

HARYANA GOVERNMENT
GENERAL ADMINISTRATION DEPARTMENT
(POLITICAL BRANCH)

SEAL

**THE HARYANA LEGISLATIVE ASSEMBLY
(MEDICAL FACILITIES TO MEMBERS) ACT, 1986
AND RULES, 1988**

(As amended upto 31st January, 2009)

PART-I

LEGISLATIVE DEPARTMENT

Notification

The 18th December, 1986

No. Leg.26/86.-The following Act of the Legislature of the State of Haryana received the assent of the Governor of Haryana on 16th December, 1986 and is hereby published for general information:-

HARYANA ACT No. 19 of 1986

AN

ACT

to provide for medical facilities to members of the Haryana Legislative Assembly.

Be it enacted by the Legislature of the State of Haryana in the Thirty seven Year of the Republic of India as follows:-

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| Short title | 1. | This Act may be called the Haryana Legislative Assembly (Medical Facilities to Members) Act, 1986. |
| Definitions | 2. | In this Act, unless the subject or context otherwise requires,-
(a) "Assembly" means the Haryana Legislative Assembly;
(b) "member" means a member of the Assembly and includes-
(i) the Chief Minister, the Speaker, a Minister, a Minister of State, A deputy Minister, the Deputy Speaker, the Chief Parliamentary Secretary and a Parliamentary Secretary; and
(ii) "prescribed" means prescribed by rules made under this Act. |
| Medical facilities | 3. | Every member shall be entitled to such medical facilities for himself and for such members of his family as may be prescribed. |
| Power to make rules | 4. | (1) The State Government may make rules for carrying out the purpose of this Act.

(2) Every rule made under this section shall be laid as soon as may be after it is made, before the House of the State Legislature while it is in session for a total period of ten days, which may be comprised in one session or in two or more successive sessions, unless they are sooner approved with or without modifications or disapproved by the House and where they are also approved, they shall take effect on such approval in the form in which they were laid or in such modification, as the case may be, and where they are so disapproved, they shall be of no effect. So, however, that any such modification or amendment shall be without prejudice to the validity of anything previously done under that rule. |

PART I

HARYANA GOVERNMENT

LEGISLATIVE DEPARTMENT

Notification

The 9th March, 1999

No. Leg. 8/99.—The following Act of the Legislature of the State of Haryana received the consent of the Governor of Haryana on the 3rd March, 1999, and is hereby published for general information:-

HARYANA ACT NO. 8 OF 1999

**THE HARYANA LEGISLATIVE ASSEMBLY
(MEDICAL FACILITIES TO MEMBERS) AMENDMENT ACT, 1999**

**AN
ACT**

*further to amend the Haryana Legislative Assembly
(Medical Facilities to Members) Act, 1986.*

Be it enacted by the Legislature of the State of Haryana in the Fiftieth Year of the Republic of India as follows:-

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| Short title | 1. This Act may be called the Haryana Legislative Assembly (Medical Facilities to Members) Amendment Act, 1999. |
| Amendment section 2 of Haryana Act 19 of 1986. | 2. For clause (b) of section 2 of the Haryana Legislative Assembly (Medical Facilities to Members) Act, 1986 (hereinafter referred to as the principal Act), the following clause shall be substituted, namely:-
“(b) “member” means a person who is or has been member of the Assembly and includes the Chief Minister, the Speaker, a Minister, a Minister of State, a Deputy Minister, the Deputy Speaker, the Chief Parliamentary Secretary and a Parliamentary Secretary ; and’. |
| Substituted of section 3 of Haryana Act 19 of 1986. | 3. For section 3 of the principal Act, the following section shall be substituted, namely:-
“ 3. Medical Facilities. — Every member shall be entitled to such medical facilities for himself and for such members of his family as may be prescribed:
Provided that a member, who is appointed as Chairman of the Board/Corporation owned or controlled by the Central Government or any State Government, shall have an option to either avail medical facilities in his capacity as a member or as Chairman of the Board/Corporation, as the case may be.”. |

B.L. GULATI,
Secretary to Government, Haryana,
Legislative Department.

**THE HARYANA LEGISLATIVE ASSEMBLY
(MEDICAL FACILITIES TO MEMBERS)
RULES, 1988**

(Made by the Government of Haryana under section 4 of the Haryana Legislative Assembly (Medical Facilities to Members) Act, 1986, and published vide Haryana Government General Administration Department (Political Branch) Notification No. G.S.R. 83/HA. 19/86/S.4/88, dated the 28th October, 1988).

Short title

1. These rules may be called the Haryana Legislative Assembly (Medical Facilities to Members) Rules, 1988.

Medical facilities to members and the members of his family,
Section 3

2. (1) Every member shall be entitled, for himself and for the members of his family, to the same medical facilities, as were admissible to a Haryana Government Class-I officer prior to the issue of instructions issued by the Haryana Government, Health Department letter No. 2/231/81-1HBIII, dated the 6th May, 1986.

(2) Every member shall also be entitled to the facilities of reimbursement of all such medicines, tonics and artificial limbs, etc. which may be prescribed to him but are not available in the Government Hospitals free of cost:

Provided that only such tonics, which are prescribed by the doctor “as medicine” for the treatment of the patient and not “as food”, shall be admissible.

Note.- Members of his family means the wife or the husband, as the case may be, of an member, his legitimate children, his legally adopted children, his parents and his widowed daughters residing with and wholly dependent on him.

[(3) Notwithstanding anything contained in sub-

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1. Inserted vide Notification No. G.S.R. 58/H.A. 19/86/S.4/98, dated 8th May, 1998.

rule (1) and sub-rule (2), a member and the members of his family may get medical treatment in case of emergency as indoor patient from a private hospital/institution of medical practitioner, who hold at least an MBBS degree. He shall also be entitled to the facility of reimbursement of expenditure incurred in connection with this Medical treatment subject to the following conditions:-

- (a) Room rent , operation fee or procedure fee shall not exceed the charges prevailing in Medical College Hospital, Rohtak/Post Graduate Institute of Medical Education and Research, Chandigarh or All India Institute of Medical Sciences, New Delhi.

Explanation,-

- (i) if the treatment has been taken from a private hospital/institution or medical practitioner situated in Haryana State, than the room rent, operation fee or procedure fee being charged in Medical College Hospital, Rohtak, shall be taken into consideration;
- (ii) if the treatment has been taken from a private hospital, institution/ medical practitioner situated in Chandigarh, the room rent, operation fee or procedure fee being charged in Post Graduate Institute of Medical Education and Research, Chandigarh shall be taken into consideration;
- (iii) if the treatment has been taken from a private hospital/institute/medical practitioner situated in Delhi, the room rent, operation fee or procedure fee being charged in All India Institute of Medical Sciences, New Delhi shall be taken into consideration.
- (iv) If the treatment has been taken from a private hospital/institution/medical practitioner situated outside the State of Haryana, Chandigarh and Delhi, the room rent, operation fee or procedure fee being charged in All India Institute of Medical Sciences, New Delhi shall be taken into consideration.
- (b) Consultation fee shall not exceed Rs. 200 (two hundred rupees only) per day.
- (c) The claimant shall have to produce a certificate from the doctor concerned to the effect that the treatment was taken in emergency,]

Repeal

3. The Punjab State Legislature Officers, Ministers and Members (Medical Facilities) Rules, 1966, in its application to the State of Haryana and the Haryana Legislative Assembly (Medical Facilities) Rules, 1981, are hereby repealed.

KULWANT SINGH
Chief Secretary to Government, Haryana.