

## TO THE HONOURABLE THE LEGISLATIVE ASSEMBLY OF MANITOBA

Your Standing Committee on SOCIAL AND ECONOMIC DEVELOPMENT presents the following as its Fifth Report.

### Meetings

Your Committee met on October 29, 2013 at 6:00 p.m. in Room 255 of the Legislative Building.

### Matters under Consideration

- **Bill (No. 4)** – The Personal Health Information Amendment Act/Loi modifiant la Loi sur les renseignements médicaux personnels
- **Bill (No. 13)** – The Fish and Wildlife Enhancement Fund Act/Loi sur le Fonds de mise en valeur du poisson et de la faune
- **Bill (No. 15)** – The Employment Standards Code Amendment Act (Minimum Wage Protection for Employees with Disabilities)/Loi modifiant le Code des normes d'emploi (protection du salaire minimum pour les employés ayant des incapacités)
- **Bill (No. 19)** – The Waste Reduction and Prevention Amendment and Environment Amendment Act/Loi modifiant la Loi sur la réduction du volume et de la production des déchets et la Loi sur l'environnement
- **Bill (No. 24)** – The Endangered Species Amendment Act (Ecosystem Protection and Miscellaneous Amendments)/Loi modifiant la Loi sur les espèces en voie de disparition (protection des écosystèmes et diverses modifications)
- **Bill (No. 26)** – The Accessibility for Manitobans Act/Loi sur l'accessibilité pour les Manitobains
- **Bill (No. 28)** – The Health Services Insurance Amendment and Hospitals Amendment Act (Admitting Privileges)/Loi modifiant la Loi sur l'assurance-maladie et la Loi sur les hôpitaux (privilèges d'admission)
- **Bill (No. 30)** – The Forest Health Protection Amendment Act (Heritage Trees)/Loi modifiant la loi sur la protection de la santé des forêts (arbres remarquables)
- **Bill (No. 45)** – The Competitive Drug Pricing Act (Various Acts Amended)/Loi sur les médicaments à prix concurrentiel (modifications de diverses lois)

### Committee Membership

- Mr. ALTEMEYER
- Hon. Ms. BRAUN
- Mr. BRIESE
- Mr. FRIESEN
- Hon. Ms. HOWARD
- Hon. Mr. MACKINTOSH
- Hon. Ms. MARCELINO
- Mr. NEVAKSHONOFF (*Chairperson*)
- Mrs. ROWAT
- Mr. SMOOK
- Hon. Ms. SELBY

Your Committee elected Mr. ALTEMEYER as the Vice-Chairperson.

### Public Presentations

Your Committee heard the following two presentations on **Bill (No. 13)** – The Fish and Wildlife Enhancement Fund Act/Loi sur le Fonds de mise en valeur du poisson et de la faune:

David Carrick  
Paul Turenne

Fish Futures  
Private Citizen

Your Committee heard the following four presentations on **Bill (No. 24)** – The Endangered Species Amendment Act (Ecosystem Protection and Miscellaneous Amendments)/Loi modifiant la Loi sur les espèces en voie de disparition (protection des écosystèmes et diverses modifications):

Peter Marykuca	Private Citizen
Christian Artuso	Bird Studies Canada
Doris Ames	Native Orchid Conservation Inc.
Shaunna Morgan	Canadian Boreal Initiative

Your Committee heard the following 19 presentations on **Bill (No. 26)** – The Accessibility for Manitobans Act/Loi sur l'accessibilité pour les Manitobains:

David Lepofsky	Accessibility for Ontarians with Disabilities Act Alliance
Gail Mores	March of Dimes Canada
Kevin Rebeck	Manitoba Federation of Labour
Patrick Falconer	Barrier-Free Manitoba
Laurie Helgason	Private Citizen
Libby Zdriluk	Independent Living Resource Centre
David Steen	Private Citizen
Samuel Unrau	University of Winnipeg Students' Association
Megan Fultz	Canadian Federation of Students of Manitoba
Jeannette Delong	Abilities Manitoba
Ruth Enns	Private Citizen
Oly Backstrom	Private Citizen
Jess Turner	Manitoba League of Persons with Disabilities
Dr. Jennifer Frain	New Directions for Children, Youth, Adults and Families
Ross Eadie	Private Citizen
Rob McInnes	Diversity World
George Pasieka	Canadian Mental Health Association, Manitoba Division
John Ruppel	Private Citizen
Geraldine Sage	Private Citizen

Your Committee heard the following presentation on **Bill (No. 28)** – The Health Services Insurance Amendment and Hospitals Amendment Act (Admitting Privileges)/Loi modifiant la Loi sur l'assurance-maladie et la Loi sur les hôpitaux (privilèges d'admission):

