

*The Committee of Council submit for the consideration of
His Honour the Lieutenant-Governor a Bill intituled*

"Public Service Benefit Plans Act"

*and advise that the same be transmitted by Message to the
Legislative Assembly.*

Victoria, 8th day of June A.D. 1976

W. R. Bennett

Presiding Member of the Executive Council.

Approved this 8th day of June A.D. 1976

W. S. Oum

Lieutenant-Governor.

WRB

W. S. Owen
Lieutenant-Governor

First Session, Thirty-first Parliament
25 Elizabeth II, 1976
Legislative Assembly of British Columbia

BILL 64

PUBLIC SERVICE BENEFIT PLANS ACT

Honourable Provincial Secretary

EXPLANATORY NOTE

The purpose of this Bill is to provide statutory authority for the Crown to enter into contracts providing group insurance coverage of various kinds for members of the Public Service and of the Legislative Assembly. It replaces the *Public Service Group Insurance Act* which provides for life insurance only.

BILL

No. 64]

[1976

Public Service Benefit Plans Act

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

Application
of Act.

1. This Act applies to
- (a) the Crown in right of the Province,
 - (b) other employers to whom the Act is declared to apply by order of the Lieutenant-Governor in Council,
 - (c) every employee or group of employees in receipt of a salary as compensation for service rendered to the Crown in right of the Province to whom this Act is declared to apply by order of the Lieutenant-Governor in Council, and
 - (d) every employee of an employer to whom this Act applies under paragraph (b) and to whom this Act is declared to apply by order of the Lieutenant-Governor in Council.

Contracts.

2. (1) The Provincial Secretary, on behalf of Her Majesty in right of the Province, may, by making a contract or contracts with an insurer or insurers licensed to enter into such contracts in the Province, cause to be insured any or all employees to whom this Act applies and members of the Legislative Assembly.

(2) Where, under the *Public Service Labour Relations Act*, the bargaining agent for the Government enters into an agreement with a bargaining unit certified under that Act, and where that agreement provides for a benefit plan which is made effective by contract or contracts with an insurer or insurers, the Provincial Secretary shall ensure that the terms of the contract under subsection (1) are consistent with the agreement made under the *Public Service Labour Relations Act*.

Terms and
conditions.

3. Subject to the other provisions of this Act, the Lieutenant-Governor in Council, or such persons or committees as the Lieutenant-Governor in Council may appoint,

- (a) shall determine the terms and conditions to be included in any contract made under this Act;
- (b) shall determine and establish the rate or rates and method or methods of contribution toward payment of premium to be made by persons insured under any contract made under this Act, and different rates and different methods of contribution may be determined and established for different groups of persons;

(c) is responsible for the distribution of all proceeds derived from the insurance coverage provided under this Act.

Contributions to be made.

4. Every person insured under a contract made under this Act shall make such contribution or contributions as are determined under section 3.

Appropriation.

5. Where a contract or contracts made under this Act requires monies to be provided or paid by the Minister of Finance or otherwise on behalf of the Crown as employer under this Act, those monies shall be provided or paid by the Minister of Finance from monies appropriated for that purpose by the Legislature or, if no appropriation is available for that purpose or if the appropriation is not sufficient, from the Consolidated Revenue Fund.

Regulations.

6. (1) The Lieutenant-Governor in Council may make regulations.
(2) Without thereby limiting the generality of subsection (1), the regulations may
(a) prescribe conditions to be met by any person who wishes to elect to be excluded from any or all contracts entered into under this Act, and
(b) define or identify the composition of groups of persons referred to in section 3 (b).

Annual report.

7. The Provincial Secretary shall lay before the Legislative Assembly, within 15 days after commencement of each annual session, a return containing a full and clear statement and accounts of all business done under this Act during the fiscal year last preceding that session.

Existing contracts.

8. Contracts entered into under the *Public Service Group Insurance Act* shall be deemed to have been entered into under this Act.

R.S.B.C. 1960 c. 321.

9. The *Public Service Group Insurance Act* is repealed.