

2024 Bill 22

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First Session, 31st Legislature, 2 Charles III

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 22**

**HEALTH STATUTES AMENDMENT ACT, 2024**

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THE MINISTER OF HEALTH

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First Reading . . . . .

Second Reading . . . . .

Committee of the Whole . . . . .

Third Reading . . . . .

Royal Assent . . . . .

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*Bill 22*

## **BILL 22**

2024

### **HEALTH STATUTES AMENDMENT ACT, 2024**

*(Assented to , 2024)*

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

#### **Alberta Evidence Act**

##### **Amends RSA 2000 cA-18**

**1(1) The *Alberta Evidence Act* is amended by this section.**

**(2) Section 9(1)(b)(i)(A) is repealed and the following is substituted:**

(A) a provincial health agency or regional health authority under  
the *Provincial Health Agencies Act*,

**(3) Section 40(4)(g) is repealed and the following is substituted:**

(g) a provincial health agency or regional health authority under  
the *Provincial Health Agencies Act*.

## Explanatory Notes

### Alberta Evidence Act

1(1) Amends chapter A-18 of the Revised Statutes of Alberta 2000.

(2) Section 9(1)(b)(i)(A) presently reads:

*9(1) In this section,*

*(b) “quality assurance committee” means a committee, commission, council or other body that has as its primary purpose the carrying out of quality assurance activities and that is*

*(i) appointed by*

*(A) a regional health authority,*

(3) Section 40(4)(g) presently reads:

*(4) Subsection (3) does not apply in any case where a photographic print is tendered by*

## Alberta Health Act

Amends SA 2010 cA-19.5

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

**(2)** Section 1 is amended by adding the following after clause (g):

- (h) “provincial health agency” means a provincial health agency under the *Provincial Health Agencies Act*;
- (i) “provincial health board” means a provincial health board under the *Provincial Health Agencies Act*;
- (j) “regional health authority” means a regional health authority under the *Provincial Health Agencies Act*.

**(3)** Section 2(1) is amended by adding “provincial health agencies,” before “regional health authorities”.

**(4)** Section 7 is amended

- (a) in subsection (1) by striking out “regional health authorities established under the *Regional Health Authorities Act*” and substituting “provincial health agencies and regional health authorities”;
- (b) in subsection (2) by striking out “established under the *Regional Health Authorities Act*”.

**(5)** Sections 8 and 9(1) are amended by adding “provincial health agency,” before “regional health authority”.

- (g) *a regional health authority under the Regional Health Authorities Act.*

### **Alberta Health Act**

**2(1)** Amends chapter A-19.5 of the Statutes of Alberta, 2010.

(2) Adds definitions.

(3) Section 2(1) presently reads:

*2(1) The Minister shall establish a Health Charter to guide the actions of regional health authorities, provincial health boards, operators, health providers, professional colleges, Albertans, and any other persons specified in the regulations.*

(4) Section 7(1) and (2) presently read:

*7(1) Subject to and in accordance with applicable enactments, regional health authorities established under the Regional Health Authorities Act are responsible for delivering health services.*

*(2) Subject to and in accordance with applicable enactments, provincial health boards established under the Regional Health Authorities Act are responsible for carrying out their duties and functions in accordance with the enactment that established them.*

(5) Sections 8 and 9(1) presently read in part:

*8 To enable the Minister to report to the public on the status of the health system, the Minister may, by order, direct a regional health authority, health provider, professional college or operator or any other person involved in the provision of a health service to report to the*

### **Alberta Health Care Insurance Act**

**Amends RSA 2000 cA-20**

**3(1)** The *Alberta Health Care Insurance Act* is amended by this section.

**(2)** Section 20.3(2)(b) is repealed and the following is substituted:

- (b) a provincial health agency, regional health authority and subsidiary health corporation under the *Provincial Health Agencies Act*;

### **Alberta Public Agencies Governance Act**

**Amends SA 2009 cA-31.5**

**4(1)** The *Alberta Public Agencies Governance Act* is amended by this section.

**(2)** Section 1(5)(a) is amended by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.

*Minister in the form and manner directed by the Minister on any one or more of the following as specified, and to the extent provided, in the order:*

*9(1) Subject to the regulations, the Minister may, by order, direct a regional health authority, health provider, professional college or operator or any other person involved in the provision of a health service to do any one or more of the following as specified, and to the extent provided, in the order:*

### **Alberta Health Care Insurance Act**

**3(1)** Amends chapter A-20 of the Revised Statutes of Alberta 2000.

(2) Section 20.3(2)(b) presently reads:

*(2) The Lieutenant Governor in Council may, by regulation, require the following health entities to disclose to the Minister, subject to the regulations and in the form and manner determined by the Minister or under the regulations, the information, documents and records, including practitioners' personal information, required by the regulations with respect to any funding received, payments made or benefits provided by that health entity in respect of publicly funded health services and in respect of practitioners:*

*(b) a regional health authority and a subsidiary health corporation under the Regional Health Authorities Act;*

### **Alberta Public Agencies Governance Act**

**4(1)** Amends chapter A-31.5 of the Statutes of Alberta, 2009.

(2) Section 1(5)(a) presently reads:

*(5) Subject to the regulations, this Act does not apply to the following:*

*(a) a subsidiary health corporation under the Regional Health Authorities Act;*

## **Alberta Sovereignty within a United Canada Act**

**Amends SA 2022 cA-33.8**

**5(1) The *Alberta Sovereignty within a United Canada Act* is amended by this section.**

**(2) Section 1(e)(v) is repealed and the following is substituted:**

- (v) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*,

## **Animal Health Act**

**Amends SA 2007 cA-40.2**

**6(1) The *Animal Health Act* is amended by this section.**

**(2) The Schedule is amended by repealing section 1(e) and substituting the following:**

- (e) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*;

## **Auditor General Act**

**Amends RSA 2000 cA-46**

**7(1) The *Auditor General Act* is amended by this section.**

**(2) Section 16(1) is amended**

- (a) **by adding** “provincial health agency,” **before** “regional health authority”;
- (b) **by striking out** “*Regional Health Authorities Act*” **and substituting** “*Provincial Health Agencies Act*”.



### **Alberta Sovereignty within a United Canada Act**

**5(1)** Amends chapter A-33.8 of the Statutes of Alberta, 2022.

(2) Section 1(e)(v) presently reads:

*1 In this Act,*

*(e) “provincial entity” means*

*(v) a regional health authority established under the Regional Health Authorities Act,*

### **Animal Health Act**

**6(1)** Amends chapter A-40.2 of the Statutes of Alberta, 2007.

(2) Section 1(e) of the Schedule presently reads:

*1 The following are authorized persons for the purposes of section 1(e) of this Act:*

*(e) a regional health authority established under the Regional Health Authorities Act;*

### **Auditor General Act**

**7(1)** Amends chapter A-46 of the Revised Statutes of Alberta 2000.

(2) Section 16(1) presently reads:

*16(1) In this section, “regional authority” means a board under the Education Act or a regional health authority, subsidiary health corporation, community health council or provincial health board under the Regional Health Authorities Act.*

## **Child and Youth Advocate Act**

**Amends SA 2011 cC-11.5**

**8(1) The *Child and Youth Advocate Act* is amended by this section.**

**(2) Sections 9(8)(h) and 9.1(9)(h) are repealed and the following is substituted:**

- (h) any relevant provincial health agency or regional health authority under the *Provincial Health Agencies Act*;

**(3) Section 14.1(2)(c) and (3)(c) are repealed and the following is substituted:**

- (c) any relevant provincial health agency or regional health authority under the *Provincial Health Agencies Act*;

## **Conflicts of Interest Act**

**Amends RSA 2000 cC-23**

**9(1) The *Conflicts of Interest Act* is amended by this section.**

## Child and Youth Advocate Act

**8(1)** Amends chapter C-11.5 of the Statutes of Alberta, 2011.

(2) Sections 9(8) and 9.1(9) presently read in part:

*9(8) In conducting an investigation under subsection (2)(d), the Advocate must, at the commencement and the conclusion of the investigation, make reasonable efforts to notify the following persons of, as the case may be, the commencement or conclusion of the investigation:*

*(h) Alberta Health Services;*

*9.1(9) In conducting a review under this section, the Advocate must, at the commencement and the conclusion of the review, make reasonable efforts to notify the following persons of, as the case may be, the commencement or conclusion of the review:*

*(h) Alberta Health Services;*

(3) Section 14.1 presently reads in part:

*(2) The following persons notified under section 9(8) of the commencement of an investigation under section 9(2)(d) who have information or records that are or may be relevant to the investigation under section 9(2)(d) must, on being notified, provide that information or those records forthwith to the Advocate:*

*(c) Alberta Health Services;*

*(3) The following persons notified under section 9.1(9) of the commencement of a review under section 9.1 who have information or records that are or may be relevant to the review under section 9.1 must, on being notified, provide that information or those records forthwith to the Advocate:*

*(c) Alberta Health Services;*

## Conflicts of Interest Act

**9(1)** Amends chapter C-23 of the Revised Statutes of Alberta 2000.

**(2) Section 1(1)(h) is amended by striking out** “a regional health authority and a subsidiary health corporation under the *Regional Health Authorities Act*” **and substituting** “a provincial health agency, a regional health authority and a subsidiary health corporation under the *Provincial Health Agencies Act*”.

**(3) Section 23.921(1)(b) is repealed and the following is substituted:**

- (b) provincial health agencies, regional health authorities and subsidiary health corporations under the *Provincial Health Agencies Act*;

**(4) The Schedule is amended in Part 3**

- (a) **by adding** “Provincial Health Agencies under the Provincial Health Agencies Act” **after** “Occupational Health and Safety Council”;
- (b) **by striking out** “Regional Health Authorities Act” **wherever it occurs and substituting** “Provincial Health Agencies Act”.

### **Continuing Care Act**

**Amends SA 2022 cC-26.7**

**10(1) The *Continuing Care Act* is amended by this section.**

**(2) Section 1(r) is repealed.**

### **COVID-19 Related Measures Act**

**Amends SA 2021 cC-31.3**

**11(1) The *COVID-19 Related Measures Act* is amended by this section.**

(2) Section 1(1)(h) presently reads:

*1(1) In this Act,*

*(h) “Provincial agency” means a Provincial agency as defined in the Financial Administration Act, and includes a management body within the meaning of the Alberta Housing Act and a regional health authority and a subsidiary health corporation under the Regional Health Authorities Act;*

(3) Section 23.921(1)(b) presently reads:

*23.921(1) Except as set out under this section, this Part applies in respect of the following public agencies:*

*(b) regional health authorities and subsidiary health corporations under the Regional Health Authorities Act;*

(4) Updates Schedule list.

### **Continuing Care Act**

**10(1)** Amends chapter C-26.7 of the Statutes of Alberta, 2022.

(2) Section 1(r) presently reads:

*1 In this Act,*

*(r) “regional health authority” means a regional health authority under the Regional Health Authorities Act;*

### **COVID-19 Related Measures Act**

**11(1)** Amends chapter C-31.3 of the Statutes of Alberta, 2021.

**(2) Section 1(1) is amended**

**(a) by adding the following after clause (d):**

(d.1) “provincial health agency” means a provincial health agency under the *Provincial Health Agencies Act*;

**(b) in clause (e) by adding the following after subclause (i):**

(i.1) a provincial health agency, or a member, employee or agent of a provincial health agency;

**(c) in clause (f) by striking out “established under the *Regional Health Authorities Act*” and substituting “under the *Provincial Health Agencies Act*”.**

**(3) Section 2 is amended by adding the following after clause (a):**

(a.1) a provincial health agency, including a member, officer, employee, agent, contractor and subcontractor of a provincial health agency;

**(4) Sections 4(1) and (2) and 6 are amended by adding “provincial health agency,” before “regional health authority” wherever it occurs.**

(2) Updates and adds definitions.

(3) Section 2 presently reads in part:

*2 Subject to the regulations, this Act applies in respect of the following:*

*(a) a health service facility, including an owner, operator, director, officer, employee, contractor and subcontractor of a health service facility;*

(4) Sections 4(1) and (2) and 6 presently read:

*4(1) Subject to sections 6 and 7 and the regulations, no action for damages lies or shall be commenced or maintained against a health service facility, regional health authority or person referred to in section 2 as a direct or indirect result of an individual being or potentially being infected with or exposed to COVID-19 on or after March 1, 2020 as a direct or indirect result of an act or omission of a health service facility, regional health authority or person, as the case may be, if*

*(a) at the relevant time, the health service facility, regional health authority or person, as the case may be, acted or made a good-faith effort to act in accordance with*

*(i) public health guidance relating to COVID-19 that applied to the health service facility, regional health authority or person, as the case may be, and*

*(ii) any federal, provincial or municipal law relating to COVID-19 that applied to the health service facility, regional health authority or person, as the case may be,*

**Election Finances and Contributions  
Disclosure Act**

**Amends RSA 2000 cE-2**

**12(1) The *Election Finances and Contributions Disclosure Act* is amended by this section.**

**(2) Section 1(1)(l)(i) is amended by striking out** “a regional health authority and a subsidiary health corporation under the *Regional Health Authorities Act*” **and substituting** “a provincial health agency, a regional health authority and a subsidiary health corporation under the *Provincial Health Agencies Act*”.



*and*

*(b) the act or omission of the health service facility, regional health authority or person, as the case may be, does not constitute gross negligence.*

*(2) Subsection (1) applies notwithstanding any conflict or inconsistency in the public health guidance or laws applicable to the health service facility, regional health authority or person referred to in section 2.*

*6 Section 4 does not apply to acts or omissions of a health service facility, regional health authority or person referred to in section 2 if the act or omission*

*(a) occurred while a law required the operation of the health service facility, regional health authority or person, as the case may be, to close, in whole or in part, and*

*(b) relates to an aspect of the operation of the health service facility, regional health authority or person, as the case may be, that was required to close under the law.*

#### **Election Finances and Contributions Disclosure Act**

**12(1)** Amends chapter E-2 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(i) presently reads:

*1(1) In this Act,*

*(l) “prohibited corporation” means*

*(i) a Provincial corporation as defined in the Financial Administration Act, and includes a management body within the meaning of the Alberta Housing Act and a regional health authority and a subsidiary health corporation under the Regional Health Authorities Act,*

## **Emergency Health Services Act**

**Amends SA 2008 cE-6.6**

**13(1) The *Emergency Health Services Act* is amended by this section.**

**(2) Section 1 is amended**

- (a) in clause (m) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”;**
- (b) in clause (q) by striking out “established pursuant to the *Regional Health Authorities Act*” and substituting “under the *Provincial Health Agencies Act*”.**

## **Environmental Protection and Enhancement Act**

**Amends RSA 2000 cE-12**

**14(1) The *Environmental Protection and Enhancement Act* is amended by this section.**

**(2) Section 1(jj)(vi) is repealed and the following is substituted:**

- (vi) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*,

**(3) Section 115(3) is amended by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.**

## **Emergency Health Services Act**

**13(1)** Amends chapter E-6.6 of the Statutes of Alberta, 2008.

(2) Section 1 presently reads in part:

*1 In this Act,*

(m) *“health region” means, in respect of a regional health authority, the health region that the regional health authority administers under the Regional Health Authorities Act;*

(q) *“regional health authority” means a regional health authority established pursuant to the Regional Health Authorities Act;*

## **Environmental Protection and Enhancement Act**

**14(1)** Amends chapter E-12 of the Revised Statutes of Alberta 2000.

(2) Section 1(jj) presently reads in part:

*1 In this Act,*

(jj) *“local authority” means*

(vi) *a regional health authority under the Regional Health Authorities Act,*

(3) Section 115(3) presently reads:

*(3) The inspector, investigator or Director shall forthwith notify Alberta Public Safety Services, the local authority of the municipality in which the substance is located and the medical officer of health of the health unit or health region under the Regional Health Authorities Act in which the substance is located of the emergency measures taken under subsection (1).*

## **Family and Community Support Services Act**

**Amends RSA 2000 cF-3**

**15(1) The *Family and Community Support Services Act* is amended by this section.**

**(2) Section 1(b)(iv) is amended by striking out “regional health authority under the *Regional Health Authorities Act*” and substituting “provincial health agency or regional health authority under the *Provincial Health Agencies Act*”.**

## **Financial Administration Act**

**Amends RSA 2000 cF-12**

**16(1) The *Financial Administration Act* is amended by this section.**

**(2) Section 1(1)(e) and (r) are amended by striking out “a regional health authority or subsidiary health corporation under the *Regional Health Authorities Act*” and substituting “a provincial health agency, regional health authority or subsidiary health corporation under the *Provincial Health Agencies Act*”.**

**(3) Section 2(5)(h) is amended by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.**

## **Family and Community Support Services Act**

**15(1)** Amends chapter F-3 of the Revised Statutes of Alberta 2000.

(2) Section 1(b)(iv) presently reads:

*1 In this Act,*

*(b) “municipality” means*

*(iv) a school board, a hospital board or a regional health authority under the Regional Health Authorities Act in respect of a national park of Canada, or*

## **Financial Administration Act**

**16(1)** Amends chapter F-12 of the Revised Statutes of Alberta 2000.

(2) Section 1(1) presently reads in part:

*1(1) In this Act,*

*(e) “Crown-controlled organization” means, unless subsection (3) applies,*

*but does not include a regional health authority or subsidiary health corporation under the Regional Health Authorities Act;*

*(r) “Provincial corporation” means*

*but does not include a housing authority incorporated under section 42 of the Alberta Mortgage and Housing Corporation Act, SA 1984 cA-32.5, or a management body within the meaning of the Alberta Housing Act or a regional health authority or subsidiary health corporation under the Regional Health Authorities Act;*

(3) Section 2(5)(h) presently reads:

*(5) This Act, except this section and sections 1, 5, 6, 7, 13(3), 57.1, 77, 80 and 81, does not apply to the following:*

*(h) a provincial health board under the Regional Health Authorities Act,*

## **Freedom of Information and Protection of Privacy Act**

**Amends RSA 2000 cF-25**

**17(1) The *Freedom of Information and Protection of Privacy Act* is amended by this section.**

**(2) Section 1(g) is amended**

**(a) by repealing subclause (i) and substituting the following:**

- (i) the board of an approved hospital as defined in the *Hospitals Act* other than an approved hospital that is owned or operated by a provincial health agency or regional health authority under the *Provincial Health Agencies Act*,

**(b) by renumbering subclause (ii.i) as (ii.1);**

**(c) by adding the following after subclause (ii.1):**

- (ii.2) a provincial health agency under the *Provincial Health Agencies Act*,

**(d) in subclauses (iii), (v), (vi) and (vii) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.**

## **Government Organization Act**

**Amends RSA 2000 cG-10**

**18(1) The *Government Organization Act* is amended by this section.**

**(2) Schedule 7 is amended in section 1(1)(b)**

**(a) by repealing subclause (v) and substituting the following:**

- (v) a provincial health agency under the *Provincial Health Agencies Act*;

## **Freedom of Information and Protection of Privacy Act**

**17(1)** Amends chapter F-25 of the Revised Statutes of Alberta 2000.

(2) Section 1(g) presently reads in part:

*1 In this Act,*

(g) *“health care body” means*

(i) *the board of an approved hospital as defined in the Hospitals Act other than an approved hospital that is*

(A) *owned or operated by a regional health authority under the Regional Health Authorities Act, or*

(ii.i) *the Health Quality Council of Alberta,*

(iii) *a provincial health board established under the Regional Health Authorities Act,*

(v) *a regional health authority under the Regional Health Authorities Act,*

(vi) *a community health council established under the Regional Health Authorities Act, or*

(vii) *a subsidiary health corporation as defined in the Regional Health Authorities Act;*

## **Government Organization Act**

**18(1)** Amends chapter G-10 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(b) of Schedule 7 presently reads in part:

*1(1) In this section,*

(b) *“health board” means*

(v.1) a regional health authority under the *Provincial Health Agencies Act*;

**(b) in subclause (vi) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.**

**(3) Schedule 11 is amended by repealing section 6 and substituting the following:**

**Health care facilities**

**6** The Minister may enter into and carry out an agreement with a hospital board or a provincial health agency, regional health authority or provincial health board under the *Provincial Health Agencies Act* respecting the provision of services relating to the design, construction, alteration, extension, repair or demolition of a health care facility.

