

Tuesday, May 22, 2018



PRAYER

SITTING AT 10:00 A.M.

ORDERS OF THE DAY

PRIVATE MEMBERS' BUSINESS

CONCURRENCE AND THIRD READINGS – PRIVATE BILLS:

Mrs. GUILLEMARD –

(No. 300) – The University of Manitoba Students' Union Amendment Act/Loi modifiant la Loi sur l'Association des étudiants de l'Université du Manitoba

CONCURRENCE AND THIRD READINGS – PUBLIC BILLS:

Mr. SWAN –

(No. 213) – The Allied Healthcare Professionals Recognition Week Act/Loi sur la Semaine de reconnaissance des professionnels paramédicaux

Ms. FONTAINE –

(No. 219) – The Workplace Safety and Health Amendment Act (Inappropriate or Unsafe Footwear)/Loi modifiant la Loi sur la sécurité et l'hygiène du travail (chaussures inappropriées ou non sécuritaires)

Mr. LAGASSÉ –

(No. 221) – The Rail Safety Awareness Week Act/Loi sur la Semaine de sensibilisation à la sécurité ferroviaire

SECOND READINGS – PUBLIC BILLS:

Hon. Mr. FLETCHER –

(No. 203) – The Insurance Amendment Act/Loi modifiant la Loi sur les assurances

Hon. Mr. FLETCHER –

(No. 204) – The Electoral Divisions Amendment Act/Loi modifiant la Loi sur les circonscriptions électorales

Hon. Mr. FLETCHER –

(No. 206) – The Brookside Cemetery Recognition Act/Loi sur la désignation du cimetière Brookside

Hon. Mr. FLETCHER –

(No. 207) – The Legal Profession Amendment Act (Queen's Counsel Appointments)/Loi modifiant la Loi sur la profession d'avocat (nomination de conseillers de la Reine)

Hon. Mr. FLETCHER –

(No. 209) – The Gift of Life Act (Human Tissue Gift Act Amended)/Loi sur le don de la vie (modification de la Loi sur les dons de tissus humains)

Hon. Mr. FLETCHER –

(No. 210) – The Manitoba Public Insurance Corporation Amendment Act/Loi modifiant la Loi sur la Société d'assurance publique du Manitoba

Hon. Mr. FLETCHER –

(No. 214) – The Workplace Safety and Health Amendment Act/Loi modifiant la Loi sur la sécurité et l'hygiène du travail

Hon. Mr. FLETCHER –

(No. 215) – The Election Financing Amendment Act/Loi modifiant la Loi sur le financement des élections

Hon. Mr. GERRARD –

(No. 216) – The Human Rights Code Amendment Act/Loi modifiant le Code des droits de la personne

Ms. FONTAINE –

(No. 227) – The Animal Care Amendment Act (Dog Breeding and Exotic Animals)/Loi modifiant la Loi sur le soin des animaux (élevage de chiens et animaux interdits)

Ms. FONTAINE –

(No. 228) – The Animal Shelter and Rescue Awareness Day Act/Loi sur la Journée de sensibilisation aux refuges et aux établissements de secours pour animaux

Ms. LAMOUREUX –

(No. 229) – The Intoxicated Persons Detention Amendment Act/Loi modifiant la Loi sur la détention des personnes en état d'ébriété

Selected Bill (Second Reading vote to be held May 22)

DEBATE ON SECOND READINGS – PUBLIC BILLS:

On the Proposed Motion of Mr. ALTEMEYER –

(No. 222) – The Residential Tenancies Amendment Act (Protecting Tenants from Rising Utility Costs)/Loi modifiant la Loi sur la location à usage d'habitation (protection des locataires contre l'augmentation des coûts des services publics)

(Mr. SMITH (Southdale) – 7 minutes)

On the Proposed Motion of Mr. KINEW –

(No. 226) – The Vital Statistics Amendment Act/Loi modifiant la Loi sur les statistiques de l'état civil

(Mr. HELWER – 5 minutes)

On the Proposed Motion of Mr. MARTIN –

(No. 200) – The Planning Amendment Act/Loi modifiant la Loi sur l'aménagement du territoire

(Mr. SWAN – 1 minute)

On the Proposed Motion of Mrs. SMITH (Point Douglas) –

(No. 223) – The Child and Family Services Amendment Act/Loi modifiant la Loi sur les services à l'enfant et à la famille

(Mr. SMITH (Southdale) – 5 minutes)

RESOLUTION:

