

1991

c 10 Education Amendment Act (Miscellaneous), 1991

Ontario

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CHAPTER 10

An Act to amend the Education Act

Assented to June 27th, 1991

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

1.—(1) Subsection 8 (1) of the *Education Act*, as amended by the Statutes of Ontario, 1982, chapter 32, section 3, 1984, chapter 60, section 2 and 1989, chapter 1, section 1, is further amended by adding the following clause:

- (wa) enter into a licence agreement to permit boards to copy, under the terms of the licence agreement, works protected by copyright, and to,
- (i) extend the rights under the licence agreement to boards, and
 - (ii) require boards to comply with the terms of the licence agreement.

(2) Clause 8 (1) (za) of the Act, as enacted by the Statutes of Ontario, 1989, chapter 1, section 1, is amended by striking out “the keeping of” in the first line.

(3) Subsection 8 (1) of the Act is further amended by adding the following clause:

- (zh) make allocations in respect of the construction of child care facilities on school sites.

2. Subsection 10 (3) of the Act, as amended by the Statutes of Ontario, 1989, chapter 1, section 2, is further amended by adding the following clause:

- (aa) governing the apportionment and distribution of money appropriated or raised by the Legislature for the construction of child care facilities in schools.

3. Section 12 of the Act, as amended by the Statutes of Ontario, 1982, chapter 32, section 6, is further amended by adding the following subsection:

(4a) A demonstration school may provide, in a residential or non-residential setting, special education programs and special education services for exceptional pupils with learning disabilities or with hearing or visual impairments.

4.—(1) Section 136-1 of the Act, as enacted by the Statutes of Ontario, 1986, chapter 21, section 2 and amended by 1990, chapter 24, section 6, is further amended by adding the following subsection:

(20fa) Despite subsection (20f), the boards concerned may agree to share the amount of the payment under subsection (20d) or (20e) in any manner, including the payment of the entire amount by one of the boards. Idem

(2) Subsection 136-1 (20g) of the Act, as enacted by the Statutes of Ontario, 1990, chapter 24, section 6, is amended by striking out “Subsections (20d) to (20f)” in the first line and substituting “Subsections (20d) to (20fa)”.

(3) Boards to which former subsection 136-1 (20) of the Act applied before the 20th day of December, 1990 shall, despite that subsection, be deemed to have had the authority to agree to share the amount of a payment under former subsection 136-1 (18) or (19) of the Act in any manner, including the payment of the entire amount by one of the boards.

5.—(1) Subsection 150 (1) of the Act, as amended by the Statutes of Ontario, 1982, chapter 32, section 40, 1984, chapter 60, section 10, 1989, chapter 1, section 17 and 1989, chapter 2, section 3, is further amended by adding the following paragraph:

47. construct and renovate child care facilities in any school. Child care facilities

(2) Section 150 of the Act, as amended by the Statutes of Ontario, 1982, chapter 32, section 40, 1984, chapter 60, section 10, 1989, chapter 1, section 17 and 1989, chapter 2, section 3, is further amended by adding the following subsection:

(3) For the purpose of subsection 209 (1), the construction or renovation of child care facilities under paragraph 47 of subsection (1), Child care facilities

- (a) in a public school is deemed to be a public school purpose; and
- (b) in a secondary school is deemed to be a secondary school purpose.

Copyright
licence
agreements

Capital
allocations

Idem

6. Clause 236 (d) of the Act is repealed and the following substituted:

pupil records

(d) in accordance with this Act, the regulations and the guidelines issued by the Minister, to collect information for inclusion in a record in respect of each pupil enrolled in the school and to establish, maintain, retain, transfer and dispose of the record.

7.—(1) Subsection 237 (1) of the Act, as amended by the Statutes of Ontario, 1989, chapter 1, section 27, is repealed and the following substituted:

Definition

(1) In this section, except in subsection (12), "record", in respect of a pupil, means a record under clause 236 (d).

(2) Clause 237 (2) (a) of the Act is repealed and the following substituted:

(a) subject to subsections (2a), (3) and (5), is not available to any other person; and

(3) Section 237 of the Act, as amended by the Statutes of Ontario, 1989, chapter 1, sec-

tion 27, is further amended by adding the following subsection:

(2a) The principal of a school shall, upon request by the medical officer of health serving the area in which the school is located, give that medical officer of health the following information in respect of pupils enrolled in the school:

Information to medical officer of health

1. The pupil's name, address and telephone number.
2. The pupil's birthdate.
3. The name, address and telephone number of the pupil's parent or guardian.

8.—(1) This Act, except subsection 1 (2) and sections 4, 6 and 7, comes into force on the day it receives Royal Assent.

Commencement

(2) Subsection 1 (2) and sections 6 and 7 shall be deemed to have come into force on the 1st day of January, 1991.

Idem

(3) Section 4 shall be deemed to have come into force on the 20th day of December, 1990.

Idem

9. The short title of this Act is the Education Amendment Act (Miscellaneous), 1991.

Short title