



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 57

THIRD SESSION, FORTY-FIRST LEGISLATURE

PRAYER

10:00 O'CLOCK A.M.

By leave, it was agreed for the House to deal with Second Reading of Bill (No. 225).

Mr. SWAN moved:

THAT Bill (No. 225) – The Human Rights Code Amendment Act (Genetic Characteristics)/Loi modifiant le Code des droits de la personne (caractéristiques génétiques), be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Mr. SWAN having spoken,

And Messrs. ISLEIFSON and KINEW, Hon. Mr. GERRARD, Ms. MORLEY-LECOMTE, Mrs. GUILLEMARD and Mr. MICKLEFIELD having questioned the Member,

And the debate continuing,

And Messrs. ISLEIFSON and KINEW and Ms. MORLEY-LECOMTE, having spoken,

And Hon. Mr. GERRARD speaking at 11:00 a.m. The debate was allowed to remain in his name.

Mrs. SMITH (Point Douglas) moved:

Resolution No. 19: Celebrating Pride in Manitoba

WHEREAS Sunday May 25 marks the beginning of the 31st Pride Winnipeg Festival, a celebration of the LGBTTTQ* community and its success at overcoming discrimination; and

WHEREAS the growing number of Pride Festivals across Manitoba such as in Flin Flon and Steinbach are a testament to the growing desire to continue to celebrate LGBTTTQ* peoples; and

WHEREAS the theme of this year's Pride Festival is My First Pride, which focuses on bridging the gap between New Priders and the community that actively takes part in Pride; and

WHEREAS the Provincial Government can help to bridge this gap by passing legislation that works to eliminate discrimination against the LGBTTTQ* community, such as *The Vital Statistics Amendment Act*; and

WHEREAS a former NDP Provincial Government passed the Human Rights Code in 1987, prohibiting discrimination based on sexual orientation; and

WHEREAS the previous NDP Provincial Government extended adoption rights to same-sex couples in 2002, enabling same-sex couples to share in the rights and responsibilities of parenthood; and

WHEREAS the previous NDP Provincial Government legally recognized same-sex marriage in 2004, nearly a full year before the Federal Government; and

WHEREAS the previous NDP Provincial Government prohibited discrimination based on gender identity in 2012; and

WHEREAS the previous NDP Provincial Government passed legislation in 2013 that protected the rights of all Manitoba students to organize gay-straight alliances and anti-bullying clubs in their schools; and

WHEREAS the previous NDP Provincial Government banned LGBTTTQ* conversion therapy in the public health system in 2014; and

WHEREAS members of the LGBTTTQ* community, including the rights of trans and non-binary peoples, still face systemic barriers and pervasive discrimination; and

WHEREAS Manitoba is a diverse and inclusive province which should recognize, affirm and celebrate all members of society.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba call upon the Provincial Government to celebrate the advances made by the LGBTTTQ* community and work with LGBTTTQ* communities to combat and eliminate discrimination against LGBTTTQ* peoples in society and urge it to support legislation such as *The Vital Statistics Amendment Act* which helps make Manitoba a more inclusive society.

And a debate arising,

And Mrs. SMITH (Point Douglas) having spoken,

And Mr. HELWER, Ms. FONTAINE, Hon. Mr. GERRARD and Messrs. CURRY and MARTIN having questioned the Member,

And the debate continuing,

And Mr. HELWER, Ms. FONTAINE, Mr. CURRY and Hon. Mr. GERRARD having spoken,

And Mr. MARTIN speaking at 12:00 p.m. The debate was allowed to remain in his name.

1:30 O'CLOCK P.M.

Prior to Routine Proceedings, Mr. LINDSEY rose on a Matter of Privilege regarding a Matter of Privilege previously raised on May 17th, 2018, regarding an incident in the House which occurred on May 16th, 2018. The Member contended that on the 16th the Premier had used documents in his hand as a prop in debate, and that in ruling on a subsequent Point of Order the Speaker had ruled that Members should not use exhibits in any debate. Mr. LINDSEY further indicated that the Premier had not respected this ruling from Chair and that his disregard for the authority of the Speaker impacts Members in their ability to perform their job.

And Hon. Messrs. CULLEN and FLETCHER having spoken.

WHEREUPON Madam Speaker informed the House she would take the matter under advisement.

Hon. Mr. FRIESEN presented:

Reply to Written Question (No. 8), asked by Mr. Saran, on May 16, 2018:

8. In the 2016/2017 Public Accounts dozens of numbered companies are listed. Can the Provincial Government provide information on the services or products these companies provide, along with the names of the principals of the companies and the names of the parent companies?
(Sessional Paper No. 62)

Hon. Mrs. COX, the Minister of Sport, Culture and Heritage, made a statement regarding Amateur Baseball day.