Mrs. MAYER – Celebrating National Indigenous Peoples Day

16. WHEREAS First Nations, Inuit and Métis are Canada's Indigenous peoples; and

WHEREAS First Nations, Inuit and Métis peoples are founding partners in the creation of Manitoba; and

WHEREAS June 21st is National Indigenous Peoples Day; and

WHEREAS National Indigenous Peoples Day recognizes and celebrates the many contributions of First Nations, Inuit and Métis peoples to Canada; and

WHEREAS this Provincial Government recognizes that Indigenous knowledge, art and culture helped to shape the province of Manitoba; and

WHEREAS this Provincial Government recognizes the need to continue working towards reconciliation with First Nations, Inuit and Métis peoples; and

WHEREAS this Provincial Government is committed to cultivating a relationship of mutual respect and reconciliation with First Nations, Inuit and Métis people.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba recognize National Indigenous Day by celebrating the many contributions of First Nations, Inuit and Métis peoples and by reaffirming the commitment to reconciliation with First Nations, Inuit and Métis communities across Manitoba.

DEBATE ON RESOLUTIONS:

1. Mr. SWAN – Cuts to Outpatient Physiotherapy and Occupational Services
(Mr. JOHNSTON – 9 minutes/124 minutes remaining)
4. Mr. KINEW – Cuts to the Special Drugs Program
(Mr. MICKLEFIELD – 8 minutes/122 minutes remaining)
5. Mr. LAGIMODIERE – Recognition of Wetland Importance
(Ms. MARCELINO (Logan) – 9 minutes/125 minutes remaining)
3. Mr. ALLUM – Restore Public Transit Funding for Municipalities
(Mr. SMITH (Southdale) – 10 minutes/124 minutes remaining)
7. Mr. WIEBE – Provincial Government Cuts to Education Hurt Manitoba Students
(Mr. SARAN – 9 minutes/124 minutes remaining)
9. Mr. LINDSEY – Workers Compensation Coverage for Work Related Stress
(Mrs. GUILLEMARD – 10 minutes/129 minutes remaining)
10. Mr. ISLEIFSON – Celebrating a New School in Brandon
(Mr. SWAN – 4 minutes/126 minutes remaining)
11. Mr. MARCELINO (Tyndall Park) – Standing Up for Worker Safety
(Mr. CURRY – 5 minutes/124 minutes remaining)
12. Mr. JOHNSON – Celebrating Freedom Road
(Mr. LINDSEY – 8 minutes/124 minutes remaining)
13. Mr. ALTEMEYER – Protect Manitoba Waterways from Transboundary Water Projects
(Mr. WOWCHUK – 9 minutes/123 minutes remaining)

14. Mr. PIWNIUK – Trans Mountain Pipeline
(Ms. FONTAINE – 9 minutes/124 minutes remaining)
15. Ms. FONTAINE – Protecting and Promoting French Language Services
(Mrs. GUILLEMARD – 10 minutes/151 minutes remaining)
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SITTING AT 1:30 P.M.

ROUTINE PROCEEDINGS

INTRODUCTION OF BILLS

Hon. Mr. FIELDING –

(No. 2) – The Child and Family Services Amendment Act (Guardianship Support)/Loi modifiant la Loi sur les services à l'enfant et à la famille (aide aux tuteurs)

Hon. Mrs. COX –

(No. 13) – The Concussion in Youth Sport Act/Loi sur les commotions cérébrales chez les jeunes athlètes

Mr. LAGIMODIERE –

(No. 201) – The Manitoba Conservation Officers Recognition Day Act/Loi sur la Journée de reconnaissance des agents de conservation du Manitoba

Hon. Mr. FLETCHER –

(No. 202) – The Legislative Assembly Amendment Act/Loi modifiant la Loi sur l'Assemblée législative

Hon. Mr. FLETCHER –

(No. 205) – The Statutory Holidays Act (Various Acts Amended)/Loi sur les jours fériés (modification de diverses dispositions législatives)

Mrs. SMITH (Point Douglas) –

(No. 217) – The Workplace Safety and Health Amendment and Legislative Assembly Management Commission Amendment Act (Workplace-Related Harassment and Violence)/Loi modifiant la Loi sur la sécurité et l'hygiène du travail et Loi modifiant la Loi sur la Commission de régie de l'Assemblée législative (harcèlement et violence au travail)

Mr. WIEBE –

(No. 220) – The Public Schools Amendment Act (Anaphylaxis Policy)/Loi modifiant la Loi sur les écoles publiques (politique sur l'anaphylaxie)