**Health Facilities Act**

**Amends RSA 2000 cH-2.7**

**19(1) The *Health Facilities Act* is amended by this section.**

**(2) Section 0.1 is amended**

**(a) in clause (m)(i) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”;**

**(b) in clause (n) by striking out “established under the *Regional Health Authorities Act*” and substituting “under the *Provincial Health Agencies Act*”.**

**(3) Section 18(5) is amended by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.**



- (v) *a regional health authority under the Regional Health Authorities Act;*
- (vi) *a provincial health board under the Regional Health Authorities Act.*

(3) Section 6 of Schedule 11 presently reads:

*6 The Minister may enter into and carry out an agreement with a hospital board, a regional health authority under the Regional Health Authorities Act or a provincial health board under the Regional Health Authorities Act respecting the provision of services relating to the design, construction, alteration, extension, repair or demolition of a health care facility.*

### **Health Facilities Act**

**19(1)** Amends chapter H-2.7 of the Revised Statutes of Alberta 2000.

(2) Section 0.1 presently reads in part:

*0.1 In this Act,*

(m) *“public hospital” means*

(i) *a hospital that is established by or under, or the establishment or operation of which is governed by, the Hospitals Act, the Regional Health Authorities Act or the Workers’ Compensation Act, or*

(n) *“regional health authority” means a regional health authority established under the Regional Health Authorities Act;*

(3) Section 18(5) presently reads:

*(5) The Minister may in writing withdraw a designation of a surgical facility or amend the designation to delete one or more of the surgical services that the chartered surgical facility is authorized to provide where the Minister is satisfied that there has been a*

## Health Information Act

Amends RSA 2000 cH-5

**20(1) The *Health Information Act* is amended by this section.**

**(2) Section 1(1)(f) is amended**

- (a) by repealing subclause (i) and substituting the following:**
  - (i) the board of an approved hospital as defined in the *Hospitals Act* other than an approved hospital that is owned and operated by a provincial health agency or regional health authority under the *Provincial Health Agencies Act*;
- (b) in subclause (ii) by striking out “a regional health authority established under the *Regional Health Authorities Act*” and substituting “a provincial health agency or regional health authority under the *Provincial Health Agencies Act*”;**
- (c) in subclause (iii) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”;**
- (d) by repealing subclause (iv) and substituting the following:**
  - (iv) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*;
- (e) in subclauses (v) and (vi) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”;**
- (f) by adding the following after subclause (ix.1):**
  - (ix.2) the Canadian Centre of Recovery Excellence;

*contravention of this Act, the regulations, an approved agreement, a term or condition imposed under section 8(2), 11(3) or 15(4) or a conflict of interest bylaw referred to in section 7(1) of the Regional Health Authorities Act.*

### **Health Information Act**

- 20(1)** Amends chapter H-5 of the Revised Statutes of Alberta 2000.
- (2) Updates and adds to definition of custodian.

**(g) by adding the following after subclause (xii):**

(xii.1) the Department of Mental Health and Addiction;

**(h) by adding the following after subclause (xiii):**

(xiii.1) the Minister of Mental Health and Addiction;

**(3) Section 27(2) is amended by striking out “section 1(1)(f)(iii), (iv), (ix.1), (xii) or (xiii)” and substituting “section 1(1)(f)(iii), (iv), (ix.1), (ix.2), (xii), (xii.1), (xiii) and (xiii.1)”.**

**(4) Section 39 is amended by striking out “Minister or the Department” wherever it occurs and substituting “Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction”.**

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

**Disclosure to Minister**

**40** A custodian other than the Minister or the Minister of Mental Health and Addiction may disclose individually identifying health information to the Minister or the Minister of Mental

(3) Section 27(2) presently reads in part:

*(2) A custodian referred to in section 1(1)(f)(iii), (iv), (ix.1), (xii) or (xiii) may, in addition, use individually identifying health information in its custody or under its control to carry out the following functions within the geographic area in which the custodian has jurisdiction to promote the objectives for which the custodian is responsible:*

(4) Section 39 presently reads:

*39(1) The Minister or the Department may disclose individually identifying diagnostic, treatment and care information without the consent of the individual who is the subject of the information to another Minister of the Government of Alberta for the purpose of developing public policy.*

*(2) The Minister or the Department may enter into an agreement with*

*(a) another Minister of the Government of Alberta or a Minister of the Government of Canada or of any other province or territory, or*

*(b) a person or entity in accordance with the regulations made pursuant to the Alberta Health Care Insurance Act,*

*respecting the disclosure to the person referred to in clause (a) or (b), as the case may be, of individually identifying registration information without the consent of the individual who is the subject of the information.*

(5) Section 40 presently reads:

*40 A custodian other than the Minister may disclose individually identifying health information to the Minister without the consent of the individual who is the subject of the information if the disclosure*

Health and Addiction 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 Minister or the Minister of Mental Health and Addiction to carry out the duties of the Minister or the Minister of Mental Health and Addiction.

**(6) Section 42(2)(b) is amended by striking out “the Minister or the Department” and substituting “the Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction”.**

**(7) Section 46 is amended**

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

**Disclosure to Minister or Department**

**46(1)** The Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction may request another custodian to disclose individually identifying health information to them for any of the purposes listed in section 27(2) if

- (a) the Minister, Minister of Mental Health and Addiction, Department or Department of Mental Health and Addiction, as the case may be, is authorized by an enactment of Alberta or Canada to obtain the information from the other custodian, or
- (b) the information requested relates to a health service provided by the other custodian and
  - (i) the health service is fully or partially paid for by the Department or the Department of Mental Health and Addiction, as the case may be, or is provided using financial, physical or human resources provided, administered or paid for by the Department or the Department of Mental Health and Addiction, as the case may be, or
  - (ii) the information is prescribed in the regulations as information the Minister, Minister of Mental Health

*is necessary or desirable in the opinion of the custodian to enable the Minister to carry out the duties of the Minister.*

(6) Section 42(2)(b) presently reads:

- (2) Subsection (1) does not apply where the disclosure is*
- (b) to the Minister or the Department under section 46,*

(7) Section 46 presently reads in part:

*46(1) The Minister or the Department may request another custodian to disclose to the Minister or the Department individually identifying health information for any of the purposes listed in section 27(2)*

- (a) if the Minister or the Department, as the case may be, is authorized by an enactment of Alberta or Canada to obtain the information from the other custodian, or*
- (b) if the information requested relates to a health service provided by the other custodian and*
  - (i) the health service is fully or partially paid for by the Department or is provided using financial, physical or human resources provided, administered or paid for by the Department, or*
  - (ii) the information is prescribed in the regulations as information the Minister or the Department may request under this section.*

*(2) If the requirements of subsection (1) are met, the custodian must disclose the information to the Minister or the Department, as the case may be.*

*(5) Where health information is requested under subsection (1)(b), the Department*

- (a) must prepare a privacy impact assessment describing how disclosure of the health information may affect the privacy of*

and Addiction, Department or Department of Mental Health and Addiction may request under this section.

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

**(c) in subsection (5) by adding** “or the Department of Mental Health and Addiction” **after** “the Department”.

**(8) Section 56.1(b)(i) is amended by striking out** “section 1(1)(f)(iii), (iv), (xii) or (xiii)” **and substituting** “section 1(1)(f)(iii), (iv), (xii), (xii.1), (xiii) or (xiii.1)”.

**(9) Section 56.3 is amended**

**(a) in subsections (2) and (3) by adding** “or the Minister of Mental Health and Addiction” **after** “Minister” **whenever it occurs**;

**(b) in subsection (4) by striking out** “the Minister” **and substituting** “a Minister”;

**(c) in subsection (6) by adding** “or the Minister of Mental Health and Addiction” **after** “Minister”.



*the individual who is the subject of the information, and submit the privacy impact assessment to the Commissioner for review and comment, and*

- (b) must consider the comments of the Commissioner, if any, made in response to the privacy impact assessment before disclosing the health information to a custodian referred to in section 1(1)(f)(iii) or (iv).*

(8) Section 56.1(b)(i) presently reads:

*56.1 In this Part,*

*(b) “authorized custodian” means*

- (i) a custodian referred to in section 1(1)(f)(iii), (iv), (xii) or (xiii), and*

(9) Section 56.3 presently reads in part:

*(2) If*

- (a) the Minister determines that it is in the public interest to have certain prescribed health information that is in the custody or under the control of one or more regulated health professionals made accessible to authorized custodians via the Alberta EHR, and*
- (b) the health professional body of the regulated health professionals has not directed the regulated health professionals to make that prescribed health information accessible via the Alberta EHR,*

*the Minister may, subject to subsection (3), in writing direct the regulated health professionals to make the prescribed health information accessible to authorized custodians via the Alberta EHR in accordance with the regulations.*

*(3) Before giving a direction under subsection (2), the Minister must*

- (a) consult with the health professional body referred to in subsection (2)(b),*

**(10) Section 64(3) is amended by striking out “section 1(1)(f)(iv), (ix.1) and (xii)” and substituting “section 1(1)(f)(iv), (ix.1), (ix.2), (xii) and (xii.1)”.**

**(11) Section 72.1 is repealed and the following is substituted:**

**Designation**

**72.1(1)** The Minister may, in accordance with the regulations, designate an agency, corporation or other entity to act as a health information repository.

**(2)** The Minister of Mental Health and Addiction may, in accordance with the regulations, designate the Canadian Centre of Recovery Excellence to act as a health information repository.

*(b) prepare a privacy impact assessment describing how making the information accessible may affect the privacy of the individual who is the subject of the information and submit the privacy impact assessment to the Commissioner for review and comment, and*

*(c) consider the comments of the Commissioner, if any, made in response to the privacy impact assessment.*

*(4) A failure by a regulated health professional to comply with a direction of the health professional body under subsection (1) or of the Minister under subsection (2) constitutes unprofessional conduct by the regulated health professional under the Health Professions Act.*

*(6) An authorized custodian, other than a regulated health professional, must, if the Minister requests in writing, make prescribed health information in its custody or under its control accessible to authorized custodians via the Alberta EHR in accordance with the regulations.*

(10) Section 64(3) presently reads:

*(3) Subsections (1) and (2) do not apply to custodians described in section 1(1)(f)(iv), (ix.1) and (xii) in the collection, use or disclosure of health information between or among these custodians for a function set out in section 27(2), unless the custodians will implement a new information system or change an existing information system in conjunction with the collection, use or disclosure.*

(11) Section 72.1 presently reads:

*72.1 The Minister may, in accordance with the regulations, designate an agency, corporation or other entity to act as a health information repository.*

**(12) Section 72.5 is repealed and the following is substituted:**

**Consultation with Commissioner**

**72.5(1)** Subject to subsection (2), the Minister must consult with the Commissioner in the preparation of the regulations under this Part.

(2) The Minister of Mental Health and Addiction must consult with the Commissioner in respect of the regulations under section 72.1(2).

**(13) Section 91(3.1) is repealed and the following is substituted:**

**(3.1)** The Commissioner may disclose any information to the Minister or the Minister of Mental Health and Addiction if in the opinion of the Commissioner the disclosure is necessary to enable the Minister or the Minister of Mental Health and Addiction to exercise the powers or carry out the duties and functions of the Minister or the Minister of Mental Health and Addiction in respect of any matter under that Minister's administration.

**Health Professions Act**

**Amends RSA 2000 cH-7**

**21(1) The *Health Professions Act* is amended by this section.**

**(2) Section 13(2)(c) is repealed and the following is substituted:**

(c) a member or officer of a provincial health agency or regional health authority under the *Provincial Health Agencies Act*.

**(3) Schedule 7 is amended in section 12(2)(a) by striking out "*Regional Health Authorities Act*" and substituting "*Provincial Health Agencies Act*".**

(12) Section 72.5 presently reads:

*72.5 The Minister must consult with the Commissioner in the preparation of the regulations under this Part.*

(13) Section 91(3.1) presently reads:

*(3.1) The Commissioner may disclose any information to the Minister if in the opinion of the Commissioner the disclosure is necessary to enable the Minister to exercise the powers or carry out the duties or functions of the Minister in respect of any matter under the Minister's administration.*

### **Health Professions Act**

**21(1)** Amends chapter H-7 of the Revised Statutes of Alberta 2000.

(2) Section 13(2)(c) presently reads:

*(2) The following are not eligible to be appointed as public members:*

*(c) a member or officer of a regional health authority.*

(3) Section 12(2)(a) of Schedule 7 presently reads:

*(2) Subject to the Health Facilities Act, subsection (1) does not apply to*

*(a) a hospital that is established by or under, or the establishment or operation of which is governed by, the Hospitals Act, the Regional Health Authorities Act or the Workers' Compensation Act, or*

**(4) Schedule 20 is amended by repealing section 10(2)(d) and substituting the following:**

- (d) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*, or

**(5) Schedule 21 is amended by repealing section 8.1(2)(d) and substituting the following:**

- (d) a hospital, clinic or centre operated by a provincial health agency or regional health authority under the *Provincial Health Agencies Act*,

### **Health Quality Council of Alberta Act**

**Amends SA 2011 cH-7.2**

**22(1) *The Health Quality Council of Alberta Act* is amended by this section.**

**(2) Section 1(c) is repealed and the following is substituted:**

- (c) “health authority” means a provincial health agency, regional health authority or provincial health board under the *Provincial Health Agencies Act*;

**(3) Section 16(1)(a) and (b) are amended by striking out “regional health authority, community health council or subsidiary health corporation” and substituting “provincial health agency, regional health authority, community health council or subsidiary health corporation under the *Provincial Health Agencies Act*”.**

(4) Section 10(2)(d) of Schedule 20 presently reads:

*(2) Subsection (1) does not apply to a regulated member of the College of Physiotherapists of Alberta employed by*

*(d) a regional health authority, or*

(5) Section 8.1(2)(d) of Schedule 21 presently reads:

*(2) Unless the Minister directs otherwise, subsection (1) does not apply with respect to a prescribed health service provided in*

*(d) a hospital, clinic or centre operated by a regional health authority under the Regional Health Authorities Act,*

#### **Health Quality Council of Alberta Act**

**22(1)** Amends chapter H-7.2 of the Statutes of Alberta, 2011.

(2) Section 1(c) presently reads:

*1 In this Act,*

*(c) “health authority” means*

*(i) a regional health authority, and*

*(ii) a provincial health board established under section 17 of the Regional Health Authorities Act;*

(3) Section 16(1) presently reads:

*16(1) For the purposes of carrying out activities under sections 3(2)(a) to (c) and 15, the board may authorize a person to*

*(a) enter and inspect any place under the jurisdiction of a regional health authority, community health council or subsidiary health corporation, and*

*(b) require the production for examination of any documents or records in the possession of the regional health authority, community health council or subsidiary health corporation, and make copies of them or temporarily remove them for the purpose of making copies.*

## Hospitals Act

Amends RSA 2000 cH-12

**23(1)** The *Hospitals Act* is amended by this section.

**(2)** Section 1 is amended

- (a) in clause (g) by striking out “established under the *Regional Health Authorities Act*” and substituting “under the *Provincial Health Agencies Act*”;
- (b) in clause (l) by adding “provincial health agency or” before “regional health authority”;
- (c) by adding the following after clause (n):
  - (n.1) “provincial health agency” means a provincial health agency under the *Provincial Health Agencies Act*;
- (d) in clause (o) by striking out “constituted under the *Regional Health Authorities Act*” and substituting “under the *Provincial Health Agencies Act*”.

**(3)** Section 48(a) is repealed and the following is substituted:

- (a) “board” means the corporate body or person that owns or operates a hospital, but does not include a provincial health agency, regional health authority or provincial health board under the *Provincial Health Agencies Act*;

## Human Tissue and Organ Donation Act

Amends SA 2006 cH-14.5

**24(1)** The *Human Tissue and Organ Donation Act* is amended by this section.

**(2)** Section 12.1(2) is amended by striking out “established or recognized under the *Regional Health Authorities Act*” and substituting “under the *Provincial Health Agencies Act*”.



## Hospitals Act

**23(1)** Amends chapter H-12 of the Revised Statutes of Alberta 2000.

(2) Section 1(1) presently reads in part:

*1 In this Act,*

- (g) *“health region” means a health region established under the Regional Health Authorities Act;*
- (l) *“non-regional hospital” means a hospital that is owned or operated by a person other than a regional health authority;*
- (o) *“regional health authority” means a regional health authority constituted under the Regional Health Authorities Act;*

(3) Section 48(a) presently reads:

*48 In this Part,*

- (a) *“board” means a board as defined in section 9, but does not include*
  - (ii) *a provincial health board under the Regional Health Authorities Act,*
  - (iii) *a regional health authority;*

## Human Tissue and Organ Donation Act

**24(1)** Amends chapter H-14.5 of the Statutes of Alberta, 2006.

(2) Section 12.1(2) presently reads:

*(2) Subject to subsection (3), a regional health authority established or recognized under the Regional Health Authorities Act may carry out activities on behalf of the Agency.*

**(3) Section 12.6(4)(b) is amended by striking out** “established or recognized under the *Regional Health Authorities Act*” **and substituting** “under the *Provincial Health Agencies Act*”.