Mr. LINDSEY and, by leave, Ms. LAMOUREUX commented on the statement.

Hon. Mr. SCHULER, the Minister of Infrastructure, made a statement regarding the status of Manitoba fires.

Mr. MALOWAY and, by leave, Hon. Mr. GERRARD commented on the statement.

Pursuant to Rule 27(1), Hon. Mr. FRIESEN, Mr. WIEBE, Hon. Mrs. COX, Ms. LAMOUREUX and Hon. Ms. CLARKE made Members' Statements.

The following petitions were presented and read:

Hon. Mr. FLETCHER – Legislative Assembly of Manitoba to urge the Provincial Government to take the necessary steps to ensure that the Vimy Arena site is not used for an addiction treatment facility and to take the necessary steps to ensure the preservation of public land along Sturgeon Creek for the purposes of park land and recreational activities for public use (including being an important component of the Sturgeon Creek Greenway Trail and the Sturgeon Creek ecosystem) under the current designation of PR2 for the 255 Hamilton Avenue location at the Vimy Arena site, and to maintain the land to continue to be designated for Parks and Recreation Active Neighbourhood/Community. (K. McKay, I. McKay, L. Mah and others)

Mrs. SMITH (Point Douglas) – Legislative Assembly of Manitoba to urge the Premier of Manitoba and the Minister of Justice to immediately call a Public Inquiry into the systems that had a role in the life and death of Tina Fontaine as well as the function of the administration of justice after her death and that the terms of reference of a Public Inquiry be developed jointly with the caregivers of Tina Fontaine and/or the agent appointed by them. (I. Christensen, E. Engel, D. Millen and others)

Ms. FONTAINE – Legislative Assembly of Manitoba to urge the Premier of Manitoba and the Minister of Justice to immediately call a Public Inquiry into the systems that had a role in the life and death of Tina Fontaine as well as the function of the administration of justice after her death and that the terms of reference of a Public Inquiry be developed jointly with the caregivers of Tina Fontaine and/or the agent appointed by them.

Hon. Mr. GERRARD – Legislative Assembly of Manitoba to urge the Provincial Government to immediately begin implementation of plans to convert systems and forms to be more inclusive of Two-Spirit and other non-binary individuals, whether it be to include a third gender option, or no requirement for gender on forms, unless medically or statistically necessary, including health cards, and birth certificates; to immediately instruct the Manitoba Public Insurance corporation to offer a third gender option, or no gender requirement for licenses or any other form of provincial identification; to instruct Manitoba Health, Seniors and Active Living to offer the option of Manitoba Health Cards with no gender in order to reduce the anxieties of transgender and non-binary persons accessing the healthcare system as a first step; and to consider revisiting legislation that may need updating to meet the needs of its citizens in this regard. (S. Strong, A. Deezar, M. McNeil and others)

By leave, it was agreed to waive the provisions of Rule 2(14) relating to Royal Assent for Specified Bills so that:

1. Royal Assent for all eligible Bills will begin no later than 5:00 p.m. on June 4th, 2018;
2. The House will not rise on June 4th, 2018 until after Royal Assent has been granted for all eligible Bills; and
3. After 5:00 on June 4th, 2018 Matters of Privilege and Points of Order will be deferred until after Royal Assent for all eligible Bills has been completed.

The House resolving into Committee of Supply.

Thursday, May 31, 2018

In accordance with sub-rules 2(14) and 2(15), the debate was interrupted to put the Concurrence and Third Reading Questions on the remaining Specified Bills.

The House resumed the debate on the Proposed Motion of Hon. Mr. FRIESEN:

THAT Bill (No. 5) – The Public Interest Disclosure (Whistleblower Protection) Amendment Act/Loi modifiant la Loi sur les divulgations faites dans l'intérêt public (protection des divulgateurs d'actes répréhensibles), reported from the Standing Committee on Human Resources, be concurred in and be now read a Third Time and passed.

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. PEDERSEN moved:

THAT Bill (No. 3) – The Canadian Free Trade Agreement Implementation Act (Labour Mobility Act and Regulated Health Professions Act Amended)/Loi sur la mise en œuvre de l'Accord de libre-échange canadien (modification de la Loi sur la mobilité de la main-d'œuvre et de la Loi sur les professions de la santé réglementées), reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. PEDERSEN, Mr. LINDSEY, Ms. LAMOUREUX and Hon. Mr. FLETCHER having spoken,

And the Question being put. It was agreed to, on the following division:

