

# BILL

No. 19 of 1942.

An Act to amend The Mental Defectives Act.

(Assented to \_\_\_\_\_, 1942.)

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. This Act may be cited as "*The Mental Defectives Act Amendment Act, 1942.*"

2. *The Mental Defectives Act*, being chapter 224 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 14,—

- (a) by striking out the words "city, town, village or municipal district", where the same occur in subsection (1) and substituting therefor the following: "city, town, village, municipal district, improvement district or special area".
- (b) by adding at the end of subsection (1) the following words: "by action or by distraint upon any of his or their goods found in the Province and shall have a charge upon the lands of said person or persons and may lodge a caveat for the protection of such charge in the proper Land Titles Office."
- (c) by adding immediately after subsection (1) the following new subsection:

"(1a) In addition to the remedy provided in subsection (1) the city, town, village, municipal district, improvement district or special area of which the mentally defective person had his abode at the time of his admission may recover from such person as a debt by action or by distraint of any of his goods found within the Province any sums paid by it under the provisions of this section and shall also have a charge upon his lands within the Province to secure such sums and may file a caveat or caveats for the protection of the charge in the appropriate Land Titles Office."

3. This Act shall come into force on the day upon which it is assented to.

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A BILL TO AMEND THE MENTAL DEFECTIVES  
ACT.

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NOTE.

Section 14 of *The Mental Defectives Act* places the responsibility for support of mental defectives in an institution on municipalities with the right to recover from persons legally responsible for the maintenance of such persons. The object of this amendment is to enable the municipalities, in cases where the mental defective has property, to recover the outlay from him and to enable it to file a caveat against lands owned by him and also to dis-train on the goods of the person legally responsible for his support.

W. S. GRAY,  
*Acting Legislative Counsel.*

*(This note does not form any part of the Bill but is offered  
in explanation of its provisions.)*