### **Labour Relations Code**

**Amends RSA 2000 cL-1**

**25(1) The *Labour Relations Code* is amended by this section.**

**(2) Section 1(1)(t.1) is repealed and the following is substituted:**

- (t.1) “provincial health agency” means a provincial health agency under the *Provincial Health Agencies Act*;
- (t.2) “regional health authority” means a regional health authority under the *Provincial Health Agencies Act*;

**(3) Section 73(a.1) is amended by striking out** “section 95.2(1)(a), (b), (d), (d.1), (e), (f), (g), (h) or (i)” **and substituting** “section 95.2(1)(a), (a.1), (b), (d), (d.1), (e), (f), (g), (g.1), (h) or (i)”.

**(4) Section 74(a.1) is amended by striking out** “section 95.2(1)(a), (b), (d), (d.1), (e), (f), (g), (h) or (i)” **and substituting** “section 95.2(1)(a), (a.1), (b), (d), (d.1), (e), (f), (g), (g.1), (h) or (i)”.

**(5) Section 95.2(1) is amended**

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

- (a.1) employers that are provincial health agencies, all of their employees to whom clauses (a), (e) and (f) do not apply and the bargaining agents for those employees;

(3) Section 12.6(4)(b) presently reads:

*(4) The board must include an individual appointed as a director from each of the following:*

*(b) an employee of a regional health authority established or recognized under the Regional Health Authorities Act with an expertise in the area of organ and tissue donation;*

### **Labour Relations Code**

**25(1)** Amends chapter L-1 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(t.1) presently reads:

*1(1) In this Act,*

*(t.1) “regional health authority” means a regional health authority under the Regional Health Authorities Act;*

(3) Section 73(a.1) presently reads in part:

*73 An employee, bargaining agent or person acting on behalf of a bargaining agent is entitled to strike or cause a strike if*

*(a.1) in the case of an employee and bargaining agent referred to in section 95.2(1)(a), (b), (d), (d.1), (e), (f), (g), (h) or (i),*

(4) Section 74(a.1) presently reads in part:

*74 An employer or employers' organization is entitled to cause a lockout if*

*(a.1) in the case of an employer referred to in section 95.2(1)(a), (b), (d), (d.1), (e), (f), (g), (h) or (i),*

(5) Section 95.2(1) presently reads in part:

*95.2(1) This Division applies to the following:*

*(a) employers who operate approved hospitals as defined in the Hospitals Act, all the employees of those employers and the bargaining agents for those employees;*

**(b) in clause (g) by adding** “a provincial health agency,”  
**before** “a regional health authority”;

**(c) by adding the following after clause (g):**

(g.1) employers who are subsidiary health corporations of a provincial health agency, all the employees of those employers and the bargaining agents for those employees;

**(d) in clause (i) by adding** “provincial health agency or”  
**before** “regional health authority”.

**(6) Section 96(1) is amended**

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

(c.1) employers that are provincial health agencies and all of their employees to whom clauses (c), (f) and (g) do not apply,

**(b) in clause (h) by adding** “a provincial health agency,”  
**before** “a regional health authority”;

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

(h.1) employers who are subsidiary health corporations of a provincial health agency and all the employees of those employers,

**(d) in clause (j) by adding** “provincial health agency or”  
**before** “regional health authority”.

### **Loan and Trust Corporations Act**

**Amends RSA 2000 cL-20**

**26(1) The *Loan and Trust Corporations Act* is amended by this section.**

**(2) Section 200(1)(i) is amended by striking out** “regional health authority under the *Regional Health Authorities Act*” **and substituting** “provincial health agency or regional health authority under the *Provincial Health Agencies Act*”.

(g) *employers who, under an agreement with a regional health authority or the Minister responsible for the Continuing Care Act, provide home and community care as defined in the Continuing Care Act, all the employees of those employers and the bargaining agents for those employees;*

(i) *employers whose primary operations are the provision of medical laboratory diagnostic services under a contract with a regional health authority, other than employers that are professional corporations within the meaning of the Health Professions Act, all the employees of those employers and the bargaining agents for those employees;*

(6) Section 96(1) presently reads in part:

*96(1) Subject to subsections (2), (3) and (4), this Division applies, notwithstanding any other provision of this Act, to*

(h) *employers who, under an agreement with a regional health authority or the Minister responsible for the Continuing Care Act, provide home and community care as defined in the Continuing Care Act and all the employees of those employers,*

(j) *employers whose primary operations are the provision of medical laboratory diagnostic services under a contract with a regional health authority, other than employers that are professional corporations within the meaning of the Health Professions Act, all the employees of those employers,*

## **Loan and Trust Corporations Act**

**26(1)** Amends chapter L-20 of the Revised Statutes of Alberta 2000.

(2) Section 200(1)(i) presently reads:

*200(1) For the purposes of this section, “commercial loan” means financing, including, without limitation, financing in the form of loans, leasing, letters of credit, guarantees and other prescribed instruments, but does not include the following:*

## **Local Authorities Capital Financing Act**

**Amends SA 2019 cL-20.8**

**27(1) The *Local Authorities Capital Financing Act* is amended by this section.**

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

- (a) in subclauses (i) and (ii) by adding “provincial health agency or” before “regional health authority”;**
- (b) by adding the following after subclause (ii):**
  - (ii.1) a provincial health agency under the *Provincial Health Agencies Act*,
- (c) in subclauses (iii) and (iv) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.**

## **Mandatory Testing and Disclosure Act**

**Amends SA 2006 cM-3.5**

**28(1) The *Mandatory Testing and Disclosure Act* is amended by this section.**

**(2) Section 8(1)(a) is amended by striking out “the medical officer of health for the health region where the source individual resides” and substituting “a medical officer of health”.**

- (i) *the making of loans to, or the acquisition of securities issued or guaranteed by, a university under the Post-secondary Learning Act, municipality, hospital board, regional health authority under the Regional Health Authorities Act or school board;*

### **Local Authorities Capital Financing Act**

**27(1)** Amends chapter L-20.8 of the Statutes of Alberta, 2019.

(2) Section 1(1)(b) presently reads:

*1(1) In this Act,*

(b) *“health authority” means*

- (i) *a non-profit corporation, other than a regional health authority, that owns an approved hospital under the Hospitals Act,*
- (ii) *a non-profit corporation, other than a regional health authority, that owns a mental health hospital under the Hospitals Act,*
- (iii) *a regional health authority under the Regional Health Authorities Act, or*
- (iv) *a provincial health board that is a corporation under the Regional Health Authorities Act;*

### **Mandatory Testing and Disclosure Act**

**28(1)** Amends chapter M-3.5 of the Statutes of Alberta, 2006.

(2) Section 8(1)(a) presently reads:

*8(1) On receiving a copy of a testing order and a copy of the physician’s report, the Chief Medical Officer of Health*

- (a) *must, as soon as reasonably possible, provide a copy of the testing order and a copy of the physician’s report to the*

## **Mental Health Act**

**Amends RSA 2000 cM-13**

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

**(2)** Sections 1(1)(c)(ii) and 17(1)(b) are amended by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”.

**(3)** Section 22(1.1)(a) and (b) are amended by striking out “regional health authority” and substituting “provincial health agency or regional health authority under the *Provincial Health Agencies Act*”.

**(4)** Section 49.1 is amended by striking out “regional health authority” and substituting “provincial health agency or regional health authority under the *Provincial Health Agencies Act*”.



*medical officer of health for the health region where the source individual resides, and*

## **Mental Health Act**

**29(1)** Amends chapter M-13 of the Revised Statutes of Alberta 2000.

(2) Sections 1(1)(c)(ii) and 17(1)(b) presently read:

*1(1) In this Act,*

(c) “board” means

(ii) *a provincial health board under the Regional Health Authorities Act, with respect to a hospital that is under the jurisdiction of such a board and is designated in whole or in part as a facility, or*

*17(1) In this section,*

(b) *“diagnostic and treatment centre” or “centre” means a place established by the Minister pursuant to section 49(1)(a) or (b) and includes a facility that is not an approved hospital under the Hospitals Act and a hospital under the jurisdiction of a provincial health board under the Regional Health Authorities Act;*

(3) Section 22(1.1) presently reads:

*(1.1) Despite subsection (1), the completion of a memorandum of transfer is not required for the transfer of a formal patient*

(a) *between 2 facilities operated by a single regional health authority, or*

(b) *between 2 facilities operated by a contracted service provider of a regional health authority.*

(4) Section 49.1 presently reads:

*49.1 On an annual basis and on any other basis or schedule specified by the Minister, a regional health authority shall provide the Minister with a written report*

### **Metis Settlements Act**

**Amends RSA 2000 cM-14**

**30(1) The *Metis Settlements Act* is amended by this section.**

**(2) Schedule 2 is amended by repealing section 1(2)(b) and substituting the following:**

- (b) securities of a city, a town, a village, a municipal district, a drainage district, an approved hospital under the *Hospitals Act*, a provincial health agency or a regional health authority under the *Provincial Health Agencies Act* in Alberta or of the board of trustees of a school division in Alberta;

### **Municipal Government Act**

**Amends RSA 2000 cM-26**

**31(1) The *Municipal Government Act* is amended by this section.**

**(2) Section 1(1)(m)(ii) is repealed and the following is substituted:**

- (ii) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*,

**(3) Section 250(2)(b) is repealed and the following is substituted:**

- (b) securities of a municipality, a school division, an approved hospital under the *Hospitals Act*, a provincial health agency or a regional health authority under the *Provincial Health Agencies Act* or a regional services commission in Alberta;

- (a) *assessing the completion, accuracy and use of admission certificates and renewal certificates, and*
- (b) *respecting any other matter under this Act, on the Minister's request.*

### **Metis Settlements Act**

**30(1)** Amends chapter M-14 of the Revised Statutes of Alberta 2000.

(2) Section 1(2)(b) of Schedule 2 presently reads:

*(2) The General Council or a settlement council may, in accordance with this Act, invest money in all or any of the following:*

- (b) *securities of a city, town, village, municipal district, drainage district, hospital district or health region under the Regional Health Authorities Act in Alberta or of the board of trustees of a school division in Alberta;*

### **Municipal Government Act**

**31(1)** Amends chapter M-26 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(m)(ii) presently reads:

*1(1) In this Act,*

*(m) "local authority" means*

- (ii) a regional health authority under the Regional Health Authorities Act,*

(3) Section 250(2)(b) presently reads:

*(2) A municipality may only invest its money in the following:*

- (b) *securities of a municipality, school division, hospital district, health region under the Regional Health Authorities Act or regional services commission in Alberta;*

**(4) Section 362(1)(g.1) is repealed and the following is substituted:**

(g.1) property used in connection with provincial health agency or regional health authority purposes and held by a provincial health agency or regional health authority under the *Provincial Health Agencies Act* that receives financial assistance from the Crown under any Act;

**(5) Section 392(4) is amended by striking out** “health region under the *Regional Health Authorities Act*” **and substituting** “provincial health agency or regional health authority under the *Provincial Health Agencies Act*”.

**(6) Section 596(1)(b) is amended by striking out** “*Regional Health Authorities Act*” **and substituting** “*Provincial Health Agencies Act*”.

## Ombudsman Act

Amends RSA 2000 cO-8

**32(1) The *Ombudsman Act* is amended by this section.**

**(2) Section 1 is amended**

(a) **in clause (b)(i.3) by adding** “provincial health agency or” **before** “regional health authority” **wherever it occurs;**

(b) **in clause (c)(i)(D) by striking out** “*Regional Health Authorities Act*” **and substituting** “*Provincial Health Agencies Act*”;

(4) Section 362(1)(g.1) presently reads:

*362(1) The following are exempt from taxation under this Division:*

*(g.1) property used in connection with health region purposes and held by a health region under the Regional Health Authorities Act that receives financial assistance from the Crown under any Act;*

(5) Section 392(4) presently reads:

*(4) If a municipality, school division or health region under the Regional Health Authorities Act is entitled to sign a petition under this Division, it may give notice to the council prior to or at the time the petition is presented to the council that its name and the assessment prepared for its land under Part 9 are not to be counted in determining the sufficiency of a petition under subsection (2), and the council must comply with the notice.*

(6) Section 596(1)(b) presently reads:

*596(1) The taxes and all other revenues collected on behalf of an improvement district may be expended under the direction of the Minister*

*(b) to pay requisitions made under the Education Act, the Hospitals Act and the Regional Health Authorities Act,*

### **Ombudsman Act**

**32(1)** Amends chapter O-8 of the Revised Statutes of Alberta 2000.

(2) Section 1 presently reads in part:

*1 In this Act,*

*(b) “administrative head”*

*(i.3) when used in reference to a health authority that is a regional health authority means*

*(A) a person designated by the regional health authority to act as the administrative head or chief executive officer of the regional health authority, or*

**(c) in clause (e.1)**

**(i) in subclause (ii) by striking out “*Regional Health Authorities Act*” and substituting “*Provincial Health Agencies Act*”;**

**(ii) by repealing subclause (iii) and substituting the following:**

(iii) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*;

### **Pharmacy and Drug Act**

**Amends RSA 2000 cP-13**

**33(1) The *Pharmacy and Drug Act* is amended by this section.**

**(2) Section 1(1)(j)(vii) is repealed and the following is substituted:**

(vii) a provincial health agency, regional health authority or provincial health board under the *Provincial Health Agencies Act*, or

**(3) Section 27(b) is repealed and the following is substituted:**

(b) must provide the information to each provincial health agency and regional health authority under the *Provincial Health Agencies Act*,

- (B) *the official administrator or a person designated by the official administrator to act as the administrative head or chief executive officer of the regional health authority,*
- (c) *“agency” means*
  - (i) *a Provincial agency as defined in section 1 of the Financial Administration Act, but not including*
  - (D) *a provincial health board under the Regional Health Authorities Act,*
- (e.1) *“health authority” means*
  - (ii) *a provincial health board established pursuant to regulations made under section 17(1)(a) of the Regional Health Authorities Act for the purpose of delivering health services, and*
  - (iii) *a regional health authority established under the Regional Health Authorities Act;*

### **Pharmacy and Drug Act**

**33(1)** Amends chapter P-13 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(j)(vii) presently reads:

*1(1) In this Act,*

- (j) *“institution pharmacy” means a pharmacy that is operated by*
- (vii) *a regional health authority or a provincial health board under the Regional Health Authorities Act, or*

(3) Section 27(b) presently reads:

*27 If an order is made pursuant to section 23 or 26, the registrar*

- (b) *must provide the information to the regional health authority of the health region where services are normally provided by the pharmacy,*

## **Public Health Act**

**Amends RSA 2000 cP-37**

**34(1) The *Public Health Act* is amended by this section.**

**(2) Section 1(1)(g), (s) and (kk) are amended by striking out “established under the *Regional Health Authorities Act*” and substituting “under the *Provincial Health Agencies Act*”.**

**(3) Sections 2(1), 8 and 58.1(c)(iv) are amended by striking out “*Regional Health Authorities Act*” wherever it occurs and substituting “*Provincial Health Agencies Act*”.**



## Public Health Act

**34(1)** Amends chapter P-37 of the Revised Statutes of Alberta 2000.

(2) Section 1(1) presently reads in part:

*1(1) In this Act,*

- (g) “community health nurse” means a registered nurse within the meaning of the Health Professions Act who has the qualifications set out in the regulations and who is employed or engaged by a regional health authority or a provincial health board established under the Regional Health Authorities Act or the Department to provide public health services;*
- (s) “health region” means a health region established under the Regional Health Authorities Act;*
- (kk) “regional health authority” means a regional health authority established under the Regional Health Authorities Act;*

(3) Sections 2(1), 8 and 58.1(c)(iv) presently read:

*2(1) Where a health unit is disestablished and the health unit is located in a health region under the Regional Health Authorities Act, then, subject to the regulations under subsection (2), for the purpose of administering this Act in that part of the health region that formerly constituted the health unit, the regional health authority has the power, authority and jurisdiction and is subject to the duties and obligations that the local board of the health unit had and was subject to.*

*8 The order disestablishing a health unit may contain any provisions the Lieutenant Governor in Council considers necessary*

- (a) to provide for the transfer of the assets and property of the local board of the health unit to a regional health authority under the Regional Health Authorities Act,*
- (b) to provide for the assumption of liabilities and obligations of the local board of the health unit by a regional health authority under the Regional Health Authorities Act, and*

**(4) Section 66.1(1)(h) is amended by striking out** “established under the *Regional Health Authorities Act*” **and substituting** “under the *Provincial Health Agencies Act*”.

#### **Public Inquiries Act**

**Amends RSA 2000 cP-39**

**35(1) The *Public Inquiries Act* is amended by this section.**

**(2) Section 7(2)(b)(ii.2) is amended by striking out** “*Regional Health Authorities Act*” **and substituting** “*Provincial Health Agencies Act*”.

#### **Public Sector Compensation Transparency Act**

**Amends SA 2015 cP-40.5**

**36(1) The *Public Sector Compensation Transparency Act* is amended by this section.**

**(2) Section 5(3)(b) is repealed and the following is substituted:**

- (b) a provincial health agency, regional health authority and subsidiary health corporation under the *Provincial Health Agencies Act*;

(c) *to facilitate the taking over of the affairs of the health unit by a regional health authority under the Regional Health Authorities Act.*

58.1(1) *In this Part,*

(c) *“public body” means*

(iv) *a provincial health board as defined in the Regional Health Authorities Act;*

(4) Section 66.1(1)(h) presently reads:

66.1(1) *No action for damages may be commenced against*

(h) *a provincial health board established under the Regional Health Authorities Act*

#### **Public Inquiries Act**

**35(1)** Amends chapter P-39 of the Revised Statutes of Alberta 2000.

(2) Section 7(2)(b)(ii.2) presently reads:

(2) *In this section,*

(b) *“public building” includes*

(ii.2) *a hospital under the jurisdiction of a provincial health board under the Regional Health Authorities Act,*

#### **Public Sector Compensation Transparency Act**

**36(1)** Amends chapter P-40.5 of the Statutes of Alberta, 2015.

(2) Section 5(3)(b) presently reads:

(3) *The Lieutenant Governor in Council may, by regulation, require the following health entities to disclose to the public and the Minister, in the form and manner determined by the Minister or under the regulations, information, documents and records, including health service providers' personal information, with*

### **Public Sector Employers Act**

**Amends SA 2019 cP-40.7**

**37(1)** The *Public Sector Employers Act* is amended by this section.

**(2)** Section 1(1)(a.2)(vi) is repealed and the following is substituted:

- (vi) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*;

### **Public Service Act**

**Amends RSA 2000 cP-42**

**38(1)** The *Public Service Act* is amended by this section.

**(2)** Section 25.1(1)(d) is amended by striking out “a regional health authority and a subsidiary health corporation under the *Regional Health Authorities Act*” and substituting “a provincial health agency, regional health authority and subsidiary health corporation under the *Provincial Health Agencies Act*”.

