# **JOURNALS**

OF THE

**LEGISLATIVE ASSEMBLY** 

OF

**MANITOBA** 



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# $2^{\scriptscriptstyle ND}$ Session of the $37^{\scriptscriptstyle TH}$ Legislature

From the  $5^{th}$  Day of December 2000 to the  $6^{th}$  Day of July 2001

IN THE FORTY-NINTH AND FIFTIETH YEARS OF THE REIGN OF OUR SOVEREIGN LADY QUEEN ELIZABETH THE SECOND

WINNIPEG, MANITOBA

VOLUME 146

# LEGISLATIVE ASSEMBLY OF MANITOBA



Lieutenant Governor of Manitoba	Hon. Peter LIBA
Speaker of the Legislative Assembly	Hon. George HICKES
Deputy Speaker / Chairperson of Committees of the Whole	Mr. Conrad Santos
Deputy Chairperson of Committees of the Whole	Mr. Harry Schellenberg Ms. Bonnie Korzeniowsk
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	Mr. Michel NANTEL
	Ms. Michèle PILON

#### **PROCLAMATION**



Peter M. Liba Lieutenant Governor

#### CANADA PROVINCE OF MANITOBA

ELIZABETH THE SECOND, by the grace of God of The United Kingdom, Canada and Her other Realms and Territories, QUEEN, Head of the Commonwealth, Defender of the Faith.

#### PROCLAMATION

To our beloved and faithful the Members elected to serve in the Legislative Assembly of our Province of Manitoba, and to each and every of you - GREETING.

WHEREAS the Legislative Assembly of the Province of Manitoba now stands adjourned;

AND WHEREAS it is deemed appropriate to request His Honour the Lieutenant Governor by a Royal Proclamation effective on the fourth day of December, 2000, to prorogue the First Session of the Thirty-Seventh Legislature of the Province of Manitoba and to summon the said Legislature for the dispatch of business on the fifth day of December, 2000;

NOW KNOW YE THAT, for divers causes and consideration, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice and consent of our Executive Council of our Province of Manitoba, to hereby prorogue the First Session of the Thirty-Seventh Legislature of the Province of Manitoba effective on Monday, the fourth day of December, 2000, and to convene the Second Session of the Thirty-Seventh Legislature of the Province of Manitoba on Tuesday, the fifth day of December, 2000, at the hour of 1:30 o'clock in the afternoon for the dispatch of business in our Legislative Assembly of our Province of Manitoba, in our City of Winnipeg, there to take into consideration the state and welfare of our said Province of Manitoba and therein to do as may seem necessary.

HEREIN FAIL NOT.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent, and the Great Seal of Our Province of Manitoba to be hereunto affixed:

WITNESS, His Honour Peter M. Liba, Lieutenant Governor of the Province of Manitoba;

AT OUR GOVERNMENT HOUSE, at Our City of Winnipeg, in the Province of Manitoba, this ninth day of November, in the year of Our Lord two thousand, and in the forty-ninth year of Our Reign.

BY COMMAND,

G. MACKINTOSH Minister of Justice and Attorney General

#### TO THE

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Debate continued: Mr. Murray. Amendment B Mr. Murray. Ruled in order. Debate continued (amendment): Hon. Ms. Mihychuk, Messrs. Loewen, Struthers and Penner (Emerson). Allowed to remain in the name of Mr. Penner (Emerson)	6
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House convened (December 5, 2000)	
Adjournment of House	•••••
Unanimous consent to waive Rule 60(2) with regards to the printing of the Private Members' Resolutions in the Notice Paper until December 11, 2000	
Unanimous consent to allow the statements from Messrs. FAURSCHOU, JENNISSEN and PITURA to be tabled in the House and printed in Hansard	
Adjournment of House on December 15, 2000 until a time fixed by Mr. Speaker upon the request of the Government (by leave) (Hon. Mr. MACKINTOSH)	
Adjournment of House (by leave)	•••••
Unanimous consent to adopt, as previously moved as a matter of privilege, the proposed motion of Mr. Penner (Emerson)	
Members' Statements postponed until April 11, 2001, with the understanding that the rotation process will remain the same as set out for Tuesday (by leave)	
House reverted to "Ministerial Statements and Tabling of Reports" (by leave)	
Unanimous consent to allow the House to not sit on Easter Monday, April 16, 2001	

