



Recall Legislation Update

Verbal Report to the
2021 February 18 Meeting of the
Intergovernmental Affairs Committee



Recall Legislation Update

June 2020 – Minister of Justice and Solicitor General proposed [questions for review](#), about possibility of legislation for:

- Recall of Members of the Legislative Assembly (MLAs)
- Recall of municipal elected officials and school board trustees

Recall Legislation Update

- [Submissions to the Committee](#) respecting municipal recall legislation were from a range of organizations and individuals.
- Opposition was from, amongst others:
 - Alberta Urban Municipalities Association (AUMA)
 - Rural Municipalities of Alberta (RMA)
- Submissions in support from others:
 - For recall legislation similar to that allowing recall of Members of the Legislative Assembly

Recall Legislation Update

November 2020 – Select Special Democratic Accountability Committee

[Final Report Citizen's Initiatives and Recall report](#)

- Recommends MLA recall legislation
- Recommends Municipal Elected Official and School Board Trustee recall legislation:
 - (a) recall legislation be enacted for the purpose of recalling of municipal elected officials or school board trustees, and*
 - (b) such legislation be similar in nature to recall legislation in respect of Members of the Legislative Assembly.*

Recall Legislation Update

- **Framework recommended by Committee for recall of MLAs:**
 - Only one recall petition respecting an MLA allowed at a time, and per term
 - No recall petitions permitted within 6 months of fixed election period, nor within 18 months after a general election or by-election in the electoral division
 - Successful petition = at least 40% of registered electors of the electoral division to validly sign the petition
 - Physical signatures only
 - Only electors eligible during 90-day period when signatures permitted to be collected are counted as valid

Recall Legislation Update

- **Framework recommended by Committee for recall of MLAs (Cont'd):**
 - Chief Electoral Officer will determine whether a recall petition is successful
 - Limits on contributions to proponents of a recall petition, or to MLA subject to recall petition, as well as financing, advertising and disclosure rules
 - Third-Party advertiser restrictions
 - Requirements for issuance of a recall petition
 - Prospectively, a three-part process to replace an elected MLA:
 1. Recall Petition
 2. Recall Election
 3. By-Election (recalled MLA can be a candidate)

Recall Legislation Update

Edmonton

MLA recall legislation coming this spring, Kenney says

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Any legislation may not take effect until after next election



Janet French - CBC News - Posted: Jan 07, 2021 6:00 AM MT | Last Updated: January 7

Recall Legislation Update

Recommendation:

- **That the Intergovernmental Affairs Committee receive the Acting Returning Officer's Verbal Report and presentation for the Corporate Record.**