### **Public Utilities Act**

**Amends RSA 2000 cP-45**

**39(1)** The *Public Utilities Act* is amended by this section.

*respect to any funding received, payments made or benefits provided by that health entity in respect of publicly funded health services and in respect of health service providers:*

- (b) a regional health authority and a subsidiary health corporation under the Regional Health Authorities Act;*

### **Public Sector Employers Act**

**37(1)** Amends chapter P-40.7 of the Statutes of Alberta, 2019.

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

*1(1) In this Act,*

*(a.2) “employer” means any of the following entities or a subsidiary of the following entities:*

- (vi) a regional health authority established under the Regional Health Authorities Act;*

### **Public Service Act**

**38(1)** Amends chapter P-42 of the Revised Statutes of Alberta 2000.

(2) Section 25.1(1)(d) presently reads:

*25.1(1) In this Part,*

- (d) “provincial agency” means a Provincial agency as defined in the Financial Administration Act, and includes a management body within the meaning of the Alberta Housing Act and a regional health authority and a subsidiary health corporation under the Regional Health Authorities Act.*

### **Public Utilities Act**

**39(1)** Amends chapter P-45 of the Revised Statutes of Alberta 2000.

**(2) Section 1(d) is amended by striking out** “a health region under the *Regional Health Authorities Act*” **and substituting** “a provincial health agency or regional health authority under the *Provincial Health Agencies Act*”.

### **Regional Health Authorities Act**

**Amends RSA 2000 cR-10**

**40(1) The *Regional Health Authorities Act* is amended by this section.**

**(2) The title and chapter number of the Act are repealed and the following is substituted:**

### **PROVINCIAL HEALTH AGENCIES ACT** Chapter P-32.5

**(3) The preamble is repealed and the following is substituted:**

#### **Preamble**

WHEREAS Alberta’s health care system has evolved over the years, from multiple regional health authorities to a single regional health authority, the first such provincial health authority in Canada;

WHEREAS the Government of Alberta is committed to ensuring that the health care system continues to evolve in a way that reflects the changing health needs and priorities of Albertans;

WHEREAS the Government of Alberta believes that the most effective and efficient way of delivering health services to Albertans is through a unified health care system with sector-based provincial health agencies and a variety of health services providers, including Alberta Health Services and Covenant Health, that are partners in the health care system;

WHEREAS the Government of Alberta recognizes that successfully delivering integrated, efficient and high-quality health care depends on the seamless transition of patients and

(2) Section 1(d) presently reads:

*1 In this Act,*

*(d) “local authority” means a city, town, village, municipal district or Metis settlement, a school division, a comprehensive community college, a health region under the Regional Health Authorities Act, an irrigation district and a drainage district;*

### **Regional Health Authorities Act**

**40(1)** Amends chapter R-10 of the Revised Statutes of Alberta 2000.

(2) The title and chapter number of the Act presently read:

*REGIONAL HEALTH AUTHORITIES ACT  
Chapter R-10*

(3) The preamble presently reads:

*WHEREAS health care in Alberta has evolved since 1994, when multiple regional health authorities delivered health services, to its current state, with Alberta Health Services as Alberta’s single health authority and the first single provincial health authority in Canada;*

*WHEREAS, Covenant Health is Alberta’s largest provider of faith-based health services and a key strategic partner in Alberta’s integrated health system, and operates under Agreements with the Minister of Health and Alberta Health Services; and*

*WHEREAS the Government of Alberta believes that a single regional health authority is the most effective and efficient way to deliver health services to Albertans;*

their health information between provincial health agencies and health services providers; and

WHEREAS the Government of Alberta recognizes the importance of an integrated approach to the strategic and operational aspects of the health care system that sets out clear roles and responsibilities for Government, provincial health agencies and health services providers;

**(4) Section 1 is repealed and the following is substituted:**

**Definitions**

**1** In this Act,

- (a) “additional plan” means a plan required by a sector Minister under section 1.3(b);
- (b) “community health council” means a community health council referred to in section 10;
- (c) “existing health authority” means the board of an approved hospital as defined in the *Hospitals Act*;
- (d) “health plan” means the health plan of a provincial health agency or regional health authority required under section 9(2)(a) or (3)(a);
- (e) “health services delivery organization” means a person designated as a health services delivery organization by a sector Minister under section 1.97(1);
- (f) “health services sector” means a health services sector established under section 1.9(1) or by the Lieutenant Governor in Council under section 1.9(2)(a);
- (g) “operational plan” means the operational plan of a provincial health agency required under section 9(2)(b);
- (h) “oversight Minister” means the Minister determined under section 16 of the *Government Organization Act* as the Minister responsible for this Act;
- (i) “provincial health agency” means a provincial health agency established by a sector Minister under section 1.92(1);



(4) Section 1 presently reads:

*1 In this Act,*

- (a) “community health council” means a community health council referred to in section 10;*
- (b) “existing health authority” means*
  - (i) an existing non-regional health authority, and*
- (c) “existing non-regional health authority” means the board of any approved hospital;*
- (d) “Minister” means the Minister determined under section 16 of the Government Organization Act as the Minister responsible for this Act;*
- (e) “municipality” means a city, town, village, summer village, municipal district, improvement district or special area or a settlement area within the meaning of the Metis Settlements Act;*
- (f) “provincial health board” means a provincial health board established under section 17;*
- (g) “subsidiary health corporation” means a corporation that is a subsidiary of or is controlled by a regional health authority directly or indirectly through one or more intermediary corporations.*

- (j) “provincial health board” means a provincial health board established under section 17;
- (k) “regional health authority” means a regional health authority referred to in section 3;
- (l) “sector Minister” means, with respect to
  - (i) the acute care health services sector, the Minister responsible for the *Alberta Health Act*,
  - (ii) the primary care health services sector, the Minister responsible for the *Alberta Health Act*,
  - (iii) the continuing care health services sector, the Minister responsible for the *Continuing Care Act*,
  - (iv) the mental health and addiction health services sector, the Minister responsible for the *Mental Health Services Protection Act*,
  - (v) a health services sector established by the Lieutenant Governor in Council under section 1.9(2)(a), the Minister designated by the Lieutenant Governor in Council under section 1.9(2)(b),
  - (vi) a health region and the regional health authority for that health region, the Minister determined under section 16 of the *Government Organization Act* as the Minister responsible for this Act, and
  - (vii) a provincial health agency, the sector Minister responsible for the health services sector for which the provincial health agency was established;
- (m) “subsidiary health corporation” means a corporation that is a subsidiary of or is controlled by a provincial health agency or regional health authority directly or indirectly through one or more intermediary corporations;
- (n) “transitional order” means an order made under section 5.03 or 5.04.

**(5) The following is added after section 1:**

(5) Part 1 Oversight of Health Care System, Part 2 Provincial Health Agencies, Part 3 Transition to Provincial Health Agencies.

**Part 1**  
**Oversight of Health**  
**Care System**

**Division 1**  
**Strategic Direction**

**Strategic direction of health care system**

**1.1(1)** The oversight Minister is responsible for the strategic direction of the health care system in Alberta.

**(2)** For the purposes of subsection (1), the oversight Minister may

- (a) establish strategic goals and objectives for the health care system,
- (b) establish, implement and evaluate policies relating to the strategic direction of the health care system,
- (c) conduct capital planning, workforce planning and health system planning with respect to the health care system,
- (d) establish targets relating to the health care system that must be met by provincial health agencies, regional health authorities and health services delivery organizations,
- (e) establish performance measures to evaluate whether the strategic goals and objectives established under clause (a) and the targets established under clause (d) are being met,
- (f) determine the allocation to and use or disposition by provincial health agencies and regional health authorities of financial, physical and human resources,
- (g) require provincial health agencies and regional health authorities to provide information and records, and
- (h) do any other thing the oversight Minister considers necessary to carry out the oversight Minister's responsibilities for the strategic direction of the health care system.



**(3)** The oversight Minister shall not publish or make publicly available any policies established under subsection (2)(b) until the oversight Minister has consulted the sector Ministers responsible for the health services sectors or regional health authorities to which the policies apply.

**(4)** The oversight Minister shall not require a provincial health agency or regional health authority to provide information or records under subsection (2)(g) until the oversight Minister has consulted the sector Minister responsible for the provincial health agency or regional health authority.

**Strategic direction of health services sectors  
and regional health authorities**

**1.2(1)** The sector Minister responsible for a health services sector or regional health authority is responsible for the strategic direction of the health services sector or regional health authority.

**(2)** For the purposes of subsection (1), a sector Minister may

- (a) establish strategic goals and objectives for the health services sector or regional health authority,
- (b) establish, implement and evaluate policies relating to the strategic direction of the health services sector or regional health authority,
- (c) conduct capital planning, workforce planning and health system planning with respect to the health services sector or regional health authority,
- (d) establish targets relating to the delivery of health services
  - (i) in the health services sector that must be met by the provincial health agency and health services delivery organizations, or
  - (ii) by the regional health authority that must be met by the regional health authority,
- (e) establish performance measures to evaluate whether the strategic goals and objectives established under clause (a) and the targets established under clause (d) are being met,



- (f) determine the allocation, use and disposition of financial, physical and human resources within the provincial health agency or regional health authority, and
- (g) do any other thing the sector Minister considers necessary to carry out the sector Minister's responsibilities for the strategic direction of the health services sector or regional health authority.

**Sector Minister's powers re provincial health agency or regional health authority**

**1.3** For the purposes of carrying out the sector Minister's responsibilities under section 1.2, the sector Minister, with respect to the provincial health agency or regional health authority for which the sector Minister is responsible, may

- (a) determine the organizational structure and management functions of the provincial health agency or regional health authority, including
  - (i) specifying the composition and function of the departments, divisions, branches or units of the provincial health agency or regional health authority,
  - (ii) specifying the number and function of positions in the following categories:
    - (A) management personnel who report directly to one or more members of the provincial health agency or regional health authority;
    - (B) management personnel who report directly to the chief executive officer of the provincial health agency or regional health authority;
    - (C) management personnel who report directly to the management personnel referred to in paragraph (B),
  - (iii) determining the powers, duties, responsibilities and functions of the management personnel referred to in subclause (ii), and
  - (iv) determining the appropriate level of expenditure on administration and support services by the provincial health agency or regional health authority,





- (b) require the provincial health agency or regional health authority to prepare plans in addition to the health plan and operational plan,
- (c) review the policies established by the provincial health agency or regional health authority relating to its internal decision-making and delegation processes, and
- (d) establish committees for the purposes of providing advice and recommendations to the provincial health agency or regional health authority and appoint the members of those committees.

**Alignment with strategic direction**

**1.4** A sector Minister shall exercise the sector Minister's powers and carry out the sector Minister's duties, responsibilities and functions under this Act in accordance with the oversight Minister's strategic direction for the health care system, including anything done by the oversight Minister for the purposes of carrying out the oversight Minister's responsibility for the strategic direction of the health care system.

**Division 2  
Powers of Oversight Minister  
and Sector Ministers**

**Advisory councils**

**1.5** The oversight Minister, by order, may establish advisory councils for the purposes of providing advice and recommendations to the oversight Minister, sector Ministers or provincial health agencies with respect to any matters under this Act.

**Consultation**

**1.6** For the purposes of exercising powers and carrying out duties, responsibilities and functions under this Act, the oversight Minister or a sector Minister may consult with and seek the advice of any provincial health agency, regional health authority, health services delivery organization or other person or body that the oversight Minister or sector Minister considers appropriate.

**Agreements**

**1.7** For the purposes of exercising powers and carrying out duties, responsibilities and functions under this Act, the oversight Minister



or a sector Minister may enter into an agreement with a provincial health agency, regional health authority, health services delivery organization or other person.

**Power to delegate**

**1.8(1)** The oversight Minister may delegate to a provincial health agency or regional health authority, on any terms and conditions the oversight Minister considers appropriate, any of the oversight Minister's powers, duties, responsibilities or functions under this Act except the power to make a recommendation for the purposes of section 1.9(2).

**(2)** A sector Minister may delegate to the provincial health agency or regional health authority for which the sector Minister is responsible, on any terms and conditions the sector Minister considers appropriate, any of the sector Minister's powers, duties, responsibilities or functions under this Act except the power to establish a provincial health agency under section 1.92(1).

**(3)** A delegation under subsection (1) or (2) may include the power to subdelegate to a committee of the members of the provincial health agency or regional health authority or to any of the employees, officers or agents of the provincial health agency or regional health authority unless the power to subdelegate is limited in the delegation.

**(4)** A provincial health agency or regional health authority shall comply with any terms and conditions imposed on a delegation.

## **Part 2 Provincial Health Agencies**

**Health services sectors**

**1.9(1)** The following health services sectors are established:

- (a) acute care health services sector;
- (b) primary care health services sector;
- (c) continuing care health services sector;
- (d) mental health and addiction health services sector.



(2) The Lieutenant Governor in Council, on the recommendation of the oversight Minister, may

- (a) establish additional health services sectors, and
- (b) designate the Ministers responsible for those health services sectors.

**Types or classes of health services**

**1.91(1)** A sector Minister may decide which types or classes of health services are to be delivered in the health services sector for which the sector Minister is responsible.

(2) The sector Minister shall not make a decision under subsection (1) without consulting the oversight Minister.

**Establishment of provincial health agencies**

**1.92(1)** A sector Minister, by order, may establish a provincial health agency for the health services sector or sectors for which the sector Minister is responsible.

(2) An order made under subsection (1)

- (a) must specify the health services sector or sectors for which the provincial health agency is established, and
- (b) may specify which of the persons or bodies referred to in section 1.96(1) are to deliver health services in the health services sector or sectors.

(3) An order made under subsection (1) may be made retroactive to the extent set out in the order.

(4) The *Regulations Act* does not apply to an order made under subsection (1).

**Provincial health agency**

**1.93(1)** A provincial health agency is a corporation consisting of its members.

(2) The members of the provincial health agency shall be appointed or elected in accordance with the regulations in the number determined by the sector Minister.

(3) A provincial health agency may consist of one member.



(4) The sector Minister shall designate a member as chair and may designate a member as vice-chair.

(5) The members shall oversee the business and affairs of the provincial health agency.

(6) The sector Minister may determine the remuneration and expenses payable to the members.

**First members of provincial health agency**

**1.94(1)** Notwithstanding section 1.93(2), when a provincial health agency is established, the sector Minister may appoint the first members of the provincial health agency in the number determined by the sector Minister.

(2) A first member holds office until the first member's successor is appointed or elected in accordance with the regulations.

**Responsibilities of provincial health agencies**

**1.95(1)** Subject to this Act and the regulations, a provincial health agency is responsible for the delivery of health services and the oversight and coordination of the delivery of health services in the health services sector or sectors for which it was established.

(2) For the purposes of subsection (1), a provincial health agency shall

- (a) deliver health services or arrange for the delivery of health services in accordance with section 1.96,
- (b) oversee the delivery of health services by the parties with whom the provincial health agency has entered into agreements to deliver health services and ensure the accountability of those parties,
- (c) monitor and evaluate the delivery of health services in the health services sector,
- (d) implement the provincial health agency's approved health plan, approved operational plan and approved additional plans,
- (e) establish priorities relating to the delivery of health services in the health services sector and regularly assess and modify those priorities,





- (f) ensure that health services are delivered in the health services sector in a manner that is responsive to the needs of individuals and communities and supports the integration of health services,
- (g) work with the oversight Minister, sector Ministers, other provincial health agencies, regional health authorities, health services delivery organizations and other health services providers to coordinate the delivery of health services within the health services sector and across health services sectors,
- (h) ensure that the transfer of patients and the responsibility for their care within the health services sector and between health services sectors is integrated, efficient and safe,
- (i) consult regularly with the oversight Minister, sector Ministers, other provincial health agencies, regional health authorities and other persons and bodies with respect to issues relating to health services and the delivery of health services within the health services sector and across health services sectors,
- (j) support reasonable access to quality health services in the health services sector,
- (k) assess the health needs of the population related to the health services sector on an ongoing basis,
- (l) promote and protect the health of the population and work toward the prevention of disease and injury related to the health services sector,
- (m) exercise any powers and carry out any duties, responsibilities or functions delegated to the provincial health agency by the oversight Minister or sector Minister under section 1.8, and
- (n) do any other thing required by the oversight Minister, the sector Minister or the regulations.

**Delivery of health services**

**1.96(1)** Health services must be delivered in a health services sector by one or more of the following:



- (a) the provincial health agency;
- (b) health services delivery organizations;
- (c) other health services providers;
- (d) regional health authorities;
- (e) the sector Minister;
- (f) the oversight Minister.

**(2)** A provincial health agency that arranges for the delivery of health services by a person referred to in subsection (1)(b), (c) or (d) shall enter into an agreement with the person for those purposes.

**(3)** Where no provincial health agency has been established for a health services sector, the sector Minister shall deliver or arrange for the delivery of health services in the health services sector.

**Health services delivery organizations**

**1.97(1)** A sector Minister may designate a person as a health services delivery organization in accordance with the regulations if

- (a) the person has entered into an agreement with the provincial health agency or the sector Minister to deliver health services in the health services sector for which the sector Minister is responsible,
- (b) the person is not
  - (i) an individual, or
  - (ii) a professional corporation as defined in the *Health Professions Act*,

and

- (c) the sector Minister is satisfied that the requirements set out in the regulations have been met.

**(2)** A health services delivery organization shall, with respect to a health services sector in which it delivers health services,



- (a) deliver health services and conduct its activities and affairs in relation to the delivery of health services in accordance with
  - (i) the sector Minister's strategic direction for the health services sector, including anything done by the sector Minister for the purposes of carrying out the sector Minister's responsibility for the strategic direction of the health services sector,
  - (ii) the approved health plan and approved operational plan of the provincial health agency, and
  - (iii) the agreement to deliver health services entered into by the health services delivery organization with the provincial health agency or sector Minister,
- (b) work with the provincial health agency, other health services delivery organizations and other health services providers to ensure that health services in the health services sector are delivered in a coordinated and integrated manner,
- (c) cooperate with the sector Minister and the provincial health agency to achieve the strategic goals and objectives established by the sector Minister for the health services sector under section 1.2(2)(a),
- (d) meet the targets established by the sector Minister under section 1.2(2)(d)(i) with respect to health services delivery organizations, and
- (e) do any other thing required by the sector Minister, provincial health agency or the regulations.

