best promote the interests of the association, and from time to time to amend the same as in their judgment seems wise.

OFFICERS OF ASSOCIATION.

24. Each council elect shall at its first meeting, from among the members of the council, appoint the following officers, namely: President, first vice-president, second vice-president, secretary, treasurer and registrar; provided, however, that any appointee may hold the position of the three last mentioned offices or any two of them.

25. In the case of the absence or inability of the president, the first vice-president, or in case of his or her absence or inability, the second vice-president, shall act instead of the president.

26. The council shall cause to be kept by the registrar a book or register to be known as "The Alberta Nurses Register" (herein called "the register") in which shall be entered the name of every member of the association.

27. A majority of the council duly convened shall constitute a quorum for the transaction of business.

FUNDS OF ASSOCIATION.

28. All fees, dues and subscriptions payable under the provisions of this Act shall be the property of the association and shall be paid to the treasurer of the association.

29. The funds of the association shall be deposited by the treasurer to the credit of the association in a chartered bank, and shall be withdrawn only by cheque signed by the treasurer and countersigned by the president, or in his absence one of the vice-presidents.

30. The funds of the association shall be disbursed and appropriated under the direction of the council.

CERTIFICATE OF REGISTRATION.

31. Every member of the association shall pay to the treasurer, or to any person deputed by the treasurer to receive it, the sum of two dollars as a membership fee, for the remainder of the present calendar year, and thereafter on or before the first day of January in each and every calendar year shall pay such annual fee as may be determined upon by the council, but which fee shall not be less than one dollar and not more than five dollars. Upon the payment of the said fee each member shall be entitled to receive a certificate, under the seal of the association, stating his or her qualifications to hold himself or herself out as a registered nurse, and that the certificate is in force for the remainder of the calendar year in which it is issued, and no person shall be entitled to use the letters "R.N." unless and until such fee is paid; provided always that any member of the association shall, in writing, notify the treasurer that nursing in this province for a certain or indefinite period, and during the said period the member shall not be required to pay the annual fee to redeem his or her membership in good standing. Any

member so serving such notice shall be entitled to practise his or her profession at a later period, by notifying the treasurer of his or her intention to so practise, and paying the fee for the year in which such notice is given.

32. Every member of the association shall be entitled to practise professional nursing in the province of Alberta and to append to his or her name the letters "R.N." showing that he or she has been registered in accordance with this Act.

33. The council may revoke any certificate by an unanimous vote for dishonesty, a habit rendering a nurse unsafe to be trusted with or unfit for the care of the sick, conduct derogatory to the morals or standing of the profession of nursing, or any wilful fraud or misrepresentation practised in procuring such certificate, or the fraudulent use of the certificate; provided the holder of such certificate shall have been given at least thirty days' notice in writing of the specific charge against such holder, and of the time and place of the hearing of the charge by the council, at which time and place the holder shall be entitled to be heard, and be represented by counsel. Upon the revocation of any certificate the same shall be null and void, the holder thereof shall cease to be a member of the association and cease to be entitled to any of the privileges conferred by such certificate or registration, and it shall be the duty of the registrar to strike the name of the holder thereof from the roll of registered nurses.

PROHIBITIONS AND PENALTIES.

34. Any person not registered pursuant to this Act who takes or uses the title of registered nurse or the abbreviation "R.N." or any other words, letters or descriptions calculated to lead people to infer that such person is registered under this Act or is recognized by law as a registered nurse, shall be liable upon summary conviction to pay a penalty of not less than ten dollars and not more than fifty dollars.

35. Any prosecution under this Act may be brought and heard before a police magistrate or a justice of the peace. In case the penalty and costs awarded are not upon conviction forthwith paid the justice commit the offender to the common gaol, there to be imprisoned for any time not exceeding one month, unless the penalty and costs are sooner paid.

36. In any prosecution under this Act, the certificate of the registrar shall be *prima facie* evidence as to whether or not the person charged is registered under the provisions of this Act.

37. Every prosecution under this Act shall be commenced within twelve months from the date of the alleged offence.

SCHEDULE A.

THE GRADUATE NURSES ASSOCIATION OF ALBERTA.

I,, of,
in the Province of Alberta,, do hereby
declare:

- 1. That the signature hereto is my proper handwriting;
- 2. That I now reside at
- 3. That I vote for the following persons as members of
the Council of the Graduate Nurses Association of Alberta:
..... of
- of
- of
- of
- of
- of

4. That I have signed no other voting paper at this
election;

5. That this voting paper was executed on the day of
the date hereof.

Witness my hand this day of,
191....

Witness:

No. 6.

FOURTH SESSION
THIRD LEGISLATURE
6 GEORGE V
1916

BILL

An Act to incorporate the Graduate
Nurses of Alberta.

Received and read the

First time.....

Second time.....

Third time.....

EDMONTON:
J. W. JEFFERY, GOVERNMENT PRINTER,
A D. 1916