YEA

CLARKE	MARTIN
COX	MAYER
CULLEN	MICHALESKI
CURRY	MICKLEFIELD
EICHLER	MORLEY-LECOMTE
EWASKO	NESBITT
FIELDING	PALLISTER
FLETCHER	PEDERSEN
FRIESEN	PIWNIUK
GERRARD	REYES
GOERTZEN	SCHULER
GRAYDON	SMITH (Southdale)
GUILLEMARD	SMOOK
HELWER	SQUIRES
ISLEIFSON	TEITSMA
JOHNSON	WHARTON
JOHNSTON	WISHART
LAGASSÉ	YAKIMOSKI 37
LAGIMODIERE	

NAY

ALLUM	MARCELINO (Logan)
ALTEMEYER	MARCELINO (Tyndall Park)
FONTAINE	SARAN
LATHLIN	SMITH (Point Douglas)
LINDSEY	SWAN
MALOWAY	WIEBE 12

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. CULLEN for Hon. Mrs. STEFANSON:

THAT Bill (No. 4) – The Legislative Assembly Amendment Act (Member Changing Parties)/Loi modifiant la Loi sur l'Assemblée législative (adhésion à un autre parti), reported from the Standing Committee on Justice, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. CULLEN, Ms. FONTAINE, Ms. LAMOUREUX, Hon. Mr. FLETCHER and Mr. SARAN having spoken,

And the Question being put. It was agreed to, on the following division:

YEA

CLARKE	LAMOUREUX
COX	MARTIN
CULLEN	MAYER
CURRY	MICHALESKI
EICHLER	MORLEY-LECOMTE
EWASKO	NESBITT
FIELDING	PALLISTER
FRIESEN	PEDERSEN
GERRARD	PIWNIUK
GOERTZEN	REYES
GRAYDON	SCHULER
GUILLEMARD	SMITH (Southdale)
HELWER	SMOOK
ISLEIFSON	SQUIRES
JOHNSON	TEITSMA
JOHNSTON	WHARTON
LAGASSÉ	WISHART
LAGIMODIERE	YAKIMOSKI 36

NAY

ALLUM	MARCELINO (Logan)
ALTEMEYER	MARCELINO (Tyndall Park)
FONTAINE	SMITH (Point Douglas)
LATHLIN	SWAN
LINDSEY	WIEBE 11
MALOWAY	

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. FRIESEN moved:

THAT Bill (No. 6) – The Public Sector Compensation Disclosure Amendment Act/Loi modifiant la Loi sur la divulgation de la rémunération dans le secteur public, reported from the Standing Committee on Human Resources, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. FRIESEN, Mr. WIEBE and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. FIELDING moved:

THAT Bill (No. 9) – The Community Child Care Standards Amendment Act (Enhanced Powers Respecting Governance and Accountability)/Loi modifiant la Loi sur la garde d'enfants (pouvoirs accrus en matière de gestion et d'obligation redditionnelle), reported from the Standing Committee on Legislative Affairs, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. FIELDING, Mrs. SMITH (Point Douglas) and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. PEDERSEN moved:

THAT Bill (No. 10) – The Boards, Committees, Councils and Commissions Streamlining Act (Various Acts Amended or Repealed)/Loi sur la simplification des conseils, des comités et des commissions (modification ou abrogation de diverses lois), reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. PEDERSEN, Mr. LINDSEY and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to, on the following division:

YEA

BINDLE	LAGIMODIERE
CLARKE	MARTIN
COX	MAYER
CULLEN	MICHALESKI
CURRY	MORLEY-LECOMTE
EICHLER	NESBITT
EWASKO	PALLISTER
FIELDING	PEDERSEN
FRIESEN	PIWNIUK
GOERTZEN	REYES
GRAYDON	SMITH (Southdale)
GUILLEMARD	SMOOK
HELWER	SQUIRES
ISLEIFSON	TEITSMA
JOHNSON	WHARTON
JOHNSTON	WISHART
LAGASSÉ	YAKIMOSKI..... 34

NAY

ALLUM
ALTEMEYER
FONTAINE
GERRARD
KINEW
LAMOUREUX
LATHLIN

LINDSEY
MALOWAY
MARCELINO (Logan)
MARCELINO (Tyndall Park)
SMITH (Point Douglas)
SWAN
WIEBE 14

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. CULLEN for Hon. Mrs. STEFANSON:

THAT Bill (No. 11) – The Safe and Responsible Retailing of Cannabis Act (Liquor and Gaming Control Act and Manitoba Liquor and Lotteries Corporation Act Amended)/Loi sur la vente au détail responsable et sécuritaire du cannabis (modification de la Loi sur la réglementation des alcools et des jeux et de la Loi sur la Société manitobaine des alcools et des loteries), reported from the Standing Committee on Justice, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. CULLEN, Ms. FONTAINE and Ms. LAMOUREUX having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. SCHULER moved:

THAT Bill (No. 14) – The Traffic and Transportation Modernization Act/Loi sur la modernisation des lois relatives à la circulation et au transport, reported from the Standing Committee on Legislative Affairs, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. SCHULER, Mr. MALOWAY and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to, on division.

