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1st SESSION, 67th GENERAL ASSEMBLY  
Province of Prince Edward Island  
3 CHARLES III, 2024

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**(Bill No. 64)**

**An Act to Amend the Education Act**

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Hon. Rob Lantz  
Minister of Education and Early Years

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GOVERNMENT BILL

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Andrea MacRae  
Acting King's Printer  
Charlottetown, Prince Edward Island

**For House  
Use Only**

**Prince Edward Island  
Legislative Assembly**

**ASSEMBLY / SESSION / YEAR**  
67th General Assembly / 1st / 2024

**AMENDMENTS**

**BILL NUMBER: 64**      **PAGE No. 2 of 6 PAGES**

**TITLE: An Act to Amend the Education Act**

#	SECTION	AMENDMENT	DATE

<b>NOTED:</b>	<b>CERTIFIED CORRECT:</b>
_____	_____
<b>COMMITTEE CLERK</b>	<b>CHAIR, IN COMMITTEE</b>



## AN ACT TO AMEND THE EDUCATION ACT

**BILL NO. 64**

**2024**

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BE IT ENACTED by the Lieutenant Governor and the Legislative Assembly of the Province of Prince Edward Island as follows:

- 1. Paragraph 1(1)(p)(ii)(A) of the *Education Act* R.S.P.E.I. 1988, Cap. E-.02, is repealed and the following substituted:**
  - (A) is designated as an independent student by the Director, in accordance with the regulations, or
  
- 2. Section 55 of the Act is amended by the addition of the following after subsection (1):**

**Decision related to designation of independent student**

  - (1.1) Where the decision referred to in subsection (1) is a decision not to designate a student as an independent student, the student may appeal the decision to the hearing committee of the education authority in accordance with the regulations.
  
- 3. Subsection 107(1) of the Act is amended by the addition of the following after clause (i):**
  - (i.1) respecting the designation of a student as an independent student by the Director, including the application process and the factors a Director may consider in determining whether a student is independent of the student's parents;
  
- 4. This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.**

## EXPLANATORY NOTES

**SECTION 1** amends the definition of “independent student” in the *Education Act* to include a student designated as an independent student by the Director in accordance with the regulations.

**SECTION 2** adds a new subsection 55(1.1) to the Act to provide for a student to appeal a decision not to designate the student as an independent student.

**SECTION 3** adds a regulation-making power to subsection 107(1) of the Act to provide for regulations respecting the designation of a student as an independent student by the Director, including the application process and factors establishing whether the student is independent of the student’s parents.

**SECTION 4** provides for the commencement of this Act.

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(Bill No. 64)

**An Act to Amend the Education Act**

<i>STAGE:</i>	<i>DATE:</i>
<i>1st Reading:</i>	November 5, 2024
<i>2nd Reading:</i>	
<i>To Committee:</i>	
<i>Reported:</i>	
<i>3rd Reading and Pass:</i>	
<i>Assent:</i>	

**SIGNATURES:**

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Honourable Dr. Wassim Salamoun, Lieutenant Governor

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Honourable Darlene Compton, Speaker

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Joseph Jeffrey, Clerk

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Hon. Rob Lantz  
Minister of Education and Early Years

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GOVERNMENT BILL

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2024  
1st SESSION, 67th GENERAL ASSEMBLY