**(3)** The sector Minister may authorize a health services delivery organization to deliver health services otherwise than in accordance with the approved health plan or approved operational plan of a provincial health agency if the sector Minister considers that it is in the public interest to do so.

**(4)** Nothing in this Act precludes a health services delivery organization affiliated with a religion from delivering health services under an agreement with a provincial health agency or the sector Minister in a manner that is consistent with the fundamental principles of the religion.



### **Part 3 Transition to Provincial Health Agencies**

#### **Interpretation**

**1.98(1)** This Part applies in respect of

- (a) a health region that is in existence on the coming into force of this section, and
- (b) the regional health authority that administers the health region.

**(2)** Notwithstanding section 2, no health region shall be established on or after the coming into force of this section.

**(3)** In sections 2 and 4, “Minister” means the Minister determined under section 16 of the *Government Organization Act* as the Minister responsible for this Act as it read immediately before the coming into force of this section.

#### **Division 1 Regional Health Authorities**

**(6)** Section 2(3), (4) and (5) are repealed.

**(7)** Section 3(2) is amended by striking out “provided for under the regulations” and substituting “determined by the Minister”.



(6) Section 2 presently reads in part:

*(3) Where the Minister amends or rescinds an order under subsection (1), the order shall contain any provisions the Minister considers are necessary to protect the interests of creditors and debenture holders and, in the case of a rescinding order, to otherwise provide for the winding-up of the affairs of the health region, subject to the regulations.*

*(4) All the powers conferred on the regional health authority are, to the extent necessary for that purpose, transferred to and vested in the person appointed to wind up the affairs of the health region.*

*(5) The Minister may from time to time give any directions the Minister considers proper concerning the winding-up of the affairs of a disestablished health region.*

(7) Section 3(2) presently reads:

*(2) A regional health authority shall consist of the number of persons provided for under the regulations who are appointed or elected in accordance with the regulations.*

**(8) Section 5 is amended**

**(a) in subsection (1)**

- (i) by striking out** “and any applicable accountability framework established under section 8.1”;
- (ii) in clause (a) by striking out** “provision” **and substituting** “delivery”;
- (iii) in clause (b) by striking out** “provide” **and substituting** “deliver”;

**(b) in subsection (2)**

- (i) by repealing clause (c);**
- (ii) by repealing clause (d) and substituting the following:**
  - (d) support reasonable access to quality health services in the health region, and
- (iii) in clause (e) by striking out** “provision” **and substituting** “delivery”.

**(9) The following is added after section 5:**

**Division 2  
Winding Up and Dissolution of  
Regional Health Authorities**

**Definitions**

**5.01** In this Division,

- (a) “agreement” includes an agreement, contract, instrument or other written or oral arrangement or commitment;
- (b) “successor” means
  - (i) one or more provincial health agencies,
  - (ii) one or more sector Ministers, and
  - (iii) the oversight Minister.

(8) Section 5 presently reads in part:

*5(1) Subject to this Act and the regulations, a regional health authority shall, in accordance with subsection (2) and any applicable accountability framework established under section 8.1,*

*(a) plan for the provision of health services in the health region, and*

*(b) provide health services in the health region.*

*(2) Subject to this Act and the regulations, in carrying out its responsibilities under subsection (1), a regional health authority shall*

*(c) determine priorities in the provision of health services in the health region and allocate resources accordingly,*

*(d) ensure that reasonable access to quality health services is provided in and through the health region, and*

*(e) promote the provision of health services in a manner that is responsive to the needs of individuals and communities and supports the integration of services and facilities in the health region.*

(9) Division 2 Winding Up and Dissolution of Regional Health Authorities; Division 3 Transfer of Regional Health Authority Employees; Division 4 Labour Relations.

### **Winding up and dissolution**

**5.02(1)** The oversight Minister may order that the affairs of a regional health authority be wound up.

(2) The affairs of a regional health authority must be wound up in accordance with this Division.

(3) When the oversight Minister is satisfied that the affairs of the regional health authority have been wound up, the oversight Minister, by order, may

- (a) terminate the appointment of
  - (i) the members of the regional health authority, or
  - (ii) the official administrator, if one was appointed under section 11,
- and
- (b) dissolve the regional health authority.

### **Winding up orders**

**5.03(1)** For the purposes of winding up the affairs of a regional health authority, the oversight Minister may make orders

- (a) providing for the transfer to one or more successors of any powers, duties, responsibilities or functions of the regional health authority,
- (b) providing for the transfer to one or more successors of any property or assets of the regional health authority,
- (c) providing for the transfer to one or more successors of any liabilities or obligations of the regional health authority,
- (d) assigning or transferring to one or more successors any rights, benefits, obligations or responsibilities under any agreements to which the regional health authority is a party other than employment contracts, collective agreements or agreements relating to collective agreements,
- (e) transferring to one or more successors the custody and control of any records of the regional health authority,



- (f) determining by or against which successor or successors any civil, criminal or administrative actions or proceedings pending by or against the regional health authority are to be continued,
  - (g) providing that any existing causes of action, claims or liabilities to prosecution of, by or against the regional health authority are unaffected and determining by or against which successor or successors they may be continued,
  - (h) determining in favour of or against which successor or successors any rulings, orders or judgments in favour of or against the regional health authority are to be enforced,
  - (i) authorizing the collection, use and disclosure by the regional health authority or a successor or successors of
    - (i) personal information as defined in the *Freedom of Information and Protection of Privacy Act*, or
    - (ii) health information, as defined in the *Health Information Act*, including individually identifying health information within the meaning of the *Health Information Act*,
  - (j) providing for the protection of the interests of the creditors and debenture holders of the regional health authority,
  - (k) requiring the regional health authority to amend or repeal the bylaws of the regional health authority and specifying the manner in which the bylaws are to be amended, and
  - (l) providing for any other matters the oversight Minister considers necessary.
- (2) An order made under subsection (1) may provide that
- (a) an order made under this Act, or
  - (b) a direction given under section 8 as it read immediately before the coming into force of this section

that was in force immediately before the coming into force of this section is continued and applies to a successor to the extent set out in the order made under subsection (1).



(3) An order made under subsection (1) may be made retroactive to the extent set out in the order.

(4) The *Regulations Act* does not apply to an order made under this section.

**Orders for transfers between successors**

**5.04(1)** After making an order under section 5.03, the oversight Minister, for the purposes of winding up the affairs of a regional health authority, may make further orders

- (a) providing for the transfer to another successor or successors of any powers, duties, responsibilities or functions previously transferred by an order made under section 5.03(1)(a),
- (b) providing for the transfer to another successor or successors of any property or assets previously transferred by an order made under section 5.03(1)(b),
- (c) providing for the transfer to another successor or successors of any liabilities or obligations previously transferred by an order made under section 5.03(1)(c),
- (d) assigning or transferring to another successor or successors any rights, benefits, obligations or responsibilities under any agreements previously assigned or transferred by an order made under section 5.03(1)(d),
- (e) transferring to another successor or successors the custody and control of any records of the regional health authority previously transferred by an order made under section 5.03(1)(e),
- (f) determining that any civil, criminal or administrative actions or proceedings previously continued under an order made under section 5.03(1)(f) are to be continued by or against another successor or successors,
- (g) determining that any existing causes of action, claims or liabilities to prosecution previously continued by an order made under section 5.03(1)(g) are to be continued by or against another successor or successors,





- (h) determining that any rulings, orders or judgments are to be enforced in favour of or against a successor or successors other than or in addition to a successor or successors referred to in an order made under section 5.03(1)(h),
- (i) authorizing the collection, use and disclosure by a successor or successors of any information referred to in section 5.03(1)(i) that was previously collected, used or disclosed by a successor or successors,
- (j) providing for the protection of the interests of creditors and debenture holders where any obligations or liabilities of the regional health authority that were previously transferred by an order made under section 5.03(1)(c) are transferred to another successor or successors by an order made under clause (c), and
- (k) requiring a successor to amend or repeal the bylaws of the successor and specifying the manner in which the bylaws are to be amended.

(2) An order made under subsection (1) may be made retroactive to the extent set out in the order.

(3) The *Regulations Act* does not apply to an order made under this section.

#### **Directions**

**5.05** The oversight Minister may from time to time give any directions the oversight Minister considers appropriate with respect to the winding up of the affairs of a regional health authority.

#### **Appointment of person to carry out winding up activities**

**5.06(1)** The oversight Minister may appoint a person in a transitional order to carry out some or all of the activities set out in the order.

(2) The oversight Minister may give directions under section 5.05 requiring a person appointed under subsection (1) to carry out some or all of the activities set out in the direction.

(3) A person appointed under subsection (1) shall carry out the activities set out in the order or direction in accordance with

- (a) the order or direction,



- (b) any other relevant transitional orders, and
- (c) any other relevant directions given under section 5.05.

(4) Subject to the order, all powers conferred on the regional health authority, with respect to an order made under section 5.03, or on a successor, with respect to an order made under section 5.04, are transferred to and vested in the person to the extent necessary to carry out the activities.

#### **Assignment or transfer of agreements**

**5.07(1)** Where any rights, benefits, obligations or responsibilities under an agreement are assigned or transferred to a successor by a transitional order, the agreement continues to have full effect as an agreement of the successor with respect to those rights, benefits, obligations and responsibilities.

(2) An assignment or transfer under subsection (1) is valid notwithstanding a provision in the agreement that

- (a) prohibits the assignment or transfer of the agreement or of any rights, benefits, obligations or responsibilities under the agreement, or
- (b) requires the consent of or notice to a party or parties to the agreement to the assignment or transfer.

(3) Notwithstanding any provision in an agreement to the contrary, neither of the following give rise to any legal or equitable right, remedy or penalty under the agreement:

- (a) the assignment or transfer of any rights, benefits, obligations or responsibilities under the agreement;
- (b) anything done under a transitional order or a direction made under section 5.05.

#### **Transitional — delivery of health services**

**5.08(1)** During the period in which a regional health authority is being wound up,

- (a) sections 1.95 and 1.96(1) do not apply to a provincial health agency with respect to any health services in the health services sector that have not been transferred to the provincial health agency by a transitional order, and



- (b) section 5 does not apply to a regional health authority with respect to any health services that have been transferred from the regional health authority by a transitional order.

(2) Section 1.96(2) does not apply in respect of any health services that a regional health authority was responsible for delivering immediately before the coming into force of this section until the responsibility for delivering those health services is transferred by an order made under section 5.03.

### **Division 3 Transfer of Regional Health Authority Employees**

#### **Definitions**

**5.09(1)** In this Division,

- (a) “employee” means an employee of a regional health authority, whether represented by a bargaining agent or not;
- (b) “transfer order” means an order made under section 5.091(1);
- (c) “transitional period” means the period ending 2 years after the date on which this section comes into force.

(2) For greater certainty, a reference in this Division to an employment contract does not include a collective agreement or any agreement relating to a collective agreement.

#### **Transfer of employees**

**5.091(1)** Subject to subsection (5) and notwithstanding the terms of any employment contract, the oversight Minister, by order, may transfer employees or classes of employees to a provincial health agency.

(2) A transfer order must

- (a) specify the provincial health agency to which the employees are being transferred,
- (b) specify the employees or classes of employees to be transferred, and
- (c) set the date on which the transfer is to take effect.



(3) On the date referred to in subsection (2)(c), all employees specified in the transfer order become employees of the provincial health agency to which they have been transferred.

(4) The employment of an employee specified in a transfer order is deemed to be continuous and uninterrupted.

(5) The oversight Minister may make a transfer order only during the transitional period.

**Publication of transfer orders**

**5.092(1)** Subject to subsection (2), the oversight Minister may publish a transfer order or otherwise make a transfer order publicly available.

(2) A transfer order published or made publicly available must not include the name of any employee specified in the transfer order.

**No entitlement to severance**

**5.093** Notwithstanding the *Employment Standards Code* or any other enactment or the terms of any employment contract, no employee specified in a transfer order is entitled to severance pay, termination pay or other compensation as a result of

- (a) the employee being specified in the transfer order if the position with the provincial health agency to which the employee is proposed to be transferred is substantially the same as the employee's position with the regional health authority, or
- (b) the transfer of the employee if the position with the provincial health agency to which the employee is transferred is substantially the same as the employee's position with the regional health authority.

**Division 4  
Labour Relations**

**Interpretation**

**5.094(1)** In this Division,

- (a) "functional group" means a functional group described in section 2(1)(a) to (e) of the *Regional Health Authority Collective Bargaining Regulation* (AR 80/2003);





- (b) “initial bargaining agent” means the certified bargaining agent for the employees in an initial bargaining unit;
- (c) “initial bargaining unit” means a bargaining unit of the employees of an initial employer who are employed in a functional group;
- (d) “initial collective agreement” means a collective agreement between an initial bargaining agent and an initial employer that is in force immediately before the initial transfer date;
- (e) “initial employer” means a regional health authority;
- (f) “initial transfer date” means the date on which employees in an initial bargaining unit are first transferred to a successor employer by a transfer order;
- (g) “successor bargaining agent” means a bargaining agent for the employees in a successor bargaining unit;
- (h) “successor bargaining unit” means a bargaining unit of the employees of a successor employer who are employed in the same functional group as the employees in an initial bargaining unit;
- (i) “successor collective agreement” means a collective agreement between a successor bargaining agent and a successor employer continued in force under section 5.098(1);
- (j) “successor employer” means a provincial health agency;
- (k) “transfer order” means an order made under section 5.091(1);
- (l) “transitional period” means the period ending 2 years after the date on which this section comes into force.

**(2)** Words and expressions defined in the *Labour Relations Code* and not defined in this Division but used in this Division have the same meaning as in the *Labour Relations Code* unless the context provides otherwise.

**Application of Division and Labour Relations Code**

**5.095(1)** This Division applies only during the transitional period.



(2) Subject to subsection (4), the *Labour Relations Code* applies during the transitional period, but where there is a conflict or inconsistency between this Division and the *Labour Relations Code*, this Division prevails.

(3) For the purposes of the *Labour Relations Code*,

- (a) a successor bargaining agent granted a certificate under section 5.097(2) is a certified bargaining agent within the meaning of the *Labour Relations Code*,
- (b) a successor bargaining unit is a unit or bargaining unit within the meaning of the *Labour Relations Code*, and
- (c) a successor collective agreement is a collective agreement within the meaning of the *Labour Relations Code*.

(4) Divisions 5 to 9 of Part 2 of the *Labour Relations Code* do not apply during the transitional period to

- (a) an initial employer, initial bargaining agent, initial bargaining unit, the employees in an initial bargaining unit or an initial collective agreement with respect to the matters to which this Division applies, or
- (b) a successor employer, successor bargaining agent, successor bargaining unit, the employees in a successor bargaining unit or a successor collective agreement.

#### **Successor bargaining units**

**5.096** A successor bargaining unit is established on the initial transfer date.

#### **Successor bargaining agents**

**5.097(1)** An initial bargaining agent is deemed to be the successor bargaining agent for the employees in a successor bargaining unit.

(2) The Board shall grant a certificate to a successor bargaining agent naming the successor employer and describing the bargaining unit in respect of which the successor bargaining agent is certified as the bargaining agent.

(3) A successor bargaining agent has exclusive authority to bargain collectively on behalf of the successor employees in the successor bargaining unit and to bind them by a collective agreement.



(4) A certificate granted under subsection (2) is deemed to have been granted on the initial transfer date.

#### **Successor collective agreements**

**5.098(1)** On the initial transfer date, the initial collective agreement in respect of the employees in an initial bargaining unit is continued in force as a successor collective agreement in respect of the employees in the successor bargaining unit.

(2) A successor collective agreement binds the successor employer, successor bargaining agent and employees in the successor bargaining unit as if the collective agreement had been signed by the successor employer and successor bargaining agent.

(3) A notice to commence collective bargaining served under section 59 of the *Labour Relations Code* by an initial employer or initial bargaining agent is deemed to have been served by the successor employer or successor bargaining agent if, immediately before the initial transfer date,

- (a) the initial employer and initial bargaining agent have not entered into a new collective agreement, and
- (b) a lawful strike or lawful lockout has not commenced.

#### **Initial entities continue**

**5.099(1)** An initial bargaining unit continues as the bargaining unit for the employees in the initial bargaining unit who have not yet been transferred to a successor employer.

(2) An initial bargaining agent continues as the bargaining agent for the employees in an initial bargaining unit who have not yet been transferred to a successor employer.

(3) An initial collective agreement continues in force with respect to an initial employer, initial bargaining agent and the employees represented by the initial bargaining agent who have not yet been transferred to a successor employer.

(4) For greater certainty, the *Labour Relations Code* continues to apply with respect to an initial collective agreement.

#### **Existing matters under Labour Relations Code**

**5.0991(1)** In this section,



- (a) “employee transfer date” means, with respect to a specific employee or class of employees in an initial bargaining unit, the date on which the employee or class of employees is transferred to a successor employer by a transfer order;
- (b) “labour relations matter” means
  - (i) an application, complaint or reference to the Board,
  - (ii) a proceeding or other action before the Board,
  - (iii) an action taken by the Board or an officer under section 13 of the *Labour Relations Code*,
  - (iv) an arbitration before an arbitrator or arbitration board under Division 22 of Part 2 of the *Labour Relations Code*, or
  - (v) a grievance or difference arising under a collective agreement.

**(2)** Where a labour relations matter relating to a specific employee or class of employees has not been concluded, disposed of or resolved before the employee transfer date,

- (a) the labour relations matter is continued on the employee transfer date,
- (b) the successor employer replaces the initial employer as a party, and
- (c) the successor bargaining agent replaces the initial bargaining agent as a party.

**(3)** Where a labour relations matter other than one referred to in subsection (2) has not been concluded, disposed of or resolved before the initial transfer date,

- (a) the labour relations matter is continued on the initial transfer date,
- (b) with respect to a labour relations matter other than one referred to in subsection (1)(b)(iv) or (v), the Board may declare whether
  - (i) the initial employer or initial bargaining agent continue as parties to the labour relations matter, and





- (ii) the successor employer or successor bargaining agent are to replace any parties or are to be added as parties to the labour relations matter,

and

- (c) with respect to a labour relations matter referred to in subsection (1)(b)(iv) or (v), the arbitrator or arbitration board may declare whether
  - (i) the initial employer or initial bargaining agent continue as parties to the labour relations matter, and
  - (ii) the successor employer or successor bargaining agent are to replace any parties or are to be added as parties to the labour relations matter.

