

2021 Bill 80

Second Session, 30th Legislature, 70 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 80

RED TAPE REDUCTION IMPLEMENTATION ACT, 2021 (NO. 2)

THE ASSOCIATE MINISTER OF RED TAPE REDUCTION

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 80

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2021

RED TAPE REDUCTION IMPLEMENTATION ACT, 2021 (NO. 2)

(Assented to , 2021)

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

Alberta Health Care Insurance Act

Amends RSA 2000 cA-20

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

(2) Section 4(5) is amended by striking out “the *Health Insurance Premiums Act*” and substituting “Part 1.1”.

(3) Section 16(1)(p) is amended by striking out “or the *Health Insurance Premiums Act*”.

Explanatory Notes

Alberta Health Care Insurance Act

1(1) Amends chapter A-20 of the Revised Statutes of Alberta 2000.

(2) Section 4(5) presently reads:

(5) For the purposes of subsection (4), a certificate of registration under the Health Insurance Premiums Act is proof, in the absence of evidence to the contrary, that the person is a resident if the certificate was in effect at the time the service was provided to that person.

(3) Section 16(1) presently reads in part:

16(1) The Lieutenant Governor in Council may make regulations

(p) providing, without limiting the meaning of “residents’ or practitioners’ registration information” in section 22, that certain information relating to the registration or enrolment of residents or practitioners obtained under this Act or the

(4) Section 22 is amended

- (a) in subsection (1) by striking out** “or the *Health Insurance Premiums Act*”;
- (b) in subsection (9)**
 - (i) by striking out** “under this Act or the *Health Insurance Premiums Act*” **and substituting** “under this Act”;
 - (ii) in clause (a) by striking out** “this Act or the *Health Insurance Premiums Act*, the regulations under those Acts” **and substituting** “this Act, the regulations”;
 - (iii) in clause (b) by striking out** “this Act, the *Health Insurance Premiums Act* or the regulations under those Acts” **and substituting** “this Act or the regulations”;
- (c) in subsections (15) and (16) by striking out** “or the *Health Insurance Premiums Act*”.

(5) The following is added after section 28:

Health Insurance Premiums Act is included in the meaning of “residents’ or practitioners’ registration information” in section 22;

(4) Section 22 presently reads in part:

22(1) Except as permitted or required under this Act, the Minister or a person employed in the administration of this Act and authorized by the Minister may disclose health information acquired under this Act or the Health Insurance Premiums Act only in accordance with the Health Information Act.

(9) Notwithstanding subsection (7), the Minister or a person authorized by the Minister may disclose residents’ or practitioners’ registration information obtained under this Act or the Health Insurance Premiums Act

(a) for the purpose of the administration of this Act or the Health Insurance Premiums Act, the regulations under those Acts, the federal Act or any program that receives funds directly or indirectly from the Department of Health, or

(b) in proceedings under this Act, the Health Insurance Premiums Act or the regulations under those Acts.

(15) The Minister may enter into an agreement respecting the disclosure of practitioners’ registration information obtained under this Act or the Health Insurance Premiums Act with

(a) any Minister or government, or

(b) a person or entity designated in the regulations.

(16) The Minister may, in accordance with an agreement made under subsection (15), disclose practitioners’ registration information obtained under this Act or the Health Insurance Premiums Act.

(5) Part 1.1 Health Insurance Premiums.

Part 1.1 Health Insurance Premiums

Definitions

28.1 In this Part,

- (a) “agent” means a local authority, employer or other person or unincorporated group of persons designated as an agent and who, under this Part, is authorized or required to collect premiums;
- (b) “benefit period” means a period that is designated in the regulations as a benefit period;
- (c) “employee” means an employee as defined in the regulations;
- (d) “employer” means an employer as defined in the regulations;
- (e) “insured hospital services” means insured services within the meaning of Part 2.1, Division 3 of the *Health Facilities Act*;
- (f) “local authority” means
 - (i) a city, town, village or municipal district,
 - (ii) the Minister responsible for the *Municipal Government Act* in respect of an improvement district,
 - (iii) the Minister responsible for the *Special Areas Act* in respect of a special area, or
 - (iv) the board of trustees of a school division in a national park;
- (g) “premium” means an amount of money payable to the Minister under this Part;
- (h) “registrant” means a resident who is registered under this Part, but does not include a resident who is registered as a dependant under this Part;

- (i) “subsidy” means the amount prescribed in the regulations by which a premium is reduced;
- (j) “wages” includes any salary, pay, holiday pay, overtime pay and any other remuneration for work or services however computed, but does not include tips or other gratuities.

Regulations

28.11(1) The Lieutenant Governor in Council may make regulations

- (a) designating benefit periods;
- (b) respecting the amount of premiums to be paid by persons liable for the premiums and designating the times and methods for the payment, collection and remittance of premiums;
- (c) prescribing penalties for the purposes of section 28.16(9);
- (d) authorizing the Minister to grant subsidies;
- (e) respecting the amounts of and the bases for calculating subsidies;
- (f) prescribing the conditions as to eligibility of persons for subsidies;
- (g) governing the waiver of premiums under section 28.22;
- (h) prescribing the times when and the manner in which employers who are agents shall deduct and remit to the Minister the amounts of the premiums payable by them;
- (i) designating the employees in respect of whom employers are not required to remit premiums;
- (j) prescribing the circumstances under which the Minister may withhold overpayments of premiums under section 28.14;
- (k) fixing the remuneration, if any, to be paid to agents;
- (l) prescribing the duties of agents in addition to those set out in this Part;

- (m) requiring bonds to be given by agents and their officers or employees and respecting the amounts, form, nature and contents of the bonds;
- (n) defining “employer” and “employee” for the purposes of this Part or any provisions of this Part;
- (o) prescribing the premiums payable to the Minister for the purposes of the receipt of goods and services under the Blue Cross agreement;
- (p) providing, as to any provision of the regulations under this Part, that its contravention is an offence;
- (q) conferring powers or duties on the Minister not otherwise given by this Part for the purpose of carrying out and administering this Part;
- (r) generally, providing for any matter considered necessary for the purpose of administration and operation of this Part or to meet cases that may arise and for which no provision is made by this Part.

(2) Not less frequently than once in each year and at any other times the Treasury Board requests, the Minister shall give detailed consideration to the amount of the premiums from time to time fixed under subsection (1)(b).

Liability for premiums

28.12(1) Except as otherwise provided in this Part, every resident other than

- (a) a dependant,
- (b) a member of the Canadian Forces who has no dependants in Alberta, or
- (c) a person serving a term of imprisonment in a penitentiary as defined in the *Corrections and Conditional Release Act* (Canada) who has no dependants resident in Alberta,

is liable to the Minister for and shall, subject to this Part and the regulations and according to whether the resident is a person with or without dependants, pay to the Minister in advance on behalf of

the resident and the resident's dependants, if any, the amount of the premium prescribed in the regulations.

(2) The regulations may prescribe different rates of premiums according to whether the registrant liable for payment is a person with or without dependants and, in the case of persons with dependants, according to the number of dependants.

(3) Persons of the following classes shall pay, in respect of their dependants, the premiums prescribed by the regulations, but are not liable for the payment of premiums in respect of themselves:

- (a) members of the Canadian Forces;
- (b) persons serving a term of imprisonment in a penitentiary as defined in the *Corrections and Conditional Release Act* (Canada).

(4) This section does not apply to premiums prescribed pursuant to section 28.11(1)(o).

Exemption

28.13(1) If a registrant or the registrant's spouse or adult interdependent partner is receiving a benefit under the *Seniors Benefit Act*, the registrant is not liable for the payment of premiums on behalf of the registrant, the registrant's spouse or adult interdependent partner or the registrant's dependants.

(2) Subsection (1) does not apply to premiums that have become due or become due during a period of time when the registrant or the registrant's spouse or adult interdependent partner is not receiving a benefit under the *Seniors Benefit Act*.

Remittance of premium

28.14(1) Every person who is liable to pay premiums shall, at the times fixed and in the manner prescribed in the regulations, pay to the Minister or to the Minister's agent the amount of the premium payable by the person on behalf of the person and the person's dependants, if any, in respect of each such subsequent benefit period as may be designated in the regulations, together with a statement in the form and containing the information prescribed by the Minister.