Mr. WIEBE –

(No. 224) – The Public Schools Amendment Act (No Disclosure Without Consent)/Loi modifiant la Loi sur les écoles publiques (divulgence interdite sans consentement)

Mr. SWAN –

(No. 225) – The Human Rights Code Amendment Act (Genetic Characteristics)/Loi modifiant le Code des droits de la personne (caractéristiques génétiques)

Mrs. GUILLEMARD –

(No. 230) – The Fetal Alcohol Spectrum Disorder Awareness Day Act/Loi sur la Journée de sensibilisation à l'ensemble des troubles causés par l'alcoolisation fœtale

COMMITTEE REPORTS

TABLING OF REPORTS

MINISTERIAL STATEMENTS

MEMBERS' STATEMENTS

ORAL QUESTIONS

PETITIONS

Hon. Mr. FLETCHER
Ms. FONTAINE
Hon. Mr. GERRARD
Mr. KINEW
Mrs. SMITH (Point Douglas)
Mr. WIEBE

GRIEVANCES

ORDERS OF THE DAY (continued)

GOVERNMENT BUSINESS

COMMITTEE OF THE WHOLE

COMMITTEE OF SUPPLY

(2 hrs. 43 minutes)
(Chamber – Sustainable Development)
(Room 255 – Justice)
(Room 254 – No departments listed)

REPORT STAGE AMENDMENTS:

Hon. Ms. SQUIRES –

(No. 7) – The Sustainable Watersheds Act (Various Acts Amended)/Loi sur les bassins hydrographiques durables (modification de diverses dispositions législatives)

Specified Bill

(amended – Committee)

[Amendments (2) – Mr. ALTEMEYER]

Hon. Mrs. STEFANSON –

(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)

Specified Bill

[Amendment (1) – Ms. LAMOUREUX]

Hon. Mr. WHARTON –

(No. 19) – The Planning Amendment Act (Improving Efficiency in Planning)/Loi modifiant la Loi sur l'aménagement du territoire (efficacité accrue)

Specified Bill

(amended – Committee)

[Amendments (2) – Mr. LINDSEY]

Hon. Mrs. STEFANSON –

(No. 26) – The Impaired Driving Offences Act (Various Acts Amended)/Loi modifiant diverses lois en matière de conduite avec facultés affaiblies

Specified Bill

[Amendment (1) – Hon. Mrs. STEFANSON]

CONCURRENCE AND THIRD READINGS:

Hon. Mr. PEDERSEN –

(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)

Specified Bill

Hon. Mrs. STEFANSON –

(No. 4) – The Legislative Assembly Amendment Act (Member Changing Parties)/Loi modifiant la Loi sur l'Assemblée législative (adhésion à un autre parti)

Specified Bill

Hon. Mr. FRIESEN –

(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)

Specified Bill

Hon. Mr. FRIESEN –

(No. 6) – The Public Sector Compensation Disclosure Amendment Act/Loi modifiant la Loi sur la divulgation de la rémunération dans le secteur public

Specified Bill

Hon. Mr. FIELDING –

(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)

Specified Bill

Hon. Mr. PEDERSEN –

(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)

Specified Bill

Hon. Mr. SCHULER –

(No. 14) – The Traffic and Transportation Modernization Act/Loi sur la modernisation des lois relatives à la circulation et au transport

Specified Bill

Hon. Mrs. COX –

(No. 15) – The Film and Video Classification and Distribution Act/Loi sur la classification et la distribution des films et des vidéos

Specified Bill

Hon. Mr. SCHULER –

(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

Specified Bill

Hon. Mr. FIELDING –

(No. 18) – The Child and Family Services Amendment Act (Taking Care of Our Children)/Loi modifiant la Loi sur les services à l'enfant et à la famille (soins conformes aux traditions)

Specified Bill

Hon. Mr. PEDERSEN –

(No. 20) – The Employment Standards Code Amendment Act (2)/Loi n°2 modifiant le Code des normes d'emploi

Specified Bill

Hon. Mrs. STEFANSON –

(No. 22) – The Queen's Counsel Act/Loi sur les conseillers de la Reine

Specified Bill

Hon. Mr. FRIESEN –

(No. 23) – The Commodity Futures Amendment and Securities Amendment Act/Loi modifiant la Loi sur les contrats à terme de marchandises et la Loi sur les valeurs mobilières

Specified Bill

(amended – Committee)

