

Chapter 24

AN ACT TO AMEND THE HOSPITAL INSURANCE AND HEALTH AND SOCIAL SERVICES ADMINISTRATION ACT

(Assented to September 18, 2025)

The Commissioner, by and with the advice and consent of the Legislative Assembly, enacts as follows:

1. This Act amends the *Hospital Insurance and Health and Social Services Administration Act*.

2. (1) Section 5 is renumbered subsection 5(1).

(2) The following is added after paragraph 5(1)(i):

- (i.1) appoint investigators to investigate critical incidents in accordance with the regulations;

(3) The following is added after subsection 5(1):

Inspectors are investigators

(2) An inspector appointed under paragraphs 5(1)(h) or 5(1)(i) is, by virtue of their office, an investigator for the purposes of this Act.

3. Subsection 26(3) is repealed and replaced by

Obstruction of inspector

(3) A person must not obstruct or hinder an inspector, auditor or investigator in carrying out their duties or functions under this Act or the regulations.

4. Subsection 26(4) is repealed and replaced by

Offence and punishment

(4) A person who contravenes this Act or the regulations is guilty of an offence and liable on summary conviction

- (a) in the case of a corporation, to a fine not exceeding \$10,000; or
- (b) in the case of an individual, to a fine not exceeding \$5,000, to imprisonment for a term not exceeding three months, or to both.

5. (1) The following is added after paragraph 28(1)(f):

- (g) establishing requirements for monitoring, evaluation and reporting, including public reporting, for health facilities and social services facilities;

- (g.1) respecting liability insurance that must be maintained by health facilities and social services facilities;
- (h) respecting the qualifications of persons working for or providing services through health facilities and social services facilities;
- (h.1) respecting community engagement activities of health facilities and social services facilities;

(2) Paragraph 28(1)(i) is amended by replacing "discipline" with "rights".

(3) The following is added after paragraph 28(1)(i):

- (i.1) respecting the safety of clients of health facilities and social services facilities, including cultural, physical and emotional safety;
- (i.2) respecting critical incidents related to health facilities and social services facilities, including
 - (i) what constitutes a critical incident,
 - (ii) the reporting and notification of critical incidents,
 - (iii) the investigation of critical incidents,
 - (iv) the powers and duties of investigators of critical incidents, and
 - (v) the duties of persons working for or providing services through health facilities and social services facilities to assist and cooperate in investigations of critical incidents;

(4) Paragraph 28(1)(m) is amended as follows:

- (m) specifying the records and accounts to be kept by health facilities and social services facilities ~~and the returns and reports to be made by them to the Minister;~~

(5) The following is added after paragraph 28(1)(m):

- (m.1) respecting the collection, maintenance, use, security, confidentiality, access, disclosure and destruction of client information and client records by health facilities and social services facilities;
- (m.2) respecting the rights of clients to access information and records about themselves that are maintained by health facilities and social services facilities;
- (m.3) respecting the rights of clients to request the correction or amendment of information about themselves that is maintained by health facilities and social services facilities;