**(4)** Any directive or order of the Board or any arbitration award that binds an initial employer, initial bargaining agent or employee in an initial bargaining unit binds the successor employer, successor bargaining agent or employee in the successor bargaining unit, respectively.

**Powers of Board**

**5.0992** The Board may exercise its powers under section 12 of the *Labour Relations Code* with respect to any matters relating to the interpretation or application of this Division.

**(10)** The following heading is added before section 5.1:

**Part 4  
Governance and Operation  
of the Health Care System**

**(11)** Section 5.1 is repealed and the following is substituted:

**Agreements to carry out responsibilities**

**5.1(1)** Subject to the regulations, if a provincial health agency or regional health authority enters into an agreement with a person for the purposes of carrying out its responsibilities under section 1.95 or 5, respectively, the agreement must

- (a) be in writing,

(10) Part 4 Governance and Operation of the Health Care System.

(11) Section 5.1 presently reads:

*5.1(1) Subject to the regulations, if a regional health authority enters into an agreement with a person for the purposes of carrying out the regional health authority's responsibility under section 5(1) to plan for the provision of or to provide health services in a health region, the agreement must*

- (b) conform with any accountability framework established under section 8.1 that applies to the provincial health agency or regional health authority, as amended from time to time, and
- (c) subject to subsection (2), conform with any directives that must be followed by
  - (i) the provincial health agency or regional health authority, and
  - (ii) any subsidiary health corporation or health services delivery organization that is a party to the agreement.

(2) A provincial health agency or regional health authority that enters into an agreement referred to in subsection (1) is not absolved from carrying out its responsibilities under this Act in respect of the subject-matter of the agreement.

(3) The sector Minister may direct a provincial health agency or regional health authority to terminate an agreement if the sector Minister is of the opinion that it fails to meet any of the requirements set out in subsection (1).

(4) Subsection (1)(c) applies only in respect of agreements entered into by a provincial health agency or regional health authority on or after the coming into force of this section.

**(12) Section 6 is repealed and the following is substituted:**

**Powers of provincial health agency  
or regional health authority**

**6(1)** Subject to this Act and the regulations, a provincial health agency or regional health authority has the rights, powers and privileges of a natural person.

(2) A provincial health agency or regional health authority may delegate, unless the power to delegate is limited in the regulations, any powers, duties, responsibilities or functions conferred or imposed on it under this or any other Act to

- (a) a committee of the members of the provincial health agency or regional health authority,

*(a) be in writing, and*

*(b) conform with any accountability framework established under section 8.1 that is applicable to the regional health authority, as amended from time to time.*

*(2) A regional health authority that enters into an agreement with a person for the purposes of carrying out its responsibility under section 5(1) to plan for the provision of or to provide health services in a health region is not absolved from carrying out its responsibilities under this Act in respect of the subject-matter of the agreement.*

(12) Section 6 presently reads:

*6(1) Subject to this Act and the regulations, a regional health authority has the rights, powers and privileges of a natural person.*

*(2) Unless the power to delegate is limited in the regulations, a regional health authority may delegate any power or duty conferred or imposed on it under this or any other Act to a committee of the regional health authority, to any of its employees, officers or agents or to a community health council.*

- (b) any of the employees, officers or agents of the provincial health agency or regional health authority, or
- (c) a community health council of the provincial health agency or regional health authority.

**Alignment with strategic direction**

**6.1** A provincial health agency or regional health authority shall exercise its powers and carry out its duties, responsibilities and functions under this Act in accordance with the following:

- (a) the oversight Minister's strategic direction for the health care system, including anything done by the oversight Minister for the purposes of carrying out the oversight Minister's responsibility for the strategic direction of the health care system;
- (b) the sector Minister's strategic direction for the health services sector, including anything done by the sector Minister for the purposes of carrying out the sector Minister's responsibility for the strategic direction of the health services sector;
- (c) any orders or directions that have been continued by an order made under section 5.03;
- (d) any directives issued by the oversight Minister or sector Minister under section 8;
- (e) any applicable accountability framework established under section 8.1;
- (f) the approved health plan of the provincial health agency or regional health authority;
- (g) the approved operational plan of the provincial health agency;
- (h) any approved additional plans of the provincial health agency or regional health authority.

**Crown agent**

**6.2(1)** A provincial health agency or regional health authority is for all purposes an agent of the Crown in right of Alberta.



(2) An action or other legal proceeding in respect of a right or obligation acquired or incurred by a provincial health agency or regional health authority on behalf of the Crown in right of Alberta, whether in the name of the provincial health agency or regional health authority or in the name of the Crown in right of Alberta, may be brought by or taken against the provincial health agency or regional health authority in the name of the provincial health agency or regional health authority.

**(13) Section 7 is amended**

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

**Bylaws**

**7(1)** A provincial health agency or regional health authority shall make bylaws governing conflict of interest in respect of members, agents, officers and employees of the provincial health agency or regional health authority.

(b) **in subsection (2) by adding “sector” before “Minister”.**

**(14) Section 8 is repealed and the following is substituted:**

**Directives**

**8** The oversight Minister or a sector Minister may issue directives that must be followed by

- (a) a provincial health agency or the members of a provincial health agency,
- (b) a regional health authority or the members of a regional health authority,
- (c) a subsidiary health corporation or the board of a subsidiary health corporation, or
- (d) a health services delivery organization or the board of a health services delivery organization

in exercising the powers or carrying out the duties, responsibilities or functions under this Act and the regulations.



(13) Section 7 presently reads:

*7(1) A regional health authority shall make bylaws governing conflict of interest in respect of members of the authority, agents of the authority and senior officers and employees of the authority.*

*(2) Bylaws under subsection (1) have no effect until they are approved in writing by the Minister.*

(14) Section 8 presently reads:

*8 The Minister may give directions to a regional health authority for the purpose of*

*(a) providing priorities and guidelines for it to follow in the exercise of its powers, and*

*(b) co-ordinating the work of the regional health authority with the programs, policies and work of the Government and public and private institutions in the provision of health services in order to achieve the best health outcome and to avoid duplication of effort and expense.*

**(15) Section 8.1 is repealed and the following is substituted:**

**Accountability framework**

**8.1** A sector Minister, by order, may

- (a) establish an accountability framework in respect of one or more provincial health agencies or regional health authorities for which the sector Minister is responsible, and
- (b) establish reporting requirements in respect of the accountability framework that apply to one or more of the provincial health agencies or regional health authorities referred to in clause (a).

**(16) Section 9 is repealed and the following is substituted:**

**Plans**

**9(1)** In this section and sections 9.01 to 9.04, “plan” means a health plan, an operational plan and an additional plan.

**(2)** A provincial health agency shall prepare the following plans:

- (a) a health plan;
- (b) an operational plan;
- (c) any additional plans required by the sector Minister.

**(3)** A regional health authority shall prepare the following plans:

- (a) a health plan;
- (b) any additional plans required by the sector Minister.

**(4)** A plan referred to in subsection (2) or (3) must be submitted to the sector Minister within the time specified by the sector Minister.

**(5)** The sector Minister may extend the time for submitting a plan on the request of a provincial health agency or regional health authority.

**(6)** A plan must be in the form required by the sector Minister.

(15) Section 8.1 presently reads:

*8.1 The Minister may by order*

- (a) establish an accountability framework in respect of a regional health authority or regional health authorities, and*
- (b) establish reporting requirements applicable to a regional health authority or regional health authorities in respect of an accountability framework.*

(16) Section 9 presently reads:

*9(1) When a health region is established, the regional health authority shall within the time specified by the Minister prepare and submit to the Minister a proposal for a health plan for the region.*

*(2) The Minister may on the request of a regional health authority extend the time for submitting a proposal for a health plan.*

*(3) In the course of preparing a proposal for a health plan, the regional health authority shall consult with any persons and bodies that are appropriate.*

*(4) A proposal for a health plan must contain*

- (a) a statement of how the regional health authority proposes to carry out its responsibilities under section 5 and to measure its performance in the carrying out of those responsibilities,*
- (b) provisions for the establishment of one or more community health councils,*
- (c) provisions setting out the role of the community health councils and their relationship to the regional health authority including, in particular, a statement as to whether the community health council is to*
  - (i) act in an advisory capacity to the regional health authority as to the provision of health services in the health region or a part of it,*

### **Health plans**

**9.01(1)** Where a provincial health agency is established, the provincial health agency shall prepare and submit a separate health plan with respect to each health services sector for which the provincial health agency was established.

(2) Where a health region is established, a regional health authority shall prepare and submit a health plan for the health region.

(3) In preparing a health plan, a provincial health agency or regional health authority shall consult with the oversight Minister, sector Ministers, provincial health agencies, regional health authorities and any other persons or bodies that the provincial health agency or regional health authority considers necessary to ensure that the health plan is coordinated with the health plans of other provincial health agencies and regional health authorities.

(4) A health plan submitted by a provincial health agency with respect to a health services sector must contain the following:

- (a) a statement as to how the provincial health agency proposes to
  - (i) carry out its responsibilities under section 1.95 with respect to the health services sector, and
  - (ii) measure its performance in carrying out those responsibilities;
- (b) where the provincial health agency intends to establish one or more community health councils,
  - (i) provisions for the establishment of the community health councils, and
  - (ii) provisions setting out the role of each community health council and its relationship to the provincial health agency, including a statement as to whether the community health council is to do one or both of the following:

- (ii) enter into agreements with the regional health authority,  
or*
  - (iii) do both (i) and (ii),*
  - (d) information respecting the health services to be provided,  
and the anticipated cost of providing those health services,  
and*
  - (e) any other information required in the regulations or by the  
Minister in a notice in writing to the regional health  
authority.*
- (5) When a proposal for a health plan is submitted to the Minister,  
the Minister may*
- (a) approve the proposal as submitted,*
  - (b) amend the proposal and approve it as amended, or*
  - (c) refer the proposal back to the regional health authority with  
directions to the regional health authority to take any further  
action the Minister considers appropriate.*
- (6) A proposal for a health plan that is referred back to a regional  
health authority under subsection (5)(c) must be resubmitted to the  
Minister as directed by the Minister, and when it is resubmitted  
subsection (5) applies.*
- (7) A regional health authority*
- (a) may of its own motion submit to the Minister a proposal to  
amend an approved health plan,*
  - (b) shall on the written request of the Minister submit to the  
Minister a proposal to amend an approved health plan in  
respect of matters specified by the Minister, and*
  - (c) shall annually in accordance with the regulations submit to  
the Minister a proposal to amend an approved health plan.*
- (8) Subsections (5) and (6) apply to a proposal submitted to the  
Minister under subsection (7).*

- (A) act in an advisory capacity to the provincial health agency with respect to the delivery of health services in the health services sector;
- (B) enter into agreements with the provincial health agency;
- (c) information respecting the health services to be delivered in the health services sector and the anticipated cost of delivering those health services;
- (d) any other information required by the regulations or by the sector Minister in a notice in writing to the provincial health agency.

**(5)** A health plan submitted by a regional health authority must contain the following:

- (a) a statement as to how the regional health authority proposes to
  - (i) carry out its responsibilities under section 5, and
  - (ii) measure its performance in carrying out those responsibilities;
- (b) provisions for the establishment of one or more community health councils;
- (c) provisions setting out the role of each community health council and its relationship to the regional health authority, including a statement as to whether the community health council is to do one or both of the following:
  - (i) act in an advisory capacity to the regional health authority with respect to the delivery of health services in the health region or a part of it;
  - (ii) enter into agreements with the regional health authority;
- (d) information respecting the health services to be delivered and the anticipated cost of delivering those health services;



- (e) any other information required by the regulations or by the sector Minister in a notice in writing to the regional health authority.

**Operational plans**

**9.02(1)** After the sector Minister approves the health plan submitted by a provincial health agency with respect to a health services sector, the provincial health agency shall prepare and submit an operational plan for the health services sector.

(2) The operational plan must contain the information required by the sector Minister.

**Additional plans**

**9.03** An additional plan must contain the information required by the sector Minister.

**Submission, approval and amendment of plans**

**9.04(1)** When a plan is submitted to a sector Minister, the sector Minister may

- (a) approve the plan as submitted, if the sector Minister is satisfied that the plan
  - (i) meets the requirements relating to content and form set out in this Act or established by the sector Minister, and
  - (ii) is consistent with
    - (A) the oversight Minister's strategic direction for the health care system, including anything done by the oversight Minister for the purposes of carrying out the oversight Minister's responsibility for the strategic direction of the health care system,
    - (B) the sector Minister's strategic direction for the health services sector, including anything done by the sector Minister for the purposes of carrying out the sector Minister's responsibility for the strategic direction of the health services sector, and





- (C) the approved health plan submitted by the provincial health agency with respect to the health services sector, if the plan submitted is an operational plan,
  - (b) amend the plan and approve it as amended, or
  - (c) refer the plan back to the provincial health agency or regional health authority with directions to take any further action the sector Minister considers appropriate.
- (2) A plan that is referred back to a provincial health agency or regional health authority under subsection (1)(c) must be resubmitted as directed by the sector Minister.
- (3) Subsection (1) applies to a plan that is resubmitted to the sector Minister.
- (4) A provincial health agency or regional health authority
- (a) may of its own motion submit to the sector Minister a proposal to amend an approved plan,
  - (b) shall, on the written request of the sector Minister, submit to the sector Minister a proposal to amend an approved plan in respect of matters specified by the sector Minister, and
  - (c) shall annually, in accordance with the regulations, submit to the sector Minister a proposal to amend an approved plan.
- (5) Subsections (1) and (2) apply to a proposal submitted to the sector Minister under subsection (4).
- (17) Section 9.1 is amended**
- (a) in subsection (1)**
    - (i) by adding “provincial health agency or” before “regional health authority”;**
    - (ii) by adding “sector” before “Minister”;**
  - (b) in subsection (2) by adding “sector” before “Minister”.**

(17) Section 9.1 presently reads:

*9.1(1) A regional health authority shall, as directed under subsection (2), submit its annual budget to the Minister for approval.*

*(2) The Minister may give directions respecting the form and content of the budget, the time by which the budget must be submitted and any other information that must be submitted.*

**(18) Section 10 is repealed and the following is substituted:**

**Community health councils**

**10(1)** A provincial health agency or regional health authority may establish a community health council if the sector Minister has approved a health plan that addresses the matters referred to in section 9.01(4)(b) or (5)(b) and (c).

(2) A community health council must be established in accordance with the approved health plan of the provincial health agency or regional health authority and the regulations.

(3) A community health council may be established as a corporation.

(4) The members of a community health council must be appointed or elected in accordance with the regulations.

(5) A sector Minister may direct a provincial health agency or regional health authority to disestablish one or more community health councils.

(6) Subject to the regulations, where a community health council is disestablished, the instrument disestablishing the community health council must contain any provisions necessary to protect the interests of creditors and to otherwise provide for the winding up of the affairs of the community health council.

**(19) Section 11 is amended**

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

**Dismissal of members and appointment of official administrator**

**11(1)** A sector Minister, by order, may dismiss all of the members of a provincial health agency, regional health authority or community health council and appoint an official administrator if the sector Minister considers that

- (a) the provincial health agency, regional health authority or community health council is not properly exercising its powers or carrying out its duties, responsibilities or functions under this Act, or
- (b) dismissal of the members is in the public interest.

(18) Section 10 presently reads:

*10(1) A community health council shall be established, and the members of it shall be appointed or elected, in accordance with the regulations.*

*(2) A community health council may be established as a corporation.*

*(2.1) The Minister may, notwithstanding section 9(4)(b) and (c), give directions to a regional health authority to disestablish one or more community health councils.*

*(2.2) Where the Minister gives a direction to disestablish one or more community health councils, the Minister shall establish one or more bodies to act in an advisory capacity to the Minister as to the provision of health services in the Province or a part of it.*

*(3) Where a community health council is disestablished, the instrument disestablishing the community health council shall contain any provisions that are necessary to protect the interests of creditors and to otherwise provide for the winding-up of the affairs of the community health council, subject to the regulations.*

(19) Section 11 presently reads:

*11(1) The Minister may by order dismiss all the members of a regional health authority or community health council and appoint an official administrator in the authority's or council's place if the Minister considers that the regional health authority or community health council is not properly exercising its powers or carrying out its duties under this Act or if for some other reason the Minister considers it is in the public interest to dismiss the members of the regional health authority or community health council.*

*(2) An official administrator appointed under this section*

*(a) has all the power and authority of the regional health authority or community health council,*

*(b) shall perform all the duties of the regional health authority or community health council, and*

**(b) in subsection (2)**

(i) **by adding** “provincial health agency,” **before** “regional health authority” **wherever it occurs**;

(ii) **in clause (c) by adding** “sector” **before** “Minister”;

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

(3) Where, in the opinion of the sector Minister, an official administrator is no longer required, the sector Minister may order the appointment or election of new members of the provincial health agency, regional health authority or community health council in accordance with the regulations.

**(20) Section 11.2 is amended by striking out** “section 23(1)(n)” **and substituting** “section 23(1)(s)”.

**(21) Section 12 is repealed and the following is substituted:**

**Meetings**

**12(1)** A meeting of a provincial health agency, regional health authority or community health council must be open to the public unless the provincial health agency, regional health authority or community health council, based on the considerations set out in subsection (2), determines that holding the meeting or part of it in public could result in the release of

(a) information that might impair the ability of the provincial health agency, regional health authority or community health council to carry out its responsibilities, or

(b) information relating to the personal interests, reputation or privacy of any person.

(2) In determining whether to hold a meeting or part of a meeting in private, a provincial health agency, regional health authority or community health council shall take the following considerations into account:

(c) *shall be paid as an operating expense of the regional health authority or community health council the salary and expenses determined by the Minister.*

(3) *If in the opinion of the Minister an official administrator is no longer required, the Minister may order the appointment or election of a new regional health authority or community health council in accordance with the regulations.*

(20) Section 11.2 presently reads:

*11.2 The Alberta Cancer Foundation established under the Cancer Programs Act, RSA 2000 cC-2, is continued and is deemed to be a foundation established under section 23(1)(n).*

(21) Section 12 presently reads:

*12 A meeting of a regional health authority or community health council must be open to the public unless the regional health authority or community health council, based on considerations set out in the regulations, determines that holding the meeting or part of it in public could result in the release of*

- (a) *information that might impair the ability of the regional health authority or community health council to carry out its responsibilities, or*
- (b) *information relating to the personal interests, reputation or privacy of any person.*

- (a) whether holding the meeting or part of the meeting in public would result in the release of information that would prejudice measures protecting health, safety, security or the maintenance of the law;
- (b) whether holding the meeting or part of the meeting in private is justified in order to permit the provincial health agency, regional health authority or community health council to carry out its responsibilities in an effective and efficient manner;
- (c) any other relevant considerations.