(2) The Minister may make other arrangements for the collection of premiums in any part of Alberta designated by the Minister in any case in which the Minister considers it advisable to do so.

(3) Subject to the regulations, the Minister shall refund any overpayment of premium to the person who paid it or the person lawfully entitled to receive it.

Agents

28.15(1) Every agent to whom premiums are paid shall, at the times fixed in the regulations, remit to the Minister the amount of the premiums so received by the agent, together with a statement in the form and containing the information prescribed by the Minister.

(2) When any person has paid a premium in respect of a benefit period to an agent, the premium so paid is deemed to have been paid in advance in respect of that benefit period as required by section 28.12(1), but nothing in this subsection relieves the agent from any liability to remit the amount of the premium to the Minister.

Employer's groups

28.16(1) The employees of an employer are a group for the purposes of this Part if the number of employees, and those persons counted as employees pursuant to the regulations for the purposes of this subsection, is equal to or exceeds the prescribed number.

(2) A group under this section shall be called an "employer's group".

(3) The Lieutenant Governor in Council may make regulations for the purposes of this section

- (a) specifying a number as the "prescribed number";
- (b) specifying the persons or classes of persons to be counted as employees for the purposes of determining whether a group qualifies as an employer's group;
- (c) prescribing the circumstances under which an employer is not to be considered as liable for the payment of a premium in relation to an employee in the employer's group.

(4) In addition to the employees, the following persons are included in an employer's group:

- (a) the employer, if the employer is a resident;
 - (b) if the employer is a partnership, each member of the partnership who is a resident.
- (5) The employer is an agent of the Minister with respect to an employer's group.
- (6) An employer whose employees are an employer's group shall,
- (a) subject to any agreement made with an employee or with a certified bargaining agent on the employee's behalf under which the employer undertakes to pay all or part of the premiums, deduct from the wages payable to each of the employer's employees in the group the premium payable by that employee, and
 - (b) whether or not the employer makes a deduction pursuant to clause (a), remit to the Minister the premium payable by or on behalf of that employee in accordance with the regulations.
- (7) On remitting the premium payable by the employer's employee as provided in subsection (6), each employer shall, at the same time, send to the Minister a statement with respect to it in the form and containing the information prescribed by the Minister.
- (8) When an employer has
- (a) pursuant to an agreement under subsection (6) agreed to pay premiums on behalf of an employee, or
 - (b) deducted premiums from the wages of an employee,
- the premiums payable on behalf of the employee are, in relation to the employee concerned, deemed to have been paid by the employee to the Minister but nothing in this subsection relieves the employer from the employer's liability to remit those premiums to the Minister.
- (9) If an employer fails to comply with subsection (6), the employer shall, on being notified by the Minister to do so, in addition to the premiums the employer is liable to remit, pay to the Minister the penalty prescribed by the regulations.

Designated groups

28.17(1) If the employees of an employer do not qualify as an employer's group under section 28.16, the Minister may, at the request of the employer, designate the employees as a group for the purposes of this Part.

(2) A group under this section shall be called a "designated group".

(3) Section 28.16(3)(c) and (4) to (9) apply to a designated group to the same extent as though it were an employer's group.

(4) Notwithstanding section 28.16(1), a group does not cease to be a designated group by reason of the fact that it subsequently is qualified to be an employer's group until the Minister revokes its designation under this section.

Employee groups

28.18(1) The Minister and a trade union or employee association may enter into an agreement or arrangement whereby, among other things,

- (a)** some or all of the persons who are from time to time members of the trade union or employee association are constituted as a group for the purposes of this Part, and
- (b)** the trade union or employee association undertakes to pay to the Minister the premiums otherwise payable by those members pursuant to section 28.12(1).

(2) A group constituted by an agreement or arrangement under subsection (1) shall be called an "employee group".

(3) The trade union or employee association concerned

- (a)** is primarily liable for the payment of the premiums that the employees in the employee group would otherwise be liable to pay to the Minister under section 28.12(1), and
- (b)** shall remit the premiums to the Minister at the times fixed in the regulations, together with a statement in the form and containing the information prescribed by the Minister,

whether or not the employer or trade union or employee association contributes to the payment of all or part of those premiums and

whether or not the employer deducts all or part of the premiums for the remuneration payable to the employer's employees.

(4) The trade union or employee association concerned is an agent of the Minister.

Employer's liability unaffected

28.19(1) Nothing in this Part shall be construed to affect any agreement or arrangement for contribution by an employer of all or any of the premiums payable under this Part in respect of the employer's employees and any obligation of the employer under such an agreement or arrangement to pay all or any part of the premiums continues in respect of the payment of the premiums under this Part.

(2) When the amount required to be paid by an employer under subsection (1) is greater than the amount the employer is by virtue of subsection (1) required to pay in respect of the premiums under this Part, the employer shall, until the agreement is terminated, pay the amount of the excess to or for the benefit of the employees.

Collection of premiums from non-group members

28.2(1) The Minister may make arrangements with any organization having 5 or more members who are residents of Alberta whereby a member of the organization is appointed to collect the premiums payable by its members and remit them to the Minister at the times fixed in the regulations, together with a statement in the form and containing the information prescribed by the Minister.

(2) The members of an organization under subsection (1) are to be called a "collector's group" and the member of the organization who collects or remits the premiums is an agent of the Minister for that purpose.

(3) Membership in a collector's group does not affect the liability of the members of the group to pay premiums.

(4) Persons who are members of an employer's group, a designated group or an employee group are not eligible to be members of a collector's group.

Payroll deductions

28.21(1) When a person who has failed to pay arrears of premiums is or becomes a member of an employer's group, designated group or employee group, the employer or group shall, when notified by the Minister to do so, and in the manner prescribed in the regulations, cause to be deducted from the person's wages the premium arrears owing and shall remit those premiums to the Minister.

(2) Any employee, employer or employee group who contravenes subsection (1) is guilty of an offence.

Waiver of premiums

28.22 Subject to the regulations, the Minister may waive the payment of the whole or any part of the premiums of a registrant who applies for a waiver of premiums for reasons of financial hardship.

Uncollectible premiums

28.23 When the Minister is satisfied that a premium payable by or on behalf of any person is uncollectible or is collectible only with expense or effect that is unreasonable in the circumstances, the Minister may cause the amount of the premium to be written off in the Minister's books, but that action by the Minister does not affect the liability of the person by whom the premium is payable in respect of that premium.

Offence and penalty

28.24(1) An agent who fails or refuses to remit to the Minister as required in the regulations the amount of premiums paid to or deducted by the agent, or which the agent is otherwise liable to remit, is guilty of an offence and liable to a fine not exceeding \$500.

(2) If an agent to which subsection (1) applies is a corporation, an officer, director or agent of the corporation who directed, authorized, assented to, acquiesced in or participated in the failure or refusal to remit is a party to and guilty of the offence to which subsection (1) applies and is liable to a fine as stated in subsection (1) whether or not the corporation has been prosecuted or convicted.

(3) A person, other than an agent or local authority, who fails to pay a premium or any part of it as required by this Part and the

regulations is guilty of an offence and liable to a fine not exceeding \$25.

Inspection of agent's records

28.25(1) When directed by the Minister for the purpose of the administration of this Part, any person authorized by the Minister, at any reasonable time

- (a) is entitled to inspect any books, documents and records kept by or on behalf of an agent for the purpose of, in connection with or pertaining to this Part or the regulations under this Part, and
- (b) is entitled to enter into any building, premises or place used by or on behalf of an agent for or in connection with the keeping of any books, documents and records referred to in clause (a).

(2) Any person who is in charge of any place or record mentioned in subsection (1) shall permit and assist any person authorized by the Minister in the inspection or entry.

(3) A person who prevents, hinders, obstructs or fails to permit or assist any person authorized by the Minister in the exercise of the powers conferred by subsection (1) is guilty of an offence.

Interest and penalties

28.26(1) The Minister may impose interest or a penalty, or both, in respect of any amounts that remain unpaid under this Part.

(2) The Minister may, by regulation, prescribe the interest rates and the penalties for the purposes of this section.

Order for payment of premium

28.27(1) An amount payable under this Part by a registrant or agent to the Minister that has not been paid or any part of an amount payable under this Part by a person that has not been paid may be certified by the Minister on the expiration of 30 days after the mailing of a premium notice to the person who is in arrears of premiums at the person's last known address.

