

① Tabled by the Minister
of Social Supports and
Well-Being
K. Hawkey
March 19, 2023

**AMENDMENT IN COMMITTEE OF THE
WHOLE HOUSE**

BILL 1

**AN ACT RESPECTING THE DISABILITY
ADVOCATE**

1. (1) Clause 2 of the Bill is amended by deleting proposed paragraph (f).

(2) Clause 2 of the Bill is amended by adding immediately after proposed paragraph (j) the following:

(j.1) "services" means the programs, services or systems of support that are related to health care, personal care, housing, transportation, finances, education, training, legal or employment that are accessed or used by persons with disabilities with the exception of the programs, services or systems of support prescribed in the regulations;

EXPLANATORY NOTE

This amendment would amend the Bill to delete the definition of disability services and add the definition of services.

Tabled by the (2)
Minister of Social
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K. Hawkey
March 19, 2026

**AMENDMENT IN COMMITTEE OF THE
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BILL 1

**AN ACT RESPECTING THE DISABILITY
ADVOCATE**

1. Clause 3 of the Bill is amended by deleting the words "disability services" in proposed paragraphs 3(b) and (d) and substituting the word "services".

EXPLANATORY NOTE

This amendment would amend proposed paragraphs 3(b) and (d) of clause 3 of the Bill to replace the words disability services with the word services.

*Tabled by the member (3)
for Placentia-St Mary's
K. Hauling George
March 19, 2026*

Speaker, I'd like to move an amendment to Clause 4 of the bill. This will be moved by myself, the Member for Placentia – St. Mary's, and seconded by the member for Mount Pearl North.

I move that Clause 4 of the bill be amended by adding immediately after subsection (2) the following:

(3) The process of selecting a disability advocate under subsection (1) shall consider individuals eligible for appointment using a disability lens

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K. Hawley George
March 19, 2026

**AMENDMENT IN COMMITTEE OF THE
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BILL 1

**AN ACT RESPECTING THE DISABILITY
ADVOCATE**

1. (1) Clause 16 of the Bill is amended by deleting the words "disability services" in proposed paragraphs 16(1)(b), (e) and (i) and substituting the word "services".

(2) Clause 16 of the Bill is amended by adding immediately after proposed subsection (2) the following:

(2.1) Notwithstanding subsection (2), the advocate may exercise a power under paragraph (2)(b) or (c) without the consent of the person with a disability or the parent or guardian of the person with a disability where

(a) the advocate is of the opinion that

(i) the person with a disability lacks the capacity to consent, and

(ii) exercising the advocate's powers under paragraph (2)(b) or (c) is in the best interest of the person with a disability; or

(b) the person with a disability is deceased and the advocate is of the opinion that exercising the advocate's powers under paragraph (2)(b) or (c) is in the public interest.

(2.2) Where the advocate exercises a power under paragraph (2)(b) or (c) without the consent of the person with a disability or the parent or guardian of the person with a disability in accordance with subsection (2.1), the advocate shall include that fact and a brief

description of the circumstances of the matter in the advocate's next annual report to the House of Assembly.

EXPLANATORY NOTE

This amendment would amend proposed paragraphs 16(1)(b), (e) and (i) of clause 16 of the Bill to replace the words disability services with the word services.

This amendment would also amend clause 16 of the Bill to allow the Disability Advocate to investigate a matter relating to a person with a disability, or request the personal information or personal health information relating to a person with a disability, without the consent of the person with a disability, or the parent or guardian of the person with a disability, in the prescribed circumstances.

This amendment would further amend clause 16 of the Bill to add a requirement that where the Disability Advocate investigates a matter relating to a person with a disability, or requests the personal information or personal health information relating to a person with a disability, without the consent of the person with a disability, or the parent or guardian of the person with a disability, the Disability Advocate shall include that fact and a brief description of the circumstances of the matter in the Disability Advocate's next annual report to the House of Assembly.

⑤ Tabled by the member
for Windsor Lake
M. Gaulty
March 19, 2026

Speaker, I'd like to move an amendment to Clause 16 of the bill. This will be moved by myself, the Member for Windsor Lake, and seconded by the member for _____.

I move that Clause 16 of the bill be amended by adding immediately after subsection 16(1)(f) the following:

(f.1) meet with a parent, caregiver or guardian of a person with a disability;

Ⓟ Tabled by the Minister
of Social Supports
and Well-being
K. Hawley
March 19, 2016

**AMENDMENT IN COMMITTEE OF THE
WHOLE HOUSE**

BILL 1

**AN ACT RESPECTING THE DISABILITY
ADVOCATE**

1. (1) Clause 24 of the Bill is amended by adding immediately after proposed subsection (3) the following:

(3.1) Notwithstanding paragraph (3)(b), the advocate has the right to information respecting a person with a disability without the consent of the person with a disability or the parent or guardian of the person with a disability where

- (a) the advocate is of the opinion that
 - (i) the person with a disability lacks the capacity to consent, and
 - (ii) obtaining the information is in the best interest of the person with a disability; or
- (b) the person with a disability is deceased and the advocate is of the opinion that obtaining information respecting the person with a disability is in the public interest.

(3.2) Where the advocate obtains information respecting a person with a disability without the consent of the person with a disability or the parent or guardian of the person with a disability in accordance with subsection (3.1), the advocate shall include that fact and a brief description of the circumstances of the matter in the advocate's next annual report to the House of Assembly.

(2) Clause 24(4) of the Bill is amended by deleting the reference "subsection (3)" and substituting the reference "subsection (3) or (3.1)".

EXPLANATORY NOTE

This amendment would amend clause 24 of the Bill to give the Disability Advocate a right to information respecting a person with a disability without the consent of the person with a disability, or the parent or guardian of a person with a disability, in the prescribed circumstances.

This amendment would also amend clause 24 of the Bill to add a requirement that where the Disability Advocate receives information relating to a person with a disability without the consent of the person with a disability, or the parent or guardian of the person with a disability, the Disability Advocate shall include that fact and a brief description of the circumstances of the matter in the Disability Advocate's next annual report to the House of Assembly.

This amendment would also amend clause 24(4) of the Bill to add a reference to a subsection added in this amendment.

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Tabled by the minister
of Social supports and
Well-Being
K. Hawley
March 19 186

**AMENDMENT IN COMMITTEE OF THE
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BILL 1

**AN ACT RESPECTING THE DISABILITY
ADVOCATE**

1. Clause 30(1) of the Bill is amended by deleting the words "disability services" and substituting the word "services".

EXPLANATORY NOTE

This amendment would amend clause 30(1) of the Bill to replace the words disability services with the word services.