(3) If a provincial health agency, regional health authority or community health council decides to hold a meeting or part of a meeting in private, the provincial health agency, regional health authority or community health council shall ensure that the minutes of the meeting indicate

- (a) the nature of the subject-matter to be discussed in private, and
- (b) the reasons why the provincial health agency, regional health authority or community health council considers it necessary to hold the meeting or part of the meeting in private.

(4) Where a meeting or part of a meeting is held in private, no resolution related to the subject-matter that was discussed in private may be passed unless the meeting reverts to being held in public.

**(22) Section 13 is amended**

- (a) **in subsection (2) by adding** “provincial health agency,” **before** “regional health authority”;
- (b) **in subsection (3)**
  - (i) **by adding** “sector” **before** “Minister”;
  - (ii) **by adding** “a provincial health agency,” **before** “a regional health authority” **wherever it occurs**;
- (c) **in subsection (4)**



(22) Section 13 presently reads in part:

*(2) A regional health authority, a subsidiary health corporation and a community health council must have an auditor.*

*(3) Unless the Minister appoints the Auditor General as the auditor for a regional health authority, a subsidiary health corporation or a community health council, a regional health authority, a subsidiary health corporation and a community health council must appoint its auditor.*

*(4) The auditor of a regional health authority, a subsidiary health corporation or a community health council shall forward to the Minister*

- (i) **by adding** “a provincial health agency,” **before** “a regional health authority”;
- (ii) **by adding** “sector” **before** “Minister”.

**(23) Section 14 is amended**

**(a) in subsection (1)**

- (i) **by striking out** “A regional health authority” **and substituting** “A provincial health agency, a regional health authority, a health services delivery organization”;
- (ii) **by adding** “sector” **before** “Minister” **wherever it occurs**;

**(b) in subsection (2)**

- (i) **by striking out** “a regional health authority shall provide to the Minister” **and substituting** “a provincial health agency or regional health authority shall provide to the sector Minister”;
- (ii) **in clause (a) by adding** “sector” **before** “Minister”;

**(iii) in clause (b)**

- (A) by striking out** “the regional health authority and its subsidiary health corporations” **and substituting** “the provincial health agency or regional health authority and the subsidiary health corporations of the provincial health agency or regional health authority,”;

- (B) in subclause (ii) by striking out** “senior”;

**(c) by repealing subsection (3).**

**(24) Section 15 is amended**

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

*copies of any audit reports, and the auditor's observations and recommendations to management relating to the auditor's audit activity.*

(23) Section 14 presently reads in part:

*14(1) A regional health authority, a subsidiary health corporation and a community health council shall on the written request of the Minister forward to the Minister records, reports and returns as specified by the Minister in the request.*

*(2) Within the time prescribed in the regulations, a regional health authority shall provide to the Minister an annual report on its activities for the previous fiscal year, and the report must*

*(a) be in a form acceptable to the Minister,*

*(b) contain audited information respecting the regional health authority and its subsidiary health corporations including*

*(ii) information on the remuneration and benefits paid to members, officers and senior employees as specified in the regulations, and*

*(3) The Minister shall present copies of the annual report received by the Minister for each regional health authority under subsection (2) before the Legislative Assembly if it is sitting, and if it is not, within 15 days after the commencement of the next sitting.*

(24) Section 15 presently reads in part:

*15(1) Subject to subsection (3),*

*(a) the Minister, and*

*(b) a regional health authority*

### **Agreements with other governments**

**15(1)** Subject to subsection (3), a sector Minister, provincial health agency or regional health authority may enter into an agreement with the government of another jurisdiction for the purposes of this Act.

**(b) by repealing subsection (3) and substituting the following:**

**(3)** A provincial health agency or regional health authority shall not enter into an agreement under subsection (1) without the prior approval of the sector Minister.

**(25) Section 16 is repealed and the following is substituted:**

### **Ministers' powers**

**16(1)** The oversight Minister may, if the oversight Minister considers that it is in the public interest to do so,

- (a) deliver or arrange for the delivery of health services in any area of Alberta, whether or not health services are also being delivered in that area by another person or body, and
- (b) do any other thing that the oversight Minister considers necessary to promote and ensure the delivery of health services in Alberta.

**(2)** A sector Minister may, if the sector Minister considers that it is in the public interest to do so,

- (a) deliver or arrange for the delivery of health services in the health services sector for which the sector Minister is responsible in any area of Alberta, whether or not health services in that health services sector are also being delivered in that area by another person or body, and
- (b) do any other thing that the sector Minister considers necessary to promote and ensure the delivery of health services in the health services sector in Alberta.

### **Failure to comply**

**16.1(1)** Where a sector Minister is of the opinion that a provincial health agency or regional health authority, or one or more members of a provincial health agency or regional health

*may enter into agreements for the purposes of this Act with the government of another jurisdiction or any person including, without limitation, an existing non-regional health authority.*

*(3) A regional health authority may not enter into an agreement under subsection (1) with the government of another jurisdiction or an agreement referred to in subsection (2) without the prior approval of the Minister.*

(25) Section 16 presently reads:

*16 The Minister may if the Minister considers that it is in the public interest to do so*

- (a) provide or arrange for the provision of health services in any area of Alberta, whether or not health services are also being provided in that area by any other government, person or authority, and*
- (b) do any other thing that the Minister considers necessary to promote and ensure the provision of health services in Alberta.*

authority, has failed to comply with a directive or an applicable accountability framework, the sector Minister may

- (a) direct the provincial health agency or regional health authority to terminate an agreement referred to in section 5.1,
- (b) dismiss one or more members of the provincial health agency or regional health authority, or
- (c) dismiss all of the members of the provincial health agency or regional health authority and appoint an official administrator.

**(2)** In addition to taking any action under subsection (1), a sector Minister may transfer any of the powers, duties, responsibilities or functions of a provincial health agency to the sector Minister or another provincial health agency if the sector Minister is of the opinion that the provincial health agency has failed to

- (a) adequately exercise its powers or carry out its duties, responsibilities or functions, or
- (b) exercise its powers or carry out its duties, responsibilities or functions in accordance with section 6.1.

**(3)** Where a sector Minister is of the opinion that a health services delivery organization has failed to comply with a directive or to adequately exercise its powers or carry out its duties, responsibilities or functions, the sector Minister may,

- (a) if the health services delivery organization entered into an agreement referred to in section 1.97(1)(a) with a provincial health agency, direct the provincial health agency to terminate the agreement, or
- (b) if the health services delivery organization entered into an agreement referred to in section 1.97(1)(a) with the sector Minister, terminate the agreement.

**(4)** Where a sector Minister appoints an official administrator under this section, section 11(2) and (3) apply.



**(26) Section 17 is amended**

**(a) in subsection (1)**

**(i) in clause (a)**

**(A) by striking out** “on a province-wide basis or in more than one health region”;

**(B) in subclause (i)**

**(I) by striking out** “the Minister,” **and substituting** “the oversight Minister, sector Ministers,”;

**(II) by adding** “provincial health agencies,” **after** “existing health authorities,”;

**(C) in subclause (ii) by striking out** “, diagnostic services or treatment services”;

**(ii) by repealing clause (f) and substituting the following:**

(f) respecting the winding up of the affairs of provincial health boards, including regulations authorizing the oversight Minister or sector Ministers to wind up or provide for the winding up of the affairs of provincial health boards;

**(b) by adding the following after subsection (1):**

**(1.1)** A regulation under subsection (1)(a) may be made in respect of all or part of Alberta.

**(27) Section 19 is amended**

**(a) by adding** “sector” **before** “Minister” **wherever it occurs;**

**(b) by adding** “provincial health agency,” **before** “regional health authority”.

**(28) Section 20 is amended**

**(a) by adding** “sector” **before** “Minister” **wherever it occurs;**

**(b) by adding** “provincial health agency or” **before** “regional health authority” **wherever it occurs;**



(26) Section 17(1) presently reads in part:

*17(1) The Lieutenant Governor in Council may make regulations*

- (a) providing for the establishment of provincial health boards to do any or all of the following on a province-wide basis or in more than one health region:*
  - (i) to act in an advisory capacity to the Minister, existing health authorities, regional health authorities, subsidiary health corporations and community health councils;*
  - (ii) to deliver or co-ordinate the delivery of health services, diagnostic services or treatment services provided for in the regulations;*
- (f) governing the winding-up of the affairs of a provincial health board;*

(27) Section 19 presently reads:

*19 The Minister may, in the amounts, in the manner and subject to the terms and conditions the Minister considers appropriate, provide grants or other payments to a regional health authority or provincial health board to assist it in carrying out its functions.*

(28) Section 20 presently reads:

*20 Notwithstanding any other enactment, where an enactment provides that the Minister shall or may provide grants or payments of any kind to any person including, without limitation, an existing health authority, the Minister may instead provide those grants or payments to a regional*

(c) by adding “sector” before “Minister’s”.

**(29) Section 21 is amended**

**(a) in subsection (1)**

(i) **by striking out** “the Minister or a person authorized by the Minister” **and substituting** “a sector Minister or a person authorized by the sector Minister”;

(ii) **by repealing clause (a) and substituting the following:**

(a) enter and inspect any place under the jurisdiction of an existing health authority, provincial health agency, regional health authority, community health council or subsidiary health corporation in the health services sector for which the sector Minister is responsible,

(iii) **in clause (b) by adding** “provincial health agency,” **before** “regional health authority”;

(iv) **in clause (c) by adding** “provincial health agency or” **before** “regional health authority”;

(b) **in subsection (4) by striking out** “ex parte” **and substituting** “without notice”.

**(30) Section 22 is amended by adding** “provincial health agency or” **before** “regional health authority”.

**(31) Section 22.1(8) is amended by adding** “oversight” **before** “Minister”.

*health authority and, subject to any terms and conditions the Minister considers appropriate, delegate to the regional health authority the Minister's power in respect of the provision of the grants or payments.*

(29) Section 21 presently reads in part:

*21(1) For the purposes of ensuring that this Act and the regulations are complied with, the Minister or a person authorized by the Minister for the purpose may*

- (a) enter and inspect any place under the jurisdiction of an existing health authority, regional health authority, community health council or subsidiary health corporation,*
- (b) require the production for examination of any documents or records in the possession of the existing health authority, regional health authority, community health council or subsidiary health corporation, and make copies of them or temporarily remove them for the purpose of making copies, and*
- (c) require the production for examination of any documents or records that are in the possession of a person who is or was a candidate in an election for membership on a regional health authority and that relate to that person's election finances, and make copies of them or temporarily remove them for the purpose of making copies.*

*(4) An application under subsection (3) may be made ex parte if the judge considers it proper in the circumstances.*

(30) Section 22 presently reads:

*22 No action for damages may be commenced against a member of a regional health authority, including an official administrator appointed under section 11, for anything done or not done by that person in good faith while carrying out duties or exercising powers under this or any other enactment.*

(31) Section 22.1(8) presently reads in part:

- (8) The Minister may make regulations*
  - (a) respecting the process for formally expressing a physician's wish to be represented by the Alberta Medical Association;*

**(32) Section 23 is amended**

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

**Lieutenant Governor in Council regulations**

**23(1)** The Lieutenant Governor in Council may make regulations

- (a) respecting the powers, duties, responsibilities, functions and jurisdiction of provincial health agencies, regional health authorities and community health councils;
- (b) respecting the composition of provincial health agencies and regional health authorities;
- (c) respecting the establishment of community health councils;
- (d) respecting the appointment, election and nomination of members of provincial health agencies, regional health authorities and community health councils, eligibility for membership, the terms of office of members, the termination of members, the filling of vacancies and the appointment or election of officers;
- (e) respecting matters relating to the election finances of candidates for election for membership on provincial health agencies or regional health authorities including regulations
  - (i) respecting who may make and accept contributions to candidates, the maximum amounts of contributions and the time and manner in which they may be made,
  - (ii) respecting the disposition of contributions that are made in contravention of the regulations,
  - (iii) requiring a person who makes a contribution in excess of the maximum amount permitted in the regulations to pay a penalty, and respecting the amount of the penalty, the person to whom it is payable and the manner in which it may be recovered,

(32) Section 23 presently reads in part:

*23(1) The Lieutenant Governor in Council may make regulations*

- (a) respecting the management, functions, duties and jurisdiction of regional health authorities and community health councils;*
- (b) authorizing or requiring a regional health authority and a community health council to make bylaws regarding the general conduct and operation of the affairs of the regional health authority or community health council;*
- (c) respecting the size and composition of regional health authorities and community health councils;*
- (d) respecting eligibility for membership on regional health authorities and community health councils;*
- (e) respecting the manner in which members of regional health authorities and community health councils are nominated, appointed or elected, the terms of office of members, the filling of vacancies and the appointment or election of officers;*
- (e.1) governing all matters related to the election finances of candidates for election for membership on a regional health authority including, without limitation, regulations*
  - (i) governing who may make and accept contributions to candidates, the maximum amounts of contributions and the time and manner in which they may be made;*
  - (ii) governing the disposition of contributions that are made in contravention of the regulations;*
  - (iii) requiring a person who makes a contribution in excess of the maximum amount permitted in the regulations to pay a penalty, and governing the amount of the penalty, the person to whom it is payable and the manner in which it may be recovered;*
  - (iv) governing the manner in which contributions are to be held and accounted for, and the disposition of a surplus where the candidate decides not to contest the next election;*
  - (v) governing the keeping of election finances records;*

- (iv) respecting the manner in which contributions are to be held and accounted for, and the disposition of a surplus where the candidate decides not to contest the next election,
- (v) respecting the keeping of election finances records, and
- (vi) providing that a member of a provincial health agency or regional health authority who fails to submit audited financial statements in respect of election finances as required by the regulations ceases to be a member, subject to any appeal provisions in the regulations;
- (f) respecting conflicts of interest of members of community health councils;
- (g) respecting the bylaws of provincial health agencies, regional health authorities and community health councils, including regulations
  - (i) authorizing or requiring provincial health agencies, regional health authorities and community health councils to make bylaws relating to their general conduct, operation, management and financial matters, and
  - (ii) respecting the approval of bylaws and authorizing sector Ministers to give directions with respect to bylaws;
- (h) determining or providing for the manner of determining the fiscal year of provincial health agencies, regional health authorities, subsidiary health corporations and community health councils;
- (i) respecting the appointment of the Auditor General as the auditor for provincial health agencies and regional health authorities;
- (j) respecting the financial matters of provincial health agencies and regional health authorities, including regulations respecting

- (vi) *providing that a member of a regional health authority who fails to submit audited financial statements in respect of election finances as required by the regulations ceases to be a member, subject to any appeal provisions in the regulations;*
- (f) *respecting the borrowing and investment powers of regional health authorities and community health councils;*
- (g) *requiring community health councils to submit budgets to the Minister and respecting the time in which and the manner in which a budget must be submitted and what it must contain;*
- (h) *determining or providing for the manner of determining the fiscal year of regional health authorities, subsidiary health corporations and community health councils;*
- (i) *authorizing the Minister, a regional health authority or a community health council to make payments directly to an individual to enable the individual to acquire health services or health related services, and respecting terms and conditions under which those payments may be made and to which they are subject;*
- (j) *authorizing the Minister to suspend, adjust or recover all or part of a grant or other payment paid under section 19 where*
  - (i) *the recipient contravenes this Act, the regulations or any other enactment under which the recipient exercises powers or carries out duties, or contravenes a term or condition to which the grant or other payment is subject, or*
  - (ii) *the grant or other payment is paid in error or there is an overpayment of the amount of the grant or other payment,**and respecting the manner in which those payments may be suspended and adjusted and those payments and overpayments may be recovered;*
- (k) *exempting a regional health authority from paying taxes or fees under any other enactment, notwithstanding that other enactment;*
- (l) *respecting the confidentiality requirements to be observed by a person with respect to information obtained in the administration of this Act or in providing health services or health related services under this Act;*

- (i) the borrowing and investment powers of provincial health agencies and regional health authorities and matters relating to borrowing and investment by provincial health agencies and regional health authorities,
  - (ii) indemnities and guarantees given by provincial health agencies and regional health authorities,
  - (iii) the acquisition and disposal of land, buildings, assets and equipment by provincial health agencies and regional health authorities,
  - (iv) requirements relating to agreements and projects entered into by provincial health agencies and regional health authorities,
  - (v) the transfer of property by provincial health agencies and regional health authorities,
  - (vi) the sale of goods and services by provincial health agencies and regional health authorities that are unrelated to the direct provision of health services,
  - (vii) surpluses and deficits of provincial health agencies and regional health authorities, and
  - (viii) money donated to provincial health agencies and regional health authorities;
- (k) respecting the borrowing and investment powers of community health councils;
  - (l) respecting the budgets of community health councils, including regulations
    - (i) requiring community health councils to submit budgets to sector Ministers,
    - (ii) specifying the information that budgets must contain, and
    - (iii) respecting the time within which and the form and manner in which budgets must be submitted;



- (m) setting out the considerations that regional health authorities and community health councils are to be guided by for the purposes of section 12;*
  - (n) respecting the establishment of foundations as corporations to benefit a facility, a regional health authority or a community health council including, without limitation, regulations
    - (i) respecting the manner in which and the purposes for which foundations may be established,*
    - (ii) respecting the manner in which the governing body of a foundation is constituted,*
    - (iii) governing the management, functions, powers and duties of foundations, and*
    - (iv) governing the winding-up of the affairs of foundations;**
  - (p) providing with respect to any provision of the regulations that its contravention constitutes an offence;*
  - (q) prescribing penalties in respect of offences created under clause (p);*
  - (r) respecting the application of Parts 2 and 3 of the Hospitals Act for the purposes of section 18;*
  - (s) respecting the drugs that a regional health authority may provide for the treatment of cancer.*
- (3) A regulation under subsection (2) may provide for any of the matters referred to in subsection (1)(n).*
- (4) Where a regulation under subsection (1) provides that some or all of the members of a regional health authority or community health council are to be elected in conjunction with a general election under the Local Authorities Election Act, the regulations may make that Act and the regulations under it, with all necessary modifications, applicable to the election.*

- (m) respecting the powers, duties, responsibilities and functions of health services delivery organizations, including regulations respecting other things that health services delivery organizations are required to do for the purposes of section 1.97(2)(e);
- (n) respecting the designation of health services delivery organizations;
- (o) authorizing sector Ministers, provincial health agencies, regional health authorities and community health councils to make payments directly to individuals to enable individuals to acquire health services or health related services, and respecting terms and conditions under which those payments may be made and to which they are subject;
- (p) authorizing sector Ministers to suspend, adjust or recover all or part of grants or other payments paid under section 19 where
  - (i) recipients contravene this Act, the regulations or any other enactment under which the recipients exercise powers or carry out duties, fail to comply with a directive or contravene a term or condition to which grants or other payments are subject, or
  - (ii) grants or other payments are paid in error or there are overpayments of the amount of grants or other payments,
 and respecting the manner in which those payments may be suspended and adjusted and those payments and overpayments may be recovered;
- (q) respecting the exemption of provincial health agencies and regional health authorities from paying taxes or fees under any other enactment, notwithstanding that other enactment;
- (r) respecting confidentiality requirements with respect to information obtained in the administration of this Act and the regulations or in delivering health services or health related services under this Act;



- (s) respecting foundations, including regulations
  - (i) respecting the establishment of foundations as corporations to benefit facilities, provincial health agencies, regional health authorities or community health councils,
  - (ii) respecting the management, functions, powers and duties of foundations,
  - (iii) respecting the manner in which and the purposes for which foundations may be established,
  - (iv) respecting the bylaws required to establish the foundation and the bylaws of the foundation, including regulations respecting the approval of bylaws and authorizing the oversight Minister or sector Ministers to give directions with respect to bylaws,
  - (v) respecting the governing bodies of foundations and the members of governing bodies, including regulations respecting the appointment, election and nomination of members, eligibility for membership, types of members, the terms of office of members, the termination of members and the remuneration and expenses payable to members,
  - (vi) respecting the transfer of property by foundations,
  - (vii) requiring foundations to provide records, reports and returns to the oversight Minister or sector Ministers, specifying the information the records, reports and returns must contain, and respecting the time at which and the form and manner in which they must be provided, and
  - (viii) respecting the winding up of the affairs of foundations, including regulations authorizing the oversight Minister or sector Ministers to wind up or provide for the winding up of the affairs of foundations;
- (t) respecting the application of Parts 2 and 3 of the *Hospitals Act* for the purposes of section 18;



- (u) respecting drugs that provincial health agencies and regional health authorities may provide for the treatment of cancer;
- (v) providing with respect to any provision of the regulations that its contravention constitutes an offence;
- (w) prescribing penalties in respect of offences created under clause (v).