Hon. Mr. GOERTZEN –

(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)

Specified Bill

DEBATE ON SECOND READINGS:

On the Proposed Motion of Hon. Mrs. COX –

(No. 8) – The Government Notices Modernization Act (Various Acts Amended)/Loi sur la modernisation de la publication des avis du gouvernement (modification de diverses lois)

Designated Bill

(Hon. Mr. CULLEN)

SECOND READINGS:

Hon. Mr. CULLEN –

(No. 12) – The Red Tape Reduction and Government Efficiency Act, 2018/Loi de 2018 sur la réduction du fardeau administratif et l'efficacité du gouvernement

Designated Bill

Hon. Ms. SQUIRES –

(No. 16) – The Climate and Green Plan Implementation Act/Loi sur la mise en œuvre du Plan vert et climatique

(Recommended by His Honour, the Administrator)

Designated Bill

Hon. Mr. FIELDING –

(No. 24) – The Social Services Appeal Board Amendment Act/Loi modifiant la Loi sur la Commission d'appel des services sociaux

Designated Bill

Hon. Mr. FRIESEN –

(No. 27) – The Fiscal Responsibility and Taxpayer Protection Amendment Act/Loi modifiant la Loi sur la responsabilité financière et la protection des contribuables

(Recommended by Her Honour, the Lieutenant Governor)

Designated Bill

Hon. Mr. SCHULER –

(No. 28) – The Public Sector Construction Projects (Tendering) Act/Loi sur les projets de construction dans le secteur public (appels d'offres)

Hon. Ms. SQUIRES –

(No. 29) – The Wildlife Amendment Act (Safe Hunting and Shared Management)/Loi modifiant la Loi sur la conservation de la faune (pratiques de chasse sécuritaires et gestion intégrée de la faune)

Hon. Mrs. STEFANSON –

(No. 30) – The Statutes Correction and Minor Amendments Act, 2018/Loi corrective de 2018

DEBATE ON GOVERNMENT MOTION:

On the Proposed Motion of Hon. Mrs. STEFANSON – Special Committee on Proactive Disclosure Requirements for Provincial Candidates

THAT a Special Committee on Proactive Disclosure Requirements for Provincial Candidates (the Special Committee) be established to study and make recommendations regarding the requirement of candidates seeking office in, but not limited to, the Manitoba Legislative Assembly to disclose matters including (but not limited to):

- a) past criminal background checks;
- b) adult and child abuse registry checks, and
- c) other matters which may be relevant for those who are seeking or holding office; and

THAT, except as otherwise provided in this motion, the Special Committee shall have the same status and follow the same practices and rules as a Standing Committee of the House, including:

- a) having the same membership composition as the current composition of the Standing Committees of the House; and
- b) having the power to establish a sub-committee for the purposes of carrying out any part of the Special Committee's work; and

THAT, within the parameters of the practices and Rules of the House and the instructions of this motion, the Special Committee be authorized to decide how it will conduct its business, including deciding to hold meetings at such times and places it considers advisable to receive briefs and hear presentations; and

THAT, despite Rule 4(12) the committee may meet in the months of June, July and August; and

THAT the Special Committee be able to call witnesses, including, but not limited to, the Chief Electoral Officer of Elections Manitoba, representatives from political parties, academia and other experts in ethics, political science or whatever field the Special Committee deems appropriate; and

THAT the Special Committee must report to the House by October 3, 2018.

(Hon. Mr. FLETCHER – 3 minutes)

GOVERNMENT MOTION:

Hon. Mr. CULLEN –

1. THAT effective immediately and until prorogation of the 3rd Session of the 41st Legislature, the Rules, Orders and Forms of Proceedings of the Legislative Assembly of Manitoba be amended as follows:

(a) *by deleting Sub-rule 23(4) and substituting the following:*

Private Members' Business

23(4) Subject to sub-rule 4(3), Private Members' Business shall be considered as follows when the House sits on Tuesdays and Thursdays:

Tuesday:

10:00 a.m. to 11:00 a.m. (Private Members' Hour)

Private Bills
Public Bills
Motions

11:00 a.m. to 12:00 noon (Private Members' Hour)

Private Members' Resolutions
Motions

Thursday:

10:00 a.m. to 11:00 a.m. (Private Members' Hour)

Public Bills
Private Bills
Motions

11:00 a.m. to 12:00 noon (Private Members' Hour)

Private Members' Resolutions
Motions
Deferred votes from previous Tuesday Private Members' Business at 11:55 a.m.