(2) A premium notice given under subsection (1) shall be endorsed with or accompanied with a statement indicating the possible

consequences on default of payment and the rights of the addressee to file a notice of objection under subsection (5).

(3) Subject to subsection (5), on production of a certificate under subsection (1) to the clerk of the Court of Queen's Bench at the judicial centre closest to the place where the registrant or agent resides or has an office according to the records of the Minister's Department, it shall be registered in the Court as a judgment of the Court and when registered has the same force and effect, and all proceedings may be taken on it, as if the certificate were a judgment obtained in the Court for a debt of the amount specified in the certificate.

(4) No costs or charges shall be charged by a clerk of the Court on the registration of a certificate and no costs or charges shall be charged by the Registrar of Land Titles under the *Land Titles Act* on the filing of a writ of enforcement.

(5) When a person to whom a premium notice is given files with the Minister within the 30-day period referred to in subsection (1) a notice of objection denying the person's liability for the premium or disputing the amount of premium owing, the Minister may afterwards proceed against that person only by action for the amount owing and not under this section.

Premium arrears

28.28 In addition to any other remedies provided in this Part, when any money is payable by the Minister directly to a person while that person is indebted to the Minister, the Minister may withhold from the money payable the amount by which the person is indebted, or any part of the indebtedness, and apply the amount withheld in reduction or extinguishment of the indebtedness.

Regulations

28.29 The Lieutenant Governor in Council may make regulations

- (a) governing the registration of residents with the Minister generally;
- (b) prescribing the classes of dependants that a resident is required to register;
- (c) prescribing the classes of persons exempted from registration;

- (d) providing for any matter pertaining to declarations under section 28.33 not otherwise provided for in that section;
- (e) providing for any matter relating to registration of residents under section 28.31, including the duties of hospital boards in connection with the registration of unregistered residents receiving hospital services;
- (f) imposing on any person the duty of registering a resident or residents;
- (g) respecting the imposition of penalties on persons who have not registered within the times prescribed under the regulations.

Registration

28.3(1) Subject to this section and the regulations, every resident shall register with the Minister.

(2) A resident is not required to register with the Minister if

- (a) the resident is exempted from registration by the regulations, or
- (b) the duty to register is imposed by the regulations on some other person.

(3) When the regulations impose a duty on a person to register a resident or residents with the Minister, that person shall fulfil that duty in accordance with the regulations.

(4) When a person is required to self-register or to register other persons with the Minister under this section or the regulations, the person shall do so at the place, in the manner and form and at the times prescribed in the regulations.

Registration by Minister

28.31(1) If

- (a) a claim for benefits is made under this Act by or on behalf of a resident who is not registered with the Minister under this Part, or
- (b) insured hospital services are provided to a resident who is not registered with the Minister under this Part,

the Minister may register that resident on being furnished with evidence satisfactory to the Minister that the resident is a resident of Alberta.

(2) When the Minister registers a resident pursuant to subsection (1), the Minister may also register

- (a) the dependants of that resident, or
- (b) if that resident is a dependant, the person on whom that resident is dependent and that person's other dependants.

Offences re certificate of registration

28.32(1) Every person who produces to a practitioner or a member of the practitioner's staff a certificate of registration issued under this Part

- (a) knowing that the person named in it is not, at the time of its production, a resident of Alberta, or
- (b) knowing that the person on behalf of whom, and to facilitate whose treatment, it is produced is not the person named in it or a dependant of that person

is guilty of an offence.

(2) In this section, "certificate of registration" means

- (a) a certificate of registration issued under this Part, or
- (b) any other document prescribed by the regulations as being a certificate of registration for the purposes of this Act.

Opting out of Plans

28.33(1) A registrant may, for the registrant and the registrant's dependants, file with the Minister a declaration stating that the registrant elects to be outside the Plan and the Hospitalization Benefits Plan under Part 2.1, Division 3 of the *Health Facilities Act*.

(2) A declaration under subsection (1) shall be in the form prescribed by the Minister and shall indicate the consequences of filing the declaration mentioned in subsection (5) and the effect of subsection (8).

(3) A declaration under subsection (1) is invalid unless at the time it is filed with the Minister the person making it

- (a) is registered under this Part together with the person's dependants, and
- (b) is not liable to the Minister for any premiums.

(4) A declaration under subsection (1) takes effect on the day on which it is filed with the Minister and remains in effect

- (a) for 36 months, or
- (b) until a revocation of the declaration takes effect under subsection (7).

(5) If a registrant files a valid declaration under subsection (1), then, notwithstanding anything in this Act or Part 2.1 of the *Health Facilities Act*,

- (a) neither the registrant nor the registrant's dependants are entitled to benefits under this Act in respect of health services provided to them while the declaration is in effect,
- (b) the registrant is personally and solely liable for the payment to a hospital of the entire cost of insured hospital services provided to the registrant and the registrant's dependants while the declaration is in effect,
- (c) neither the registrant nor any of the registrant's dependants are entitled to receive goods and services under the Blue Cross agreement, and
- (d) the registrant is not liable for payment of premiums that become due while the declaration is in effect.

(6) A registrant may revoke a declaration under subsection (1) by filing a revocation in the form prescribed by the Minister stating that the registrant revokes the declaration.

(7) A revocation under subsection (6) takes effect 90 days after the day on which it is filed with the Minister.

(8) Notwithstanding subsections (1) and (5),

- (a) the spouse or adult interdependent partner of the registrant who filed a declaration may file with the Minister an election to have the spouse or adult interdependent partner and the dependants excluded from the declaration, and
- (b) a dependant other than the spouse or adult interdependent partner of that registrant may file with the Minister an election to have that dependant excluded from the declaration, if no election has been filed under clause (a),

and an election so filed takes effect on the day on which it is filed with the Minister.

(9) If a spouse or adult interdependent partner files an election under subsection (8)(a),

- (a) the declaration does not extend to or apply to the spouse or adult interdependent partner and dependants of the registrant during the period that the election is in effect, and
- (b) the spouse or adult interdependent partner is liable for the payment of premiums in respect of the spouse or adult interdependent partner and any dependants during the period that the election is in effect.

(10) If a dependant files an election under subsection (8)(b),

- (a) the declaration does not extend to or apply to the dependant during the period that the election is in effect, and
- (b) the dependant is liable for the payment of premiums in respect of the dependant unless the registrant agrees to be liable for the payment of those premiums.

(11) A person who makes an election under subsection (8) may revoke the election by filing a revocation in the form prescribed by the Minister stating that the person revokes the election.

(12) A revocation under subsection (11) takes effect on the day on which it is filed with the Minister.

(13) An election under subsection (8) remains in effect until

- (a) the declaration ceases to be in effect, or

- (b) the day on which a revocation of the election takes effect.

Forms

28.34 The Minister may prescribe any forms to be used under this Part or the regulations that the Minister considers necessary.

Agreements

28.35 The Minister may enter into agreements with any government, person or unincorporated group of persons

- (a) respecting any matter relating to the administration or operation of this Part, or
- (b) providing for any matter for which no provision is made elsewhere in this Part or in the regulations under this Part that the Minister considers necessary,

and the Minister may implement any agreement so made.

General penalty

28.36(1) Every person who is guilty of an offence under this Part and the regulations under this Part and for which no penalty is specifically provided is liable

- (a) for a first offence, to a fine of not more than \$500 and in default of payment to imprisonment for a term of not more than 30 days,
- (b) for a 2nd offence, to a fine of not more than \$1000 and in default of payment to imprisonment for a term of not more than 60 days, and
- (c) for a 3rd or subsequent offence, to imprisonment for a term of not more than 6 months without the option of a fine.

(2) A prosecution for an offence under this Part or the regulations under this Part may be commenced within 2 years from the date of the commission of the offence, but not afterwards.

Reference to Health Insurance Premiums Act

28.37 In any enactment or in any other legal instrument, a reference to the *Health Insurance Premiums Act* is to be construed as a reference to this Part and a reference to any provision of the *Health Insurance Premiums Act* is to be construed as a reference to

the provision of this Part relating to the same subject matter as the provision of the *Health Insurance Premiums Act*.

(6) Section 41(1)(a) and (3) are amended by striking out “the *Health Insurance Premiums Act*” and substituting “Part 1.1”.