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. SCHULER moved:

THAT Bill (No. 17) – The Drivers and Vehicles Amendment and Highway Traffic Amendment Act/Loi modifiant la Loi sur les conducteurs et les véhicules et le Code de la route, reported from the Standing Committee on Legislative Affairs, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. SCHULER, Mr. MALOWAY and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. WHARTON moved:

THAT BILL (No. 19) – The Planning Amendment Act (Improving Efficiency in Planning)/Loi modifiant la Loi sur l'aménagement du territoire (efficacité accrue), as amended and reported from the standing committee on Social And Economic Development, and subsequently amended, be concurred in and be now read for a third time and passed.

And a debate arising,

And Hon. Mr. WHARTON, Mr. KINEW and Ms. LAMOUREUX having spoken,

And the Question being put. It was agreed to, on the following division:

YEA

BINDLE	MARTIN
CLARKE	MAYER
COX	MICHALESKI
CULLEN	MICKLEFIELD
CURRY	MORLEY-LECOMTE
EICHLER	PEDERSEN
EWASKO	PIWNIUK
FIELDING	REYES
FRIESEN	SCHULER
GOERTZEN	SMITH (Southdale)
GRAYDON	SMOOK
GUILLEMARD	SQUIRES
ISLEIFSON	TEITSMAN
JOHNSON	WHARTON
JOHNSTON	WISHART
LAGASSÉ	YAKIMOSKI..... 33
LAGIMODIERE	

NAY

ALLUM
ALTEMEYER
FONTAINE
GERRARD
KINEW
LAMOUREUX
LATHLIN

LINDSEY
MALOWAY
MARCELINO (Logan)
MARCELINO (Tyndall Park)
SMITH (Point Douglas)
SWAN
WIEBE 14

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. PEDERSEN moved:

THAT Bill (No. 20) – The Employment Standards Code Amendment Act (2)/Loi n° 2 modifiant le Code des normes d'emploi, reported from the Standing Committee on Human Resources, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. PEDERSEN, Mr. LINDSEY and Ms. LAMOUREUX having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. CULLEN for Hon. Mrs. STEFANSON:

THAT Bill (No. 22) – The Queen's Counsel Act/Loi sur les conseillers de la Reine, reported from the Standing Committee on Legislative Affairs, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. CULLEN, Ms. FONTAINE and Ms. LAMOUREUX having spoken,

And the Question being put. It was agreed to, on the following division:

YEA

BINDLE	MARTIN
CLARKE	MAYER
COX	MICHALESKI
CULLEN	MICKLEFIELD
CURRY	MORLEY-LECOMTE
EICHLER	NESBITT
EWASKO	PALLISTER
FIELDING	PEDERSEN
FRIESEN	PIWNIUK
GOERTZEN	REYES
GRAYDON	SCHULER
GUILLEMARD	SMITH (Southdale)
HELWER	SMOOK
ISLEIFSON	SQUIRES
JOHNSON	TEITSMAN
JOHNSTON	WHARTON
LAGASSÉ	WISHART
LAGIMODIERE	YAKIMOSKI 36

NAY

ALLUM	LINDSEY
ALTEMEYER	MALOWAY
FONTAINE	MARCELINO (Logan)
GERRARD	MARCELINO (Tyndall Park)
KINEW	SMITH (Point Douglas)
LAMOUREUX	SWAN
LATHLIN	WIEBE 14

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. GOERTZEN:

THAT Bill (No. 25) – The Non-Smokers Health Protection and Vapour Products Amendment Act (Prohibiting Cannabis Consumption in Outdoor Public Places)/Loi modifiant la Loi sur la protection de la santé des non-fumeurs et les produits servant à vapoter (interdiction de consommer du cannabis dans les endroits publics extérieurs), reported from the Standing Committee on Justice, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. GOERTZEN, Mr. SWAN and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

Thursday, May 31, 2018

The Bill was accordingly concurred in, read a Third Time and passed.

Hon. Mr. CULLEN:

THAT Bill (No. 26) – The Impaired Driving Offences Act (Various Acts Amended)/Loi modifiant diverses lois en matière de conduite avec facultés affaiblies, reported from the Standing Committee on Justice, and subsequently amended, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. CULLEN, Ms. FONTAINE and Ms. LAMOUREUX having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

The House then adjourned at 12:02 a.m. until 1:30 p.m. Monday, June 4, 2018.

Hon. Myrna DRIEDGER,
Speaker.