Sequence of Private Members' Bills

23(4.1) Private Members' Private Bills and Private Members' Public Bills shall be called in the following sequence as listed on the *Order Paper*:

- (a) Report Stage;
- (b) Debate on Report Stage;
- (c) Concurrence and Third Readings;
- (d) Debate on Concurrence and Third Readings;
- (e) Second Readings;
- (f) Debate on Second Readings.

When a Private Member's Public Bill or Private Bill is called for debate and is not disposed of within that hour, it shall be placed on the bottom of the list of bills of that type on the *Order Paper*.

House Leaders

23(4.2) House Leaders of Recognized Parties have the authority to call Private Members' Bills for debate in the first Hour of Private Members' Business.

- (a) On Tuesday mornings the Government House Leader or designate shall call Private Members' Bills for debate.
- (b) On Thursday mornings the Official Opposition House Leader or designate, or the House Leaders or designates of other Recognized Opposition Parties, shall call Private Members' Bills for debate.
- (c) If there is more than one Recognized Opposition Party:
 - i. The House Leaders or designates of all Recognized Opposition Parties must submit to the Speaker an agreement on dividing time on Thursday mornings.
 - ii. In the event of an impasse the Speaker shall make a determination as to this division of time.

(b) *by deleting Rule 24 and substituting the following:*

Selected Bills

24(1) Each recognized party may select up to three Private Members' Bills per session to proceed to a Second Reading debate and vote.

Bills to proceed to a Second Reading vote

24(2) Each Independent Member may select one Private Members' Bill per session to proceed to a Second Reading debate and vote, and despite Rule 69(1), an Independent Member will not require a seconder to move each Reading motion for their selected Private Members' Bill.

Written notice

24(3) Written notice of each selected Bill, indicating the sitting day and time when the debate and vote will occur, must be provided to the Speaker by the Government House Leader (or designate) and the Independent Member no later than two weeks prior to the scheduled end of the Fall Sitings.

Scheduling Independent Members' Selected Bills

24(4) As part of the written notice required in 24(3), an Independent Member and the Government House Leader or designate must agree on a date and time for the debate and vote on the selected Bill, and notify the Speaker in writing of the details.

- (a) In the event of an impasse, the Speaker shall make a determination as to the scheduling of these debates.
- (b) The Government House Leader or designate will call Independent Members' Private Members' Bills for debate on Tuesdays.

2. THAT the Clerk may re-number the Rules, Orders and Forms of Proceedings of the Legislative Assembly and make other minor corrections that in no way alter the intended meaning of these Amendments.

3. THAT the Clerk prepare revised rule books incorporating all amendments, additions and deletions.

NOTICE PAPER

NOTICE OF MOTION FOR THE NEXT THURSDAY OF PRIVATE MEMBERS' BUSINESS:

PROPOSED RESOLUTION:

Ms. MARCELINO (Logan) – Protecting Manitoba's Lakes, Rivers and Communities

17. WHEREAS Manitoba's lakes, rivers and communities are special places which deserve government protection and investments so that future generations can continue to enjoy them; and

WHEREAS Winnipeg and Manitoba are home to beautiful natural rivers, like the Seine River, that are at risk of being degraded by pollution, climate change and public impact; and

WHEREAS the Provincial Government should be investing in protections for rivers by restoring waterways and their habitats, establishing development authorities that protect water sources and educating the public on sustainable environmental practices; and

WHEREAS the Provincial Government should be increasing protections for Manitoba's natural wonders but instead is loosening standards and weakening protections; and

WHEREAS the Provincial Government has removed a cap on hog barns that weaken environmental protections and make it harder for local residents to have their voices heard regarding the building of hog barns; and

WHEREAS the Provincial Government tried to remove a ban on harmful cosmetic pesticides, some of which have been classified as possibly carcinogenic; and

WHEREAS the Provincial Government cut a provincial agency that was responsible for delivering environmental protection programs; and

WHEREAS documented incidents of negative environmental effects, such as the impacts associated with the metal shredder in St. Boniface, can jeopardize the health and safety of families by polluting groundwater and causing dangerous air pollution; and

WHEREAS the Provincial Government should work with private industry to ensure manufacturers are properly regulated and take all precautions necessary to protect the environment.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to stop its plan to weaken environmental regulations, reverse cuts to environmental programs and services, and instead strengthen laws and initiatives that will protect provincial lakes and rivers as well as communities for families into the future.