(7) This section comes into force on Proclamation.

Alberta Human Rights Act

Amends RSA 2000 cA-25.5

2(1) The *Alberta Human Rights Act* is amended by this section.

(2) Section 17 is amended

(a) in subsection (1)

(i) by striking out “and” at the end of clause (a);

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

(6) Section 41 presently reads in part:

41(1) Subject to the approval of the Lieutenant Governor in Council, the Minister and the ABC Benefits Corporation may enter into an agreement, referred to as the Blue Cross agreement, providing for the following:

(a) programs to provide goods and services to residents and their dependants by the ABC Benefits Corporation on payment of the premiums prescribed in respect of the programs under the regulations made pursuant to the Health Insurance Premiums Act;

(3) If a resident is in arrears of premiums under the Health Insurance Premiums Act, the resident and the resident's dependants are not entitled to receive goods and services under the Blue Cross agreement.

(7) Coming into force.

Alberta Human Rights Act

2(1) Amends chapter A-25.5 of the Revised Statutes of Alberta 2000.

(2) Section 17 presently reads:

17(1) The Commission may make bylaws respecting

(a) the carrying out of its powers, duties and functions under this Act, and

(b) procedural matters related to the handling of complaints under this Act, including procedural matters related to the proceedings before human rights tribunals.

- (b) administrative, practical and procedural matters related to the filing and handling of complaints under this Act, including but not limited to
 - (i) complaints and the director's exercise of functions, duties and powers with respect to complaints,
 - (ii) appeal proceedings referred to in section 26, and
 - (iii) proceedings before a human rights tribunal,and
- (c) administrative, practical and procedural matters for which no express or only partial provision has otherwise been made in this Act, including but not limited to bylaws authorizing the director, Chief of the Commission and Tribunals or a human rights tribunal to
 - (i) waive or vary the application to a proceeding of a bylaw or of a time limit established by a bylaw, so long as the Act is complied with,
 - (ii) define or narrow the issues required to dispose of a complaint and limit the evidence and submissions of the parties on issues,
 - (iii) determine the order in which the issues and evidence in a proceeding will be considered,
 - (iv) establish forms, guidelines, practice directions and procedures in respect of this Act and the bylaws, and
 - (v) with respect to a human rights tribunal, perform the functions and exercise the powers and duties of the tribunal as if its proceeding were an inquiry under the *Public Inquiries Act*.

(b) by adding the following after subsection (3):

(4) This section and the bylaws shall be liberally construed to permit the use of policies, practices, hearings and other

(2) The Regulations Act does not apply to bylaws of the Commission.

(3) Bylaws of the Commission are not effective until they have been approved by the Minister.

procedures, including alternatives to traditional adjudicative or adversarial procedures that, in the opinion of the Commission, will facilitate fair, just and expeditious resolutions of the merits of complaints under this Act.

(3) Section 18 is amended by adding the following after subsection (2):

(3) The director may in writing designate an employee as deputy director.

(4) The deputy director may exercise

- (a) in the absence of the director, the functions, powers and duties conferred or imposed on the director in accordance with this Act, or
- (b) at the request or with the approval of the director, the functions, powers and duties conferred or imposed on the director in accordance with this Act that are specified by the director.

(4) Sections 21 and 22 are repealed and the following is substituted:

Director's powers and duties re complaint

21(1) If the commission receives a complaint made in accordance with section 20 and the bylaws, the director may at any time

- (a) dismiss the complaint, in whole or in part, if the director determines that the complaint or part of the complaint
 - (i) is without merit,
 - (ii) was made in bad faith for an improper purpose or motive,
 - (iii) has no reasonable prospect of success, or
 - (iv) is a complaint or part of a complaint that is being, has been, will be or should be more appropriately dealt with in another forum or under another Act,

(3) Section 18 presently reads:

18(1) The Lieutenant Governor in Council may appoint a director for the purpose of the administration of this Act.

(2) The Minister may appoint any employees that the Minister considers necessary for the purpose of the administration of this Act.

(4) Sections 21 and 22 presently read:

21(1) Where the Commission receives a complaint, the director shall, as soon as is reasonably possible, attempt to effect a settlement of the complaint by means of a conciliator or through the appointment of a person to investigate the complaint.

(2) Where a conciliator is unable to effect a settlement of the complaint, the director may appoint a person to investigate the complaint.

(3) The director shall forthwith serve notice of any action taken under subsection (1) or (2) on the complainant and the person against whom the complaint was made.

22(1) Notwithstanding section 21, the director may at any time

(a) dismiss a complaint if the director considers that the complaint is without merit,

(b) discontinue the proceedings if the director is of the opinion that the complainant has refused to accept a proposed settlement that is fair and reasonable, or

(b) attempt to effect a settlement of the complaint by one or more of the following means:

- (i) conciliation;
- (ii) the appointment of a person to investigate the complaint,

or

(c) refer the complaint to the Chief of the Commission and Tribunals for resolution by a human rights tribunal.

(2) For greater certainty, the director may at any time

(a) refuse to accept or dismiss a complaint or part of a complaint that

- (i) is not within the jurisdiction of the Act,
- (ii) is not in accordance with the Act or the bylaws,
- (iii) is being, has been, will be or should be more appropriately dealt with in another forum or under another Act,

and

(b) accept a complaint or part of a complaint referred to in subsection (1)(a)(iv) pending the outcome of the matter in the other forum or under the other Act.

(3) The director may dismiss a complaint or part of a complaint if the director is of the opinion that the complainant has refused to accept a proposed settlement that is fair and reasonable.

(4) The director shall forthwith serve notice of a decision under this section on the complainant and the person against whom the complaint was made.

(5) Section 26(1) is amended by striking out “or notice of discontinuance under section 22” and substituting “under section 21”.

(c) report to the Chief of the Commission and Tribunals that the parties are unable to settle the complaint.

(1.1) Notwithstanding section 21, where it appears to the director at any time that a complaint

(a) is one that could or should more appropriately be dealt with,

(b) has already been dealt with, or

(c) is scheduled to be heard,

in another forum or under another Act, the director may refuse to accept the complaint or may accept the complaint pending the outcome of the matter in the other forum or under the other Act.

(2) The director shall forthwith serve notice of a decision under subsection (1) or (1.1) on the complainant and the person against whom the complaint was made.

(5) Section 26(1) presently reads:

26(1) The complainant may, not later than 30 days after receiving notice of dismissal of the complaint or notice of discontinuance under section 22, by notice in writing to the Commission request a

(6) Section 27(1)(a) is repealed and the following is substituted:

- (a) where the director refers the complaint for resolution by a tribunal under section 21(1)(c);

(7) Section 29 is amended

- (a) by repealing subsection (1) and substituting the following:**

Carriage of proceeding

29(1) The director has carriage of a proceeding before a human rights tribunal except

- (a) where the Chief of the Commission and Tribunals or a member of the Commission has made a decision under section 26(3) that the complaint should not have been dismissed or that the proposed settlement was not fair and reasonable, or
- (b) where, in the opinion of the director, the director's involvement is not necessary or consistent with the public interest in view of the likely evidence or the issues to be resolved in the proceeding,

in which case the complainant has carriage of the proceeding.

- (b) by adding the following after subsection (2):**

(3) Where the director has carriage of a proceeding, the director may determine the nature and extent of the director's participation in the proceeding.

(8) Section 32(1)(a) is repealed and the following is substituted:

review of the director's decision by the Chief of the Commission and Tribunals.

(6) Section 27(1) presently reads in part:

27(1) The Chief of the Commission and Tribunals shall appoint a human rights tribunal to deal with a complaint in the following circumstances:

(a) where the Chief of the Commission and Tribunals receives a report from the director that the parties are unable to settle the complaint;

(7) Section 29 presently reads:

29(1) The director has carriage of a proceeding before a human rights tribunal except where the Chief of the Commission and Tribunals or a member of the Commission has made a decision under section 26(3) that the complaint should not have been dismissed or that the proposed settlement was not fair and reasonable, and in that case the complainant has carriage of the proceeding.

(2) The director shall not have carriage of a proceeding before a court without the approval in writing of the Chief of the Commission and Tribunals.