House to allow a Workplace Safety and Health Inspector to enter the Chamber and inspect the air quality (by leave)	
House to adjourn at 5:00 p.m. on Thursday, April 12, 2001 (by leave)	
Unanimous consent to proceed with the debate on the Proposed Agriculture Resolution as printed on the Notice Paper for Tuesday, April 17, 2001	
Unanimous consent to allow the length of speaking time allotted for each member to be set at 10 minutes for the debate on the Proposed Agriculture Resolution for Tuesday, April 17, 2001	
Unanimous consent to allow the vote on Proposed Agriculture Resolution to occur at 5:45 p.m. on Tuesday, April 17, 2001	
Unanimous consent to vary the membership of the Standing Committee on Agriculture, so that during the consideration of the Agriculture Resolution, the membership of the Agriculture Committee will be 14 instead of 11, and that of the three members being added to the committee, that one member come from the Government caucus, one member from the Official Opposition caucus, and the Honourable Member for River Heights be the third additional member of the committee. Once the committee has completed its consideration of this issue, the committee membership will go back to 11 members, with the three additional members to come off of the committee membership list	
Hour designated for Private Members' Business be waived for Tuesday, April 17, 2001 (by leave)	
Standing Committee on Agriculture to meet at 5:00 p.m., Wednesday, April 18, 2001, concurrently with the House (by leave)	
Quorum requirement in the House waived between 5:00 p.m. and 6:00 p.m. for April 18, 2001 (by leave).	
Unanimous consent to allow the Standing Committee on Agriculture considering the provincial government resolution on federal support for agriculture to be authorized to make committee membership substitutions by leave and that the substitutions be reported to the House by way of the committee report	
Unanimous consent to allow while the Standing Committee on Agriculture is travelling to hear public presentations, that the quorum requirements in the House be waived and that any recorded votes be deferred	
Unanimous consent to waived the quorum requirements in the House and that any recorded votes arising be deferred on Thursday, April 26, 2001 due to the Rural Forum held in Brandon, Manitoba	
House reverted to "Presenting Petitions" (by leave)	
Hour designated for Private Members' Business be waived for Wednesday, April 25, 2001 (by leave)	
House reverted to "Ministerial Statements and Tabling of Reports" (by leave)	
House to adjourn at 5:00 p.m. on Wednesday, April 25, 2001 (by leave)	
House reverted to "Presenting Petitions" (by leave)	
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House to adjourn at 5:00 p.m. on Thursday, April 26, 2001 (by leave)	

Hour designated for Private Members' Business be waived for Monday, April 30, 2001 (by leave)	
House to adjourn at 5:00 p.m. on Monday, April 30, 2001 (by leave)	
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Hour designated for Private Members' Business be waived for Tuesday, May 1, 2001 (by leave)	
Unanimous consent to allow the section of the Committee of Supply, sitting in Room 255, to adjourn at 5:30 p.m. for Tuesday, May 1, 2001	
Unanimous consent to allow two sections of the Committee of Supply to meet in Room 254 and in the Chamber for Wednesday, May 2, 2001	
Hour designated for Private Members' Business be waived for Thursday, May 3, 2001 (by leave)	
Hour designated for Private Members' Business be waived for Monday, May 7, 2001 (by leave)	
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Hour designated for Private Members' Business be waived for Wednesday, May 9, 2001 (by leave)	
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Hour designated for Private Members' Business be waived for Thursday, May 10, 2001 (by leave)	
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Hours designated for Private Members' Business be waived for Thursday, May 17, 2001 (by leave)	
Unanimous consent to allow the Committee of Supply to not meet on Friday, May 18, 2001	
Unanimous consent to allow any Petitions filed during the session to be in either the new format as indicated in the new rules or the old format, with the understanding that for the next session, petitions should be in the new format	

