INTRODUCTION COPY

Rt. Hon. Helen Clark

FREE PUBLIC HOSPITAL SERVICES

A BILL INTITULED

An Act to amend the Social Security Act 1964

BE IT ENACTED by the Parliament of New Zealand as follows:

1. Short Title and commencement—(1) This Act may be
5 cited as the Free Public Hospital Services Act **1991**, and shall be
read together with and deemed part of the Social Security Act
1964 (hereinafter referred to as the principal Act).

(2) This Act shall come into force on the **1st day of February
1992.**

10 **2. Hospital treatment afforded by area health boards**—
(1) The principal Act is hereby amended by repealing section
101 (as substituted by section 3 of the Social Security
Amendment Act (No. 3) 1991), and substituting the following
section:

15 "101. (1) Except to the extent that, in respect of any injury or
disease, a hospital patient has recovered or is or has been
entitled to recover any compensation under the Workers'
Compensation Act 1956 on account of any hospital treatment
in a hospital maintained by an area health board, or has
20 recovered or is entitled to recover special damages in respect of
any such treatment, no area health board shall demand or
accept or be entitled to recover from the patient or any other
person, payment for hospital treatment afforded to a hospital
patient who is entitled to receive hospital benefits under this
25 Part of this Act.

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"(2) Nothing in **subsection (1)** of this section or in any regulations made under this Act prevents an area health board from accepting from the Crown payments to that area health board in respect of long-term hospital treatment provided by the board for any intellectually handicapped person or 5 physically handicapped person.

"(3) The provisions of subsection (4) of section 92 of this Act shall, with any necessary modifications, apply for the purposes of this section."

3. Regulations—Section 123 (1) of the principal Act is 10 hereby amended by omitting paragraphs (ba) and (bb).