(8) Section 32(1) presently reads in part:

32(1) A human rights tribunal

- (a) shall, if it finds that
 - (i) a complaint is without merit, order that the complaint be dismissed, or
 - (ii) a part of a complaint is without merit, order that the part be dismissed,

and

(9) Section 35 is amended by striking out “or another member of the Commission under section 26(3)(a)” **and substituting** “, another member of the Commission or a human rights tribunal”.

(10) The following is added after section 35:

Enforcement of settlement agreement

35.1(1) In the case of a settlement agreement in respect of a proceeding before a human rights tribunal, a party who believes that another party has contravened the settlement agreement may make an application to the tribunal within 6 months after the contravention to which the application relates.

(2) If, on an application under subsection (1), the human rights tribunal determines that a party has contravened the settlement agreement, the tribunal may make any order that it considers appropriate to remedy the contravention.

(11) Section 37 is repealed.

(a) shall, if it finds that a complaint is without merit, order that the complaint be dismissed, and

(9) Section 35 presently reads:

35 A decision of the Chief of the Commission and Tribunals or another member of the Commission under section 26(3)(a) is final and binding on the parties, subject to a party's right to judicial review of the decision.

(10) Enforcement of settlement agreement.

(11) Section 37 presently reads:

37(1) A party to a proceeding before a human rights tribunal may appeal an order of the tribunal to the Court of Queen's Bench by application filed with the clerk of the Court at the judicial centre closest to the place where the proceeding was held.

(2) The application under subsection (1) shall be filed with the clerk and served on the Commission and the other parties within 30 days after the date the appellant receives a copy of the order of the human rights tribunal.

(12) Section 38(1) is amended by striking out “or the Court of Queen’s Bench under section 37”.

(13) Section 43 is repealed and the following is substituted:

Service of documents

43(1) Unless the bylaws require otherwise, a notice or other document required by this Act or the bylaws to be filed with the Commission is deemed to be properly filed if it is

- (a) left in person with the Commission at one of its offices,
- (b) sent by electronic means in accordance with the bylaws,
or
- (c) sent to any office of the Commission by registered mail.

(3) Forthwith after being served with an application under subsection (2), the Commission shall file the following with the clerk of the Court:

- (a) the order of the human rights tribunal, together with reasons;*
- (b) the complaint;*
- (c) the evidence taken at the hearing and all exhibits filed.*

(4) The Court may

- (a) confirm, reverse or vary the order of the human rights tribunal and make any order that the tribunal may make under section 32, or*
- (b) remit the matter back to the tribunal with directions.*

(5) Commencement of an appeal under this section does not operate as a stay of proceedings under the order of the human rights tribunal unless the Court so orders.

(12) Section 38(1) presently reads:

38(1) If the order of a human rights tribunal under section 32 or the Court of Queen's Bench under section 37 did not direct a person to cease the contravention complained of, the Minister of Justice and Solicitor General may apply to the Court of Queen's Bench for an order enjoining the person from continuing the contravention.

(13) Section 43 presently reads:

43(1) A notice or other document required by this Act or the bylaws to be filed with the Commission is deemed to be properly filed if it is

- (a) left in person with the Commission at one of its offices, or*
- (b) sent to any office of the Commission by registered or certified mail.*

(2) A notice or other document required by this Act or the bylaws to be served on any person is deemed to be properly served if it is

- (a) served personally on that person, or*

(2) A notice or other document required by this Act or the bylaws to be served on any person is deemed to be properly served if it is

- (a) served personally on the person,
- (b) sent by email to the email address provided by the person for the purpose of receiving the notice or other document, or
- (c) sent by registered mail to the last address for that person known to the Commission.

(3) Where it is necessary to prove filing or service of any notice or document,

- (a) if filing or service is effected personally, the actual date on which it is filed or served is the date of filing or service,
- (b) if filing or service is effected by email, the time provided for in the bylaws is the time of filing or service, and
- (c) if filing or service is effected by registered mail, filing or service shall be deemed to have been effected on the earlier of
 - (i) the date of receipt, or
 - (ii) 7 days after the date on which it was mailed.

Electronic proceedings

43.1 A hearing or other proceeding, including conciliation and dispute resolution, may be conducted as

- (a) an electronic proceeding, or
- (b) a combined in-person and electronic proceeding.

(14) Section 44(1) is amended

(a) by adding the following after clause (c):

- (c.1) “electronic proceeding” means a proceeding that is held using electronic means such as a teleconference or videoconference, where each participant is able to hear

(b) *sent by registered or certified mail to the last address for that person known to the Commission.*

(3) *Where it is necessary to prove filing or service of any notice or document,*

(a) *if filing or service is effected personally, the actual date on which it is filed or served is the date of filing or service, and*

(b) *if filing or service is effected by registered or certified mail, filing or service shall be conclusively presumed to have been effected on the date of receipt or 7 days after the date of mailing, whichever occurs first.*

(14) Section 44(1) presently reads in part:

44(1) In this Act,

(c) *“Commission” means the Alberta Human Rights Commission;*

and respond to the comments of the other participants at the time the comments are made;

(b) by adding the following after clause (m):

- (m.1) “settlement agreement” means a written agreement, signed by the parties, that provides for the final resolution disposing of a matter before a human rights tribunal;

(15) The following is added after section 45:

Transitional — appeals

45.1(1) In this section, “appeal” means an appeal under section 37 of this Act as it read immediately before the coming into force of this section.

(2) If an appeal has commenced but is not concluded before the coming into force of this section, the appeal is to be continued under and in conformity with section 37 of this Act as it read immediately before the coming into force of this section.

(3) If a right of appeal arose before the coming into force of this section but an appeal has not commenced before the coming into force of this section, the appeal is to be continued under and in conformity with section 37 of this Act as it read immediately before the coming into force of this section.

Credit Union Act

Amends RSA 2000 cC-32

3(1) The *Credit Union Act* is amended by this section.

(2) Section 6(2) is amended by striking out “and to administer or enforce this Act as it relates to Central”.

(3) Section 144(1) is amended by striking out “and” at the end of clause (i) and adding the following after clause (j):

(m) “religious beliefs” includes native spirituality;

(15) Transitional — appeals.

Credit Union Act

3(1) Amends chapter C-32 of the Revised Statutes of Alberta 2000.

(2) Section 6(2) presently reads:

(2) Without limiting the Minister’s delegation powers under any other law, the Minister may in writing delegate any of the Minister’s powers, duties and functions under this Act or the regulations to the Corporation, other than the Minister’s powers to make regulations and to administer or enforce this Act as it relates to Central.

(3) Section 144(1) presently reads in part:

- (k) to regulate or provide oversight of entities as delegated to the Corporation or directed by the Minister, and
- (l) to provide business practice advisory or review services, or such other services the Corporation considers appropriate, to any entity under an agreement entered into by the Corporation that has been approved by the Minister.

(4) The following is added after section 144:

Minister-directed services

144.1 The Minister may direct the Corporation to provide services to any entity under a service agreement entered into under section 144(1)(l).

(5) Section 159 is amended by adding the following after subsection (4):

- (5) If the Minister has delegated to the Corporation any of the Minister's powers, duties or functions to administer or enforce this Act as it relates to Central,
 - (a) subsection (1) does not apply in respect of any report or document that Central would have been required to provide to the Minister if the Minister's power, duty or function had not been delegated to the Corporation, and
 - (b) subsection (3) does not apply in respect of any approval that would have been required from the Minister if the Minister's power, duty or function had not been delegated to the Corporation.

Education Act

Amends SA 2012 cE-0.3

4(1) The *Education Act* is amended by this section.

(2) Section 125(5) is amended

144(1) The purposes of the Corporation are, subject to and in accordance with this Act and the regulations,

- (i) to maintain a long-term unclaimed balances account in accordance with this Act, and*
- (j) to provide the services of special loans committees for the purposes of this Act.*

(4) Minister-directed services.

(5) Section 159 presently reads:

159(1) Central or its board or committees or its auditor is not required to provide any report or document to the Corporation that it would, but for this subsection, be required by this Part to provide.

(2) If the Corporation holds shares issued by Central, subsection (1) does not apply in respect of reports or documents to be provided by Central to its shareholders as shareholders.

(3) Notwithstanding anything in this Part, where an approval of the Corporation would, but for this subsection, be required for an activity involving Central, the approval of the Minister and not the Corporation is required and any application for an approval must be made to the Minister and not to the Corporation.