**(b) in subsection (3) by striking out “subsection (1)(n)” and substituting “subsection (1)(s)”;**

**(c) in subsection (4) by adding “provincial health agency,” before “regional health authority”.**

**(33) Section 24 is repealed and the following is substituted:**

**Ministerial regulations**

**24(1)** The oversight Minister may make regulations

- (a) respecting committees established by sector Ministers under section 1.3(d);
- (b) respecting the health services or health related services to be delivered in health services sectors and health regions;
- (c) respecting the remuneration and expenses payable to members of regional health authorities and community health councils;
- (d) respecting other things that provincial health agencies are required to do for the purposes of section 1.95(2)(n);
- (e) respecting agreements entered into by provincial health agencies and regional health authorities for the purposes of carrying out responsibilities under sections 1.95 and 5, including regulations
  - (i) respecting the persons with whom provincial health agencies and regional health authorities enter into agreements,

(33) Section 24 presently reads:

*24 The Minister may make regulations*

- (a) defining terms that are used in this Act but are not defined in this Act;*
- (b) governing the health services and health related services that are to be provided by a regional health authority;*
  - (b.1) respecting agreements entered into by a regional health authority for the purposes of carrying out its responsibility under section 5(1) to plan for the provision of or to provide health services in a health region and the persons with whom a regional health authority enters into such agreements;*
  - (b.2) providing that section 5.1 does not apply until a particular date in respect of an agreement or class of agreements entered into by a regional health authority for the purposes of carrying out its responsibility under section 5(1) to plan for the provision of or provide health services in a health region;*
  - (b.3) establishing classes of agreements for the purposes of clause (b.2);*
- (c) respecting the standards and guidelines to be observed by regional health authorities and community health councils in the provision of health services and health related services, the undertaking of capital construction projects and the operation of facilities;*

- (ii) providing that section 5.1 does not apply until a particular date in respect of agreements or classes of agreements, and
- (iii) establishing classes of agreements for the purposes of subclause (ii);
- (f) respecting limitations on the powers of provincial health agencies and regional health authorities to delegate powers, duties, responsibilities and functions under section 6(2);
- (g) respecting other information to be included in health plans for the purposes of section 9.01(4)(d) and (5)(e);
- (h) respecting the submission of proposals to amend approved health plans, approved operational plans and approved additional plans;
- (i) respecting agreements between provincial health agencies or regional health authorities and community health councils;
- (j) respecting the standards and guidelines to be observed by provincial health agencies, regional health authorities and community health councils in the delivery of health services or health related services, the undertaking of capital construction projects and the operation of facilities;
- (k) respecting processes to resolve complaints by, on behalf of or in the interest of patients, including regulations
  - (i) requiring provincial health agencies, regional health authorities and provincial health boards to establish and maintain such processes, and
  - (ii) authorizing the delegation to employees of powers, duties, responsibilities and functions established in the regulations;
- (l) respecting meetings of provincial health agencies, regional health authorities and community health councils, including regulations



- (c.1) *respecting the patient concerns resolution process that is to be provided by a regional health authority;*
- (d) *respecting the information that is to be contained in a proposal for a health plan under section 9;*
- (e) *respecting the submission of proposals to amend an approved health plan, for the purposes of section 9(7)(c);*
- (f) *respecting agreements between a regional health authority and a community health council;*
- (g) *respecting the remuneration and expenses payable to members of regional health authorities and community health councils;*
- (h) *requiring regional health authorities and community health councils to keep records and respecting the form and manner in which they must be kept and the information they must contain;*
- (i) *governing the qualifications of and eligibility requirements for persons who may be appointed as auditor of a regional health authority, subsidiary health corporation or community health council under section 13(3);*
- (j) *requiring an existing health authority and a community health council to provide reports and returns to a regional health authority, and respecting the form and manner in which and the time at which they must be provided and the information they must contain;*
- (k) *respecting the information that must be contained in an annual report referred to in section 14(2) and the time within which it must be provided to the Minister;*
- (l) *respecting the sharing of information between regional health authorities and other health service providers;*
- (m) *respecting the types of electronic systems that must be used by regional health authorities for data transmission and storage and the standards that those systems must meet;*
- (n) *authorizing regional health authorities and community health councils to charge fees for goods or services they provide and respecting the amounts of the fees that may be charged for those goods and services;*

- (i) respecting the frequency of meetings, and
  - (ii) respecting the publication of information and records relating to meetings and the redaction of personal or confidential information before publication;
- (m) respecting the qualifications of and eligibility requirements for persons who may be appointed as auditor of provincial health agencies, regional health authorities, subsidiary health corporations and community health councils under section 13(3);
- (n) requiring existing health authorities, community health councils and committees established under section 1.3(d) to provide records, reports and returns to provincial health agencies and regional health authorities, specifying the information the records, reports and returns must contain and respecting the time at which and the form and manner in which they must be provided;
- (o) respecting the disclosure of the remuneration and benefits paid to the members and employees of provincial health agencies and regional health authorities;
- (p) respecting requirements relating to the preparation of the financial records of provincial health agencies and regional health authorities;
- (q) respecting annual reports under section 14(2), including regulations
- (i) specifying the information the annual reports must contain for the purposes of section 14(2)(b) and (c);
  - (ii) respecting the time within which and the form and manner in which annual reports must be submitted;
- (r) requiring provincial health agencies, regional health authorities and community health councils to keep records and respecting the form and manner in which the records must be kept and the information they must contain;

- (o) governing the winding-up of the affairs of regional health authorities and community health councils;*
- (p) prescribing forms for the purposes of this Act.*

- (s) respecting the sharing of information between provincial health agencies, regional health authorities, community health councils, health services delivery organizations and other health services providers;
- (t) respecting the types of electronic systems that must be used by provincial health agencies and regional health authorities for data transmission and storage and the standards that those systems must meet;
- (u) authorizing provincial health agencies, regional health authorities and community health councils to charge fees for goods and services they deliver and respecting the amounts of the fees that may be charged for those goods and services;
- (v) respecting the winding up of the affairs of provincial health agencies and community health councils, including regulations authorizing the oversight Minister or sector Ministers to wind up or provide for the winding up of the affairs of provincial health agencies and community health councils;
- (w) prescribing forms for the purposes of this Act;
- (x) defining terms that are used but not defined in this Act for the purposes of this Act and the regulations.

(2) The oversight Minister shall consult with each sector Minister before making a regulation under subsection (1).

**(34) The following is added after section 24:**

**Consequential changes to regulations**

**24.01(1)** For the purposes of making any necessary changes as a result of this Act, the Lieutenant Governor in Council may, by regulation, amend any regulation filed under the *Regulations Act*.

(2) The regulations authorized by this section may be made notwithstanding that a regulation being amended was made by a member of the Executive Council or some other person or body.

**Deficiency regulations**

**24.02(1)** The Lieutenant Governor in Council may make regulations

(34) Consequential changes to regulations; deficiency regulations.

- (a) respecting matters coming under this Act that the Lieutenant Governor in Council considers
  - (i) are not provided for or are insufficiently provided for in this Act, or
  - (ii) are necessary or advisable in connection with the implementation of this Act;
- (b) remedying any confusion, difficulty or impossibility in applying any provision of this Act.

(2) A regulation made under subsection (1) is repealed 5 years after the regulation comes into force or on the date specified in the regulation, whichever is earlier.

(3) The repeal of a regulation under subsection (2) does not affect anything done, incurred or acquired under the authority of the regulation before the repeal of the regulation.

(4) A regulation made under subsection (1) that is in force on or after the repeal of this section remains in force until it is repealed in accordance with subsection (2).

(5) A regulation may not be made under subsection (1) extending the 5-year period set out in subsection (2).

(6) This section is repealed 5 years after this section comes into force, but the repeal does not affect anything done, incurred or acquired under the authority of a regulation made under subsection (1) before the repeal of this section.

**(35) Section 24.1 is repealed.**

(35) Section 24.1 presently reads:

*24.1(1) The Lieutenant Governor in Council may make regulations*

- (a) respecting the transition to section 5.1(1) of any agreement or class of agreements entered into by a regional health authority for the purposes of carrying out its responsibility under section 5(1) to plan for the provision of or to provide health services in a health region before the coming into force of this section, and*
- (b) to remedy any confusion, difficulty, inconsistency or impossibility resulting from the transition.*

**(36) Section 25 is amended**

- (a) **by adding** “provincial health agency,” **before** “regional health authority” **wherever it occurs**;
- (b) **by adding** “provincial health agencies,” **before** “regional health authorities”.

**(37) Section 26 is amended by adding** “provincial health agency or” **before** “regional health authority”.

### **Regulations Act**

**Amends RSA 2000 cR-14**

**41(1) The *Regulations Act* is amended by this section.**

**(2) Section 1(1)(b) is amended by striking out** “health region under the *Regional Health Authorities Act*” **and substituting** “provincial health agency or regional health authority under the *Provincial Health Agencies Act*”.



*(2) A regulation made under subsection (1) may be made retroactive to the extent set out in the regulation.*

*(3) A regulation made under subsection (1) is repealed on the earliest of the following:*

*(a) the coming into force of an amendment that adds the subject-matter of the regulation to this Act;*

*(b) the coming into force of a regulation that repeals the regulation made under subsection (1);*

*(c) 3 years after the regulation comes into force.*

*(4) The repeal of a regulation under subsection (3)(b) or (c) does not affect anything done under the authority of the regulation before the repeal of the regulation.*

(36) Section 25 presently reads:

*25 A regulation under section 23 or 24 in respect of a regional health authority or community health council may be made to apply to regional health authorities or community health councils, or classes of them, generally, or to a particular regional health authority or community health council.*

(37) Section 26 presently reads:

*26 The Public Service Employee Relations Act does not apply to a regional health authority.*

## **Regulations Act**

**41(1)** Amends chapter R-14 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(b) presently reads:

*1(1) In this Act,*

*(b) “local authority” means a city, town, village, municipal district, improvement district, specialized municipality, Metis settlement, health region under the Regional Health Authorities Act, irrigation district, drainage district, special area or school division;*

## **Sustainable Fiscal Planning and Reporting Act**

**Amends SA 2015 cS-29**

**42(1) The *Sustainable Fiscal Planning and Reporting Act* is amended by this section.**

**(2) Section 1(1)(b)(iii) is repealed and the following is substituted:**

- (iii) in the case of a sector Minister as defined in the *Provincial Health Agencies Act*, the provincial health agencies or regional health authorities for which the sector Minister is responsible under the *Provincial Health Agencies Act*, and

**(3) Section 10 is amended**

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

- (c) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*.

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

**(2.1)** For the purposes of subsection (2), the Minister responsible for an accountable organization referred to in subsection (1)(c) is the sector Minister responsible for the accountable organization under the *Provincial Health Agencies Act*.

## **Water Act**

**Amends RSA 2000 cW-3**

**43(1) The *Water Act* is amended by this section.**

**(2) Section 1(1)(ee)(viii) is repealed and the following is substituted:**

- (viii) a provincial health agency or regional health authority under the *Provincial Health Agencies Act*, and

## **Sustainable Fiscal Planning and Reporting Act**

**42(1)** Amends chapter S-29 of the Statutes of Alberta, 2015.

(2) Section 1(1)(b)(iii) presently reads:

*1(1) In this Act,*

*(b) “ministry” of a particular Minister consists of*

*(iii) in the case of the Minister responsible for the Regional Health Authorities Act, regional health authorities under the Regional Health Authorities Act, and*

(3) Section 10(1)(c) and (2) presently read:

*10(1) In this section, “accountable organization” means*

*(c) a regional health authority under the Regional Health Authorities Act.*

*(2) The governing body of an accountable organization must prepare and give to the Minister responsible for the accountable organization a business plan and annual report for each fiscal year, in the form, at a time and containing the information, acceptable to the responsible Minister.*

## **Water Act**

**43(1)** Amends chapter W-3 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(ee)(viii) presently reads:

*1(1) In this Act,*

*(ee) “local authority” means*

*(viii) the regional health authority under the Regional Health Authorities Act, and*

## Canadian Centre of Recovery Excellence Act

### Amendment

**44(1)** This section applies only if Bill 17, the *Canadian Centre of Recovery Excellence Act*, introduced on April 9, 2024, receives Royal Assent.

**(2)** On the later of the day that this section comes into force and the day Bill 17 receives Royal Assent, the *Canadian Centre of Recovery Excellence Act* is amended

**(a)** in section 1 by adding the following after clause (m):

(m.1) “provincial health agency” means a provincial health agency as defined in the *Provincial Health Agencies Act*;

**(b)** in section 3(1)(b) by striking out “to another Minister or the Government of Alberta in support of the Minister’s or Government’s” and substituting “to another Minister, a provincial health agency or the Government of Alberta in support of the Minister’s, provincial health agency’s or Government’s”;

**(c)** in section 15(2)

**(i)** in clause (b) by striking out “another Minister or the Government of Alberta in support of the Minister’s or Government’s” and substituting “another Minister, a provincial health agency or the Government of Alberta in support of the Minister’s, provincial health agency’s or Government’s”;

**(ii)** in clause (c) by striking out “or any other Minister” and substituting “, another Minister or a provincial health agency”;

**(d)** in section 17(2)

**(i)** by striking out “another Minister, that other Minister” and substituting “another Minister or a provincial health agency, that other Minister or the provincial health agency”;

**(ii)** by repealing clause (a) and substituting the following:

## Canadian Centre of Recovery Excellence Act

**44(1)** Amends Bill 17 of 2024.

(2) Bill 17 of 2024 presently reads in part:

*3(1) The mandate of the Centre, subject to the regulations, is to support an improved approach to mental health and addiction issues by*

- (b) providing advice, information, reports and the results of research and evaluations to the Minister as directed by the Minister and, if the Minister directs it, to another Minister or the Government of Alberta in support of the Minister's or Government's powers, duties and functions relating to mental health and addiction,*

*15(2) Without limiting the generality of subsection (1), the Minister may order the Centre or the board, or both, to*

- (b) provide advice, information, a report or the results of research or an evaluation to the Minister, another Minister or the Government of Alberta in support of the Minister's or Government's powers, duties and functions relating to mental health and addiction, and*
- (c) submit to the Minister or any other Minister any records, reports or other information specified by the Minister, including personal information and individually identifying health information, in accordance with the directions of the Minister.*

*17(2) If the Minister has ordered the Centre or the board to provide advice, information, a report or the results of research or an evaluation to another Minister, that other Minister may collect, use and disclose personal information or individually identifying health information disclosed under section 15*

- (a) for purposes related to matters under that Minister's administration, and*

*20 The Minister may make regulations*

(a) for purposes related to matters under that Minister's administration or the powers, duties and functions of the provincial health agency, respectively, and

**(e) in section 20(i) by adding "or a provincial health agency" after "a Minister".**

**Coming into force**

**45 This Act comes into force on Proclamation.**

- (i) *authorizing a Minister to collect, use and disclose personal information or individually identifying health information disclosed under section 15 for other purposes in addition to the purposes referred to in section 17(2)(a).*

**45** Coming into force.

**RECORD OF DEBATE**

Stage	Date	Member	From	To
		<b>Interventions</b>	<b>From</b>	<b>To</b>
<b>Stage</b>	<b>Date</b>	<b>Member</b>	<b>From</b>	<b>To</b>
		<b>Interventions</b>	<b>From</b>	<b>To</b>
<b>Stage</b>	<b>Date</b>	<b>Member</b>	<b>From</b>	<b>To</b>
		<b>Interventions</b>	<b>From</b>	<b>To</b>
<b>Stage</b>	<b>Date</b>	<b>Member</b>	<b>From</b>	<b>To</b>
		<b>Interventions</b>	<b>From</b>	<b>To</b>
<b>Stage</b>	<b>Date</b>	<b>Member</b>	<b>From</b>	<b>To</b>
		<b>Interventions</b>	<b>From</b>	<b>To</b>