Unanimous consent for the current motion "THAT Mr. Speaker do now leave the Chair and the House resolve itself into a Committee to consider of Ways and Means for raising of the Supply to be granted to Her Majesty" be amended to read: "THAT the House resolve into the Committee of Ways and Means"
Unanimous consent to allow the section of the Committee of Supply, sitting in Room 255, to not meet Thursday morning, May 17, 2001
House reverted to "Presenting Petitions" (by leave)
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Unanimous consent to allow the section of the Committee of Supply, sitting in the Chamber, to meet at 3:30 p.m. for Monday, May 28, 2001
Unanimous consent to allow the Committee of Supply to not meet on Friday, June 1, 2001
Unanimous consent to have two sections of the Committee of Supply to meet in Rooms 254 and 255 for the remainder of this week
Unanimous consent to allow the Honourable Minister of Culture, Heritage and Tourism to present the Royal Recommendation with the First Reading Motion of Bill (No. 39) – The Archives and Recordkeeping Act/Loi sur les archives
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House to adjourn at 5:00 p.m. on Wednesday, June 20, 2001 (by leave)
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Standing Committee on Law Amendments to meet at 10:00 a.m. on Thursday, June 28, 2001, concurrently with the House (by leave)
Quorum requirement in the House waived for Thursday, June 28, 2001 (by leave).
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Reported without amendment	
D'II (NI 47) TI D I ( I I ) ( ' I T C( ( A I A A 2001/I '	
Bill (No. 47) – The Budget Implementation and Tax Statutes Amendment Act, 2001/Loi d'exécution du budget de 2001 et modifiant diverses dispositions législatives en matière de fiscalité	
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Reported without amendment	
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GERRARD, Mr. ENNS, Hon. Ms. WOWCHUK, Messrs. CUMMINGS, MAGUIRE and HELWER.  Agreed to, unanimously	
CONDOLENCES	
To the family of the late:	
BAIZLEY, William Obadiah (Obie)	
Speakers: Hon. Mr. Doer, Mr. Murray, Hon. Ms. McGifford, Mr. Enns, Hon. Mr.	
GERRARD, Messrs. Reid and Loewen and Mrs. DACQUAY	•••••
GUTTORMSON, Elman Kreisler	
Speakers: Hon. Messrs. Doer and Gerrard, Messrs. Murray, Nevakshonoff, Enns and Helwer and Ms. Korzeniowski	
Нагаріак, Нагту М.	
Speakers: Hon. Mr. Doer, Hon. Ms. Wowchuk, Mr. Murray, Hon. Messrs. Ashton	
and Gerrard, Mr. Derkach, Hon. Mr. Chomiak, Mrs. Mitchelson, Messis. Reid and	
PRAZNIK, Hon. Mr. SALE, Messrs. ROCAN and MARTINDALE, Hon. Mr. CALDWELL,	
Messrs. Enns, Santos, Cummings, Struthers and Penner (Emerson)	
Ingebrigtson, John	
Speakers: Hon. Mr. Doer, Messrs. Murray, Jennissen and Enns and Hon. Mr. Gerrard	
MOLGAT, Senator Gildas	
Speakers: Hon. Messrs. Doer and Gerrard, Mr. Murray, Hon. Mr. Selinger, Mrs.	
DACQUAY, Messrs. Struthers, Cummings and Gilleshammer, Ms. Korzeniowski, Mr.	
ROCAN, Ms. ASPER, Messrs. LOEWEN, PRAZNIK and LAURENDEAU	, <b></b>
Rose, Bob	
Speakers: Hon. Mr. Doer, Messrs. Murray and Gilleshammer, Ms. Asper, Hon. Mr.	
GERRARD, Messis. Derkach, Praznik, Maguire, Cummings and Tweed, Mrs.	
MITCHELON Masers HELWED PENNED (Emerson) ROCAN and LAUDENDEAU	

DEPUTY SPEAKER	
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Privilege – Mr. Penner (Emerson) – THAT on Tuesday next, the ordinary business of the House be set aside to debate the socio-economic crisis rural Manitoba communities are experiencing due to the ongoing impact of the downturn in the grains, oilseeds and specialty crops sectors and the resultant negative impact on rural businesses, industries and communities alike.  Debate: Hon. Messrs. Mackintosh and Gerrard, Mr. Laurendeau and Hon. Mr. Mackintosh. Taken under advisement by Mr. Speaker	57 63
Privilege – Mrs. MITCHELSON – THAT the Minister of Family Services did break the privileges of all Opposition members by accusing those MLAs of condoning and participating in one of society's most heinous crimes, that being the physical assaulting of women and that this House finds the Minister of Family Services in contempt of this House for casting aspersions against members of the Opposition; and furthermore that this Minister be directed to withdraw his comments and apologize; and that this matter be referred to the Committee of Privileges and Elections for the Committee's consideration.  *Debate:* Hon. Mr. MACKINTOSH, Messrs. LAURENDEAU and ENNS. Taken under advisement by Mr. Speaker	78
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RECORDED (see Divisions)



#### Peter M. LIBA Lieutenant Governor

#### PROVINCE OF MANITOBA

ELIZABETH II, Queen of Canada

# PROCLAMATION

With the advice and consent of the Executive Council of Manitoba, we prorogue the 2nd Session of the 37th Legislature of the Province of Manitoba effective on Monday, November 12, 2001, and convene the 3rd Session of the 37th Legislature of the Province of Manitoba on Tuesday, November 13, 2001, at 1:30 p.m.

HIS HONOUR PETER M. LIBA Lieutenant Governor of the Province of Manitoba Winnipeg, Manitoba November 7, 2001

G. MACKINTOSH Minister of Justice and Attorney General