(4) Subsection (3) does not apply to an approval of a special loans committee.

Education Act

4(1) Amends chapter E-0.3 of the Statutes of Alberta, 2012.

(2) Section 125(5) presently reads in part:

- (a) **by striking out** “following Acts” **and substituting** “following enactments”;
- (b) **by renumbering clause (a) as clause (a.1) and adding the following before clause (a.1):**

- (a) Part 1.1 of the *Alberta Health Care Insurance Act*;

- (c) **by repealing clause (c).**

(3) This section comes into force on Proclamation.

Ensuring Fiscal Sustainability Act, 2019

Amends SA 2019 c18

5(1) The *Ensuring Fiscal Sustainability Act, 2019* is amended by this section.

(2) Section 1(14) is amended by striking out “has effect on April 1, 2022” **and substituting** “comes into force on Proclamation”.

Gaming, Liquor and Cannabis Act

Amends RSA 2000 cG-1

6(1) The *Gaming, Liquor and Cannabis Act* is amended by this section.

(2) Section 8 is repealed.

(3) Section 18 is amended

- (a) **in subsection (1) by striking out** “Lieutenant Governor in Council” **and substituting** “board”;

- (b) **by adding the following after subsection (2):**

(5) Subsection (4) does not apply to a reference in the following Acts:

(a) *Condominium Property Act*;

(c) *Health Insurance Premiums Act*;

(3) Coming into force.

Ensuring Fiscal Sustainability Act, 2019

5(1) Amends chapter 18 of the Statutes of Alberta, 2019.

(2) Section 1(14) presently reads:

(14) This section, except subsections (11) and (12), has effect on April 1, 2022.

Gaming, Liquor and Cannabis Act

6(1) Amends chapter G-1 of the Revised Statutes of Alberta 2000.

(2) Section 8 presently reads:

8 The Commission may acquire or dispose of land or buildings only with the approval of the Lieutenant Governor in Council.

(3) Section 18 presently reads:

18(1) The Lieutenant Governor in Council may appoint a chief executive officer of the Commission for a term specified in the appointment.

(2) The chief executive officer is responsible for

(a) the administration of the Commission;

(3) The board may designate an employee of the Commission to be acting chief executive officer when the chief executive officer is absent, unable to act or the office is vacant.

(4) An acting chief executive officer has all of the functions, powers and duties of the chief executive officer, unless the designation provides otherwise.

(4) Section 19 is repealed.

(5) Section 72 is repealed and the following is substituted:

Homemade liquor

72(1) Subject to subsection (2),

- (a) no liquor licensee or employee or agent of a liquor licensee may permit liquor referred to in section 86(1) on any licensed premises, and
- (b) no person may on any licensed premises consume liquor that the person knows has been made under the authority of section 86(1).

(2) Liquor referred to in section 86(1) may be permitted and consumed on a licensed premises if

- (a) the liquor is being judged in a competition authorized by a special event licence, or

- (b) *ensuring that the policies of the board are implemented;*
- (c) *advising and informing the board on the operation and affairs of the Commission;*
- (d) *exercising the powers and performing the duties assigned to the Commission or to the chief executive officer by any enactment or by the board.*

(4) Section 19 presently reads:

19(1) The Minister may designate an employee of the Commission to be acting chief executive officer when the chief executive officer is unable to act or if the office of the chief executive officer is vacant.

(2) The chief executive officer may designate an employee of the Commission to be acting chief executive officer when the chief executive officer is absent.

(3) An acting chief executive officer has all of the functions, powers and duties of the chief executive officer, unless the designation provides otherwise.

(5) Section 72 presently reads:

72(1) No liquor licensee or employee or agent of a liquor licensee may permit liquor referred to in section 86(1) on any licensed premises unless the liquor is being judged in a competition authorized by a special event licence.

(2) No person may on any licensed premises consume liquor that the person knows has been made under the authority of section 86(1) unless the consumption occurs as part of the judging of the liquor in a competition authorized by a special event licence.

- (b) the liquor is being served at an event authorized by a special event licence and no liquor is being sold at the event.

(6) Section 88 is amended by striking out “, approved by the Commission for sacramental purposes,”.

(7) Section 89 is amended by adding the following after subsection (3):

- (4) Despite subsection (1), a person may use or consume liquor in a public place designated as an entertainment district in the bylaws of a municipality if the person’s use or consumption of liquor complies with the requirements of those and any other applicable bylaws.

(8) Section 90 is amended by striking out “or” at the end of clause (d), adding “or” at the end of clause (e) and adding the following after clause (e):

- (f) an entertainment district designated by a municipality in the municipality’s bylaws,

(6) Section 88 presently reads:

88 A priest, minister, member of a clergy or other religious leader may, in the performance of religious ceremonies or sacraments, give liquor, approved by the Commission for sacramental purposes, to a minor or an adult in accordance with the practices of the religion.

(7) Section 89 presently reads:

89(1) Except as provided in this Act, no person may use or consume liquor in a public place or any place other than a residence, temporary residence, licensed premises or a place or class of place prescribed in the regulations where liquor may be used or consumed.

(2) Despite subsection (1), a person may consume liquor in a public park in a picnic area designated by the owner or operator of the public park during the hours designated by the owner or operator if a sign is posted that

(a) states that a person may consume liquor in the designated picnic area,

(b) sets out the designated picnic area, and

(c) sets out the hours when liquor may be consumed.

(3) A person must stop consuming liquor in a designated picnic area if a peace officer on reasonable and probable grounds believes that the person is intoxicated and the peace officer requests that person to stop consuming liquor.

(8) Section 90 presently reads:

90 An owner or operator, or an employee or agent of an owner or operator, of a place that is not

(a) a residence,

(b) a temporary residence,

(9) Section 90.08(2) is repealed and the following is substituted:

(2) Subject to the federal Act,

- (a) no person may sell cannabis online except for the following:
 - (i) a department or agency designated by the Minister;
 - (ii) a cannabis licensee, if the activities authorized by the licensee's cannabis licence include the sale of cannabis online,

and

- (b) no person may purchase cannabis online except from a department, agency or licensee referred to in clause (a)(i) or (ii).

(10) Section 90.09(1)(b) is amended by adding “, subject to any prescribed limits,” after “unless”.

- (c) *licensed premises,*
- (d) *a place prescribed in the regulations where liquor may be stored, used or consumed, or*
- (e) *a picnic area in a public park that is designated and where a sign is posted in accordance with section 89(2),*

may not knowingly allow a person to possess, use or consume any liquor at that place.

(9) Section 90.08(2) presently reads:

- (2) *Subject to the federal Act,*
 - (a) *no person, other than a department or agency designated by the Minister, may sell cannabis online, and*
 - (b) *no person may purchase cannabis online except from a department or agency designated by the Minister.*

(10) Section 90.09 presently reads in part:

90.09(1) The board may not issue a cannabis licence that authorizes the sale of cannabis unless

- (a) *the business under which the activities authorized by the licence will be carried out is separate from any other business of the applicant, and*
- (b) *the activities authorized by the licence will be carried out in a location where no alcohol, tobacco, pharmaceuticals or other things are sold except cannabis, unless the other things sold are cannabis accessories or prescribed things.*

(11) Section 116 is amended by striking out “72” and substituting “72(1)”.

(12) Section 129 is amended by adding the following after subsection (2):

(3) A regulation made under subsection (1)(q.4) prevails over any regulation that is made or amended by the Board under section 130(d) with which it conflicts or is inconsistent to the extent of the conflict or inconsistency.

(13) Section 130 is amended by adding the following after clause (c):

- (d) prescribing things for the purposes of section 90.09(1)(b);
- (e) respecting the percentage of cannabis accessories or prescribed things that may be sold at a location referred to in section 90.09(1)(b) pursuant to a cannabis licence.

(14) This section comes into force on Proclamation.

Health Information Act

Amends RSA 2000 cH-5

7(1) The *Health Information Act* is amended by this section.

