

GOVERNMENT AMENDMENT

AMENDMENTS TO BILL 55

HEALTH STATUTES AMENDMENT ACT, 2025

Amendment A4 agreed to May 14, 2025

The Bill is amended as follows:

A Section 2 is amended by striking out subsection (2) and substituting the following:

(2) Section 9(1)(b) is amended

(a) in subclause (i)

(i) in paragraph (A) by striking out “or regional health authority”;

(ii) by adding the following after paragraph (A):

(A.1) a provincial health corporation under the *Provincial Health Agencies Act*,

(iii) by repealing paragraph (D) and substituting the following:

(D) a hospital operator under the *Provincial Health Agencies Act*, or

(b) in subclause (iii) by striking out “Minister of Health” and substituting “Minister responsible for the *Provincial Health Agencies Act*”.

B Section 25 is amended

(a) in subsection (2)

(i) by adding the following after clause (b)(vii):

(viii) by repealing subclause (xii.1) and substituting the following:

(xii.1) the department administered by the Minister referred to in subclause (xiii.1);

(xii.2) the department administered by the Minister referred to in subclause (xiii.2);

(xii.3) the department administered by the Minister referred to in subclause (xiii.3);

(ix) by repealing subclause (xiii.1) and substituting the following:

(xiii.1) the Minister responsible for the *Mental Health Services Protection Act*;

(xiii.2) the Minister responsible for the *Public Health Act*;

(xiii.3) the Minister responsible for the *Continuing Care Act*;

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

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

(h.1) “departmental custodian” means a custodian referred to in clause (f)(xii), (xii.1), (xii.2) or (xii.3);

(d) by adding the following after clause (q):

(q.1) “ministerial custodian” means a custodian referred to in clause (f)(xiii), (xiii.1), (xiii.2) or (xiii.3);

(b) by striking out subsections (3) to (7) and substituting the following:

(3) Section 27(2) is amended by striking out “(xiii) and (xiii.1)” and substituting “(xii.2), (xii.3), (xiii), (xiii.1), (xiii.2) and (xiii.3)”.

(4) Section 39(1) and (2) are amended by striking out “The Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction” and substituting “A ministerial custodian or departmental custodian”.

(5) Section 40 is repealed and the following is substituted:

Disclosure to ministerial custodian

40 A custodian other than a ministerial custodian may disclose individually identifying health information to a ministerial custodian without the consent of the individual who is the subject of the information if the disclosure is necessary or desirable in the opinion of the custodian to enable the ministerial custodian to carry out its duties.

(6) Section 42(2)(b) is repealed and the following is substituted:

- (b) to a ministerial custodian or departmental custodian under section 46,

(7) Section 46 is amended

- (a) in subsection (1)
 - (i) **by striking out “The Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction” and substituting “A ministerial custodian or departmental custodian”;**
 - (ii) **in clause (a) by striking out “the Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction” and substituting “the ministerial custodian or departmental custodian”;**
 - (iii) **in clause (b)**
 - (A) **in subclause (i) by striking out “the Department or the Department of Mental Health and Addiction” wherever it occurs and substituting “the department of the ministerial**

custodian requesting the information or by the departmental custodian”;

(B) in subclause (ii) by striking out “the Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction” and substituting “a ministerial custodian or departmental custodian”;

(b) in subsection (2) by striking out “the Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction” and substituting “the ministerial custodian or departmental custodian”;

(c) in subsection (5) by striking out “the Department or the Department of Mental Health and Addiction” and substituting “the departmental custodian”.

(7.1) Section 56.1(b)(i) is amended by striking out “(xiii) or (xiii.1)” and substituting “(xii.2), (xiii), (xiii.1) or (xiii.2)”.

(c) in subsection (8) by striking out “(xii), (xii.1) and (xii.2)” and substituting “(xii), (xii.1), (xii.2) and (xii.3)”;

(d) by striking out subsection (9) and substituting the following:

(9) Section 91(3.1) is amended

(a) by striking out “to the Minister or the Minister of Mental Health and Addiction” and substituting “to a ministerial custodian”;

(b) by striking out “enable the Minister or the Minister of Mental Health and Addiction” and substituting “enable the ministerial custodian”;

(c) by striking out “of the Minister or the Minister of Mental Health and Addiction” and substituting “of the ministerial custodian”.

C Section 45(2) is amended by striking out clause (g) and substituting the following:

(g) in clause (l)

(i) in subclause (ii) by striking out “*Alberta Health Act*” and substituting “*Public Health Act*”;

(ii) by adding “and” at the end of subclause (v) and repealing subclause (vi);

D Section 48(2) is amended by striking out clause (b) and substituting the following:

(b) in subclause (ii.1)

(i) by striking out “other hospital,”;

(ii) by striking out “Minister of Health” and substituting “Minister responsible for the *Provincial Health Agencies Act* or the Minister responsible for the *Public Health Act*”;