(11) Section 116 presently reads:

116 A person who contravenes section 36, 37.1, 37.2, 39, 40, 41, 45, 46, 50, 64, 65(1), 66, 68, 69, 69.1(6), 70, 71, 72, 73, 74, 75, 75.1, 77, 79, 81, 84, 86(2), 87, 89, 90, 90.03, 90.04, 90.05, 90.06, 90.08, 90.14, 90.15, 90.16, 90.18, 90.19, 90.2, 90.21, 90.22, 90.23, 90.24, 90.25, 90.26, 90.27, 90.28, 90.29, 99, 100, 101, 101.1 or 115(1) or a section in the regulations the contravention of which is designated by the regulations to be an offence is guilty of an offence.

(12) Section 129 presently reads in part:

129(1) The Lieutenant Governor in Council may make regulations

(q.4) prescribing things for the purposes of section 90.09(1)(b);

(2) Regulations under this section may apply generally or to a specific licensee or registrant, specific licensed premises or a specific licensed facility or a specific circumstance or situation.

(13) Section 130 presently reads:

130 The board may make regulations

(a) excluding products from the definition of liquor for the purpose of section 1(1)(q);

(b) specifying the provisions of this Act that apply to a class or type of liquor;

(c) establishing provisions that are in addition to or replace provisions of this Act in respect of a class or type of liquor.

(14) Coming into force.

Health Information Act

7(1) Amends chapter H-5 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(a)(vi) is amended by striking out “the *Health Insurance Premiums Act*” and substituting “Part 1.1 of the *Alberta Health Care Insurance Act*”.

(3) This section comes into force on Proclamation.

Health Insurance Premiums Act

Repeals RSA 2000 cH-6

8 The *Health Insurance Premiums Act* is repealed on Proclamation.

Human Tissue and Organ Donation Act

Amends SA 2006 cH-14.5

9(1) The *Human Tissue and Organ Donation Act* is amended by this section.

(2) Section 9(3) is amended by striking out “the *Health Insurance Premiums Act*” and substituting “Part 1.1 of the *Alberta Health Care Insurance Act*”.

(3) This section comes into force on Proclamation.

Income and Employment Supports Act

Amends SA 2003 cI-0.5

10(1) The *Income and Employment Supports Act* is amended by this section.

(2) Section 6 is amended

(a) by repealing subsection (3)(c) and substituting the following:

(2) Section 1(1)(a)(vi) presently reads:

1(1) In this Act,

(a) “affiliate”, in relation to a custodian, means

(vi) an agent as defined in the Health Insurance Premiums Act, or

(3) Coming into force.

Health Insurance Premiums Act

8 Repeals chapter H-6 of the Revised Statutes of Alberta 2000.

Human Tissue and Organ Donation Act

9(1) Amends chapter H-14.5 of the Statutes of Alberta, 2006.

(2) Section 9(3) presently reads:

(3) A consent on the form provided on a certificate of registration issued under the Health Insurance Premiums Act is valid notwithstanding that it is not dated.

(3) Coming into force.

Income and Employment Supports Act

10(1) Amends chapter I-0.5 of the Statutes of Alberta, 2003.

(2) Section 6 presently reads in part:

(3) The conditions that must be met by a household unit included in the category referred to in subsection (1)(a)(iii) are as follows:

- (c) a member of the household unit, other than a dependent child,
 - (i) meets the age and other requirements provided in the regulations,
 - (ii) is suitable to participate full-time in a training program for an achievable employment goal, and
 - (iii) has been accepted in an approved training program referred to in Part 3 that commences before April 1, 2022;

(b) in subsection (4) by striking out “The conditions” and substituting “Subject to subsection (5), the conditions”;

(c) by adding the following after subsection (4):

(5) Where a member of a household unit included in a category referred to in subsection (1)(a)(iv) is required under the regulations to be accepted in

- (a) an approved training program, or
- (b) an approved technical training program under the *Apprenticeship and Industry Training Act*,

the program must commence before April 1, 2022 for the household unit to be eligible for income support and benefits under this section.

(3) Section 10(b) is repealed and the following is substituted:

- (b) the person
 - (i) is at least 18 years of age and meets the other requirements determined under the regulations,
 - (ii) is suitable to participate part-time in a training program for an achievable employment goal, and
 - (iii) has been accepted in an approved training program referred to in Part 3 that commences before April 1, 2022,

and

- (c) *a member of the household unit, other than a dependent child,*
 - (i) *meets the age and other requirements provided in the regulations, and*
 - (ii) *is suitable to participate full-time in a training program for an achievable employment goal and has been accepted in an approved training program referred to in Part 3;*
- (4) *The conditions that must be met by a household unit included in a category referred to in subsection (1)(a)(iv) are those required by the regulations.*

(3) Section 10 presently reads in part:

10 A member of a household unit, other than a dependent child, is eligible for part-time training benefits under this Division if

- (b) *the person*
 - (i) *is at least 18 years of age and meets the other requirements determined under the regulations, and*
 - (ii) *is suitable to participate part-time in a training program for an achievable employment goal, and has been accepted in an approved training program referred to in Part 3,*

(4) Section 11 is amended

(a) in subsection (2) by adding “subsection (3),” before “the regulations” wherever it occurs;

(b) by adding the following after subsection (2):

(3) Where a person is required under the regulations to be accepted in

(a) an approved training program, or

(b) an approved technical training program under the *Apprenticeship and Industry Training Act*,

the program must commence before April 1, 2022 for the person to be eligible for income support and training benefits under this section.

Insurance Act

Amends RSA 2000 ci-3

11(1) The *Insurance Act* is amended by this section.

(2) The heading preceding section 498 is repealed and the following is substituted:

Regulations and Fees

(3) Section 498 is amended

(a) in clause (m) by adding “or to an accreditation committee established by the Minister” after “to any of the insurance councils”;

(b) by repealing clause (n);

(c) by adding the following after clause (o):

and

(4) Section 11 presently reads in part:

(2) The Director may, subject to the regulations and an intergovernmental agreement, provide income support and training benefits to persons eligible in accordance with the regulations and the intergovernmental agreement.

Insurance Act

11(1) Amends chapter I-3 of the Revised Statutes of Alberta 2000.

(2) The heading preceding section 498 presently reads:

*Regulations for Compensation
Plan and Other Matters*

(3) Section 498 presently reads in part:

498 The Lieutenant Governor in Council may make regulations

(m) authorizing the Minister to delegate any of the Minister's powers, duties or functions under this Part or the regulations under this Part and sections 794 and 795 to any of the insurance councils, establishing the restrictions on and limitations of any such delegation and otherwise respecting any such delegated powers, duties and functions;

- (o.1) respecting the publication of information about any fees, levies, penalties and other charges established or being proposed under section 498.1;

(4) The following is added after section 498:

Fees, levies, penalties and charges

498.1 The Minister may

- (a) establish fees, levies, penalties and other charges that are to be paid to the Minister, to any of the insurance councils or to an accreditation committee established by the Minister, by insurers, insurance agents or adjusters for any thing an insurance council or an accreditation committee does under the authority of this Act or the regulations,
- (b) establish the means of enforcing payment of fees, levies, penalties or other charges, and
- (c) specify that all, some or none of the fees, levies, penalties or other charges are to be remitted to the Minister, to any of the insurance councils or to an accreditation committee.

(5) Subsection (3)(b) comes into force on Proclamation.

Loan and Trust Corporations Act

Amends RSA 2000 cL-20

12(1) The *Loan and Trust Corporations Act* is amended by this section.

(2) Section 35.1 is repealed.

- (n) respecting the fees, levies, penalties and other charges that are to be paid to insurance councils by insurers, insurance agents or adjusters for any thing an insurance council does under the authority of this Act, respecting the means of enforcing payment of the fees, levies, penalties or other charges and specifying that all, some or none of the fees, levies, penalties or other charges are to be remitted to the Minister;*
- (o) respecting the winding-up and dissolution of an insurance council;*

(4) Fees, levies, penalties and charges.

(5) Coming into force.

Loan and Trust Corporations Act

12(1) Amends chapter L-20 of the Revised Statutes of Alberta 2000.

(2) Section 35.1 presently reads:

(3) Section 38 is repealed and the following is substituted:

Time limit for registration or reinstatement

38 Where a provincial corporation that is incorporated under this Act

- (a) does not become registered within one year after the date of its letters patent or letters patent of continuance,

35.1(1) This section applies in respect of an application for registration if

- (a) the Minister rejects the application for registration under section 35, or*
- (b) the time limit for registration set out in section 38 has expired and the provincial corporation to which the application relates is not registered.*

(2) Notwithstanding section 38, the Minister may do one or more of the following:

- (a) issue in the prescribed form a certificate of intent to dissolve the provincial corporation;*
- (b) issue a certificate of dissolution of the provincial corporation without complying with any provisions of Part 13;*
- (c) apply to the Court under section 236(1) for an order for a liquidation under the supervision of the Court.*

(3) Where the Minister issues a certificate of intent to dissolve under subsection (2)(a) in respect of a provincial corporation,

- (a) the provincial corporation shall not carry on business except to the extent necessary to complete its liquidation, and*
- (b) section 232 does not apply.*

(4) Where the Minister issues a certificate of dissolution of a provincial corporation under subsection (2)(b) the provincial corporation is dissolved and ceases to exist on the date stated in the letters patent.

(3) Section 38 presently reads:

38 Where a provincial corporation that is incorporated under Part 2 does not become registered within one year after the date of its letters patent, or within any further period that the Minister may on application allow,

- (a) the directors shall ensure that the corporation forthwith takes all reasonable steps under Part 13 toward its dissolution, and*

- (b) does not have its registration reinstated within one year of having its registration suspended, or
- (c) does not become registered or have its registration reinstated within any further period that the Minister may on application allow,

the directors shall ensure that the corporation immediately takes all reasonable steps under Part 13 toward its dissolution, and the corporation shall not carry on any business or activity except for the sole purpose of dissolving the corporation.

(4) The following is added after section 38:

Minister may dissolve

38.1(1) This section applies if

- (a) the Minister rejects an application for registration under section 35,
- (b) the time limit for registration or reinstatement set out in section 38 has expired and the provincial corporation is not registered or has not had its registration reinstated, or
- (c) a provincial corporation's registration has been revoked under section 281(1).

(2) Notwithstanding section 38, the Minister may do one or more of the following:

- (a) issue in the prescribed form a certificate of intent to dissolve the provincial corporation;
- (b) issue a letters patent of dissolution of the provincial corporation without complying with Part 13;
- (c) apply to the Court under section 236(1) for an order for a liquidation under the supervision of the Court.

(3) Where the Minister issues a certificate of intent to dissolve under subsection (2)(a),

- (a) the provincial corporation shall not carry on business except to the extent necessary to complete its liquidation, and

(b) the corporation shall not carry on any business or activity except for the sole purpose of dissolving the corporation.

(4) Minister may dissolve.

(b) section 232 does not apply.

(4) Where the Minister issues a letters patent of dissolution of a provincial corporation under subsection (2)(b) the provincial corporation is dissolved and ceases to exist on the date stated in the letters patent.

(5) Section 83(3) is repealed and the following is substituted:

(3) In the case of a corporation that was continued under section 328 of the *Loan and Trust Corporations Act*, SA 1991 cL-26.5, the directors shall call an annual meeting not later than 4 months after the end of each fiscal year.

(6) Section 259 is repealed and the following is substituted:

Delegation of powers

259 The Minister may delegate in writing any power, duty or function imposed on the Minister by this Act or the regulations, other than the power to make regulations, to

- (a) any employee under the Minister's administration or any member, officer or employee of an agent of the Crown in right of Alberta, or
- (b) the Credit Union Deposit Guarantee Corporation.

(7) Section 281 is amended

(a) in subsection (1)

(i) by striking out "or" at the end of clause (d), adding "or" at the end of clause (e) and adding the following after clause (e):

(f) a registered corporation undertakes, or plans to undertake, material changes to its operations that in the opinion of the Minister materially increases the risk profile of the registered corporation,

(ii) by adding "or amend" after "impose";

(b) by adding the following after subsection (10):

(5) Section 83(3) presently reads:

(3) In the case of a provincial corporation that is continued under section 328, the directors shall call an annual meeting not later than 4 months after the end of the fiscal year in which letters patent of continuance are issued, and subsequently not later than 4 months after the end of each fiscal year.

(6) Section 259 presently reads:

259 The Minister may delegate in writing any power, duty or function imposed on the Minister by this Act or the regulations, other than the power to make regulations, to any employee under the Minister's administration or any member, officer or employee of an agent of the Crown in right of Alberta.

(7) Section 281 presently reads in part:

281(1) Where

(e) a registered corporation does not, for a period of 5 years or more,

(i) engage in the deposit-taking business, or

(ii) in the case of a trust corporation, carry on any of the activities referred to in section 183(1),

the Minister may revoke or suspend the registration of the corporation, or impose terms, conditions or restrictions on its registration.

(11) A corporation whose registration has been suspended under the Act

- (a) may have its registration revoked by the Minister, or
- (b) may have its registration reinstated by the Minister if the corporation has provided information satisfactory to the Minister and the Minister is satisfied that the corporation has adequately addressed the issues that formed the basis for the corporation's registration to be suspended.

Mines and Minerals Act

Amends RSA 2000 cM-17

13(1) The *Mines and Minerals Act* is amended by this section.

(2) Section 29 is amended by repealing subsection (4) and substituting the following:

(4) A designation of a representative under this section in relation to an agreement remains in effect until

- (a) it is replaced
 - (i) in accordance with the regulations by another designation under this section and a notice of the replacement designation is given to the Minister, or
 - (ii) in accordance with subsection (5),

or

- (b) in the case of a designation under subsection (2), it is revoked in accordance with the regulations without being replaced and a notice of the revocation is given to the Minister.

(5) The Minister may replace a lessee that has been designated under subsection (1) as a representative in relation to an agreement if all of the following apply:

- (a) another lessee of the agreement has given the representative 60 days' notice, in a form and manner

Mines and Minerals Act

13(1) Amends chapter M-17 of the Revised Statutes of Alberta 2000.

(2) Section 29(4) presently reads:

(4) A designation of a representative under this section in relation to an agreement remains in effect until

(a) it is replaced in accordance with the regulations by another designation under this section and a notice of the replacement designation is given to the Minister, or

(b) in the case of a designation under subsection (2), it is revoked in accordance with the regulations without being replaced and a notice of the revocation is given to the Minister.

satisfactory to the Minister, of the lessees' intention to designate another person as their representative;

- (b) the Minister is satisfied that the representative has failed to respond to the notice;
- (c) the lessees of the agreement, other than the representative, make a request to the Minister, in a form satisfactory to the Minister, to designate another person as their representative.

Public Service Act

Amends RSA 2000 cP-42

14(1) The *Public Service Act* is amended by this section.

(2) Section 9 is amended

- (a) by renumbering it as section 9(1);**
- (b) in subsection (1) by adding “or the regulations” after “this Act”;**
- (c) by adding the following after subsection (1):**

(2) A deputy head may, subject to the regulations, delegate any of the powers and duties granted to the deputy head by this Act or the regulations to designated officials of the deputy head's department.

Seniors Benefit Act

Amends RSA 2000 cS-7

15(1) The *Seniors Benefit Act* is amended by this section.

(2) Section 6(g) is amended by striking out “the *Health Insurance Premiums Act* or the Minister responsible for that Act, for the purposes of administering section 4 of that Act” and substituting “Part 1.1 of the *Alberta Health Care Insurance Act* or

Public Service Act

14(1) Amends chapter P-42 of the Revised Statutes of Alberta 2000.

(2) Section 9 presently reads:

9 A department head may, subject to the regulations, delegate any of the powers and duties granted to the department head by this Act to designated officials of the department head's department.

Seniors Benefit Act

15(1) Amends chapter S-7 of the Revised Statutes of Alberta 2000.

(2) Section 6(g) presently reads:

6 The Lieutenant Governor in Council may make regulations
(g) respecting the provision of information about a person to a person who administers the Health Insurance Premiums Act

the Minister responsible for that Act, for the purposes of administering section 28.13 of that Act”.

(3) This section comes into force on Proclamation.

or the Minister responsible for that Act, for the purposes of administering section 4 of that Act;

(3) Coming into force.

RECORD OF DEBATE

Stage	Date	Member	From	To
		Interventions	From	To
Stage	Date	Member	From	To
		Interventions	From	To
Stage	Date	Member	From	To
		Interventions	From	To
Stage	Date	Member	From	To
		Interventions	From	To
Stage	Date	Member	From	To
		Interventions	From	To
Stage	Date	Member	From	To
		Interventions	From	To