Geralyn Reimer	Manitoba Association of Midwives
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Your Committee heard the following three presentations on **Bill (No. 45)** – The Competitive Drug Pricing Act (Various Acts Amended)/Loi sur les médicaments à prix concurrentiel (modifications de diverses lois):

Barret Procyshyn	The Manitoba Society of Pharmacists
Kristine Petrasko	Canadian Pharmacist Association
Amy Oliver	Private Citizen

### Written Submissions

Your Committee received the following two written submissions on **Bill (No. 13)** – The Fish and Wildlife Enhancement Fund Act/Loi sur le Fonds de mise en valeur du poisson et de la faune:

Cherry White and Stu Jansson	Manitoba Trappers Association
Doug Tesch	The Netley Marsh Waterfowl Foundation

Your Committee received the following seven written submissions on **Bill (No. 24)** – The Endangered Species Amendment Act (Ecosystem Protection and Miscellaneous Amendments)/Loi modifiant la Loi sur les espèces en voie de disparition (protection des écosystèmes et diverses modifications):

Helios Hernandez	Private Citizen
Cam Dahl	Manitoba Beef Producers
Bruce Ford and Elizabeth Punter	University of Manitoba Department of Biological Sciences
Ron Thiessen	Canadian Parks and Wilderness Society
Terry Galloway	Private Citizen
C-Jae Breiter	Wildlife Society, Manitoba Chapter
David Punter	Private Citizen

Your Committee received the following two written submissions on **Bill (No. 26)** – The Accessibility for Manitobans Act/Loi sur l'accessibilité pour les Manitobains:

Doug Dobrowolski  
Karen Wittman

Association of Manitoba Municipalities  
The Manitoba Bar Association

### **Bills Considered and Reported**

- **Bill (No. 4)** – The Personal Health Information Amendment Act/Loi modifiant la Loi sur les renseignements médicaux personnels

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 13)** – The Fish and Wildlife Enhancement Fund Act/Loi sur le Fonds de mise en valeur du poisson et de la faune

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 15)** – The Employment Standards Code Amendment Act (Minimum Wage Protection for Employees with Disabilities)/Loi modifiant le Code des normes d'emploi (protection du salaire minimum pour les employés ayant des incapacités)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 19)** – The Waste Reduction and Prevention Amendment and Environment Amendment Act/Loi modifiant la Loi sur la réduction du volume et de la production des déchets et la Loi sur l'environnement

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 24)** – The Endangered Species Amendment Act (Ecosystem Protection and Miscellaneous Amendments)/Loi modifiant la Loi sur les espèces en voie de disparition (protection des écosystèmes et diverses modifications)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 26)** – The Accessibility for Manitobans Act/Loi sur l'accessibilité pour les Manitobains

Your Committee agreed to report this Bill, with the following amendments:

*THAT Clause 2(2) of the English version of the Bill be amended by striking out "impairment" and substituting "disability".*

*THAT Clause 3(1) of the Bill be replaced with the following:*

#### **What is a barrier?**

**3(1)** For a person who has a physical, mental, intellectual or sensory disability, a barrier is anything that interacts with that disability in a way that may hinder the person's full and effective participation in society on an equal basis.

*THAT Clause 6(4) of the Bill be amended by adding "residential" before "premises".*

*THAT Clause 8 of the Bill be amended by adding the following after subsection (3):*

**Terms of reference — significant progress in initial 10 years**

**8(4)** The minister must ensure that the terms of reference prepared under this section will enable the implementation of the measures, policies, practices and other requirements necessary to make significant progress towards achieving accessibility by 2023.

*THAT the following be added before Clause 36 of the Bill and after the centred heading "GENERAL".*

**Providing copies in accessible format**

**35.1** The following information must be provided in an accessible format and at no charge to a person within a reasonable time after the person requests it from the person or body indicated:

- (a) in the case of the minister,
  - (i) the minister's annual plan,
  - (ii) the terms of reference for a proposed accessibility standard,
  - (iii) a proposed accessibility standard and the council's recommendations;
- (b) in the case of the council, the council's summary of its meeting;
- (c) in the case of a public sector body, its accessibility plan.

**Accessibility — Legislative Assembly**

**35.2** In carrying out its duties and responsibilities under *The Legislative Assembly Management Commission Act*, the Legislative Assembly Management Commission must

- (a) have regard for any accessibility standards; and
  - (b) report to the public — at the times and in the manner the commission considers appropriate — the measures, policies, practices and other requirements implemented by the commission to make progress towards achieving accessibility in respect of the Assembly and its offices.
- **Bill (No. 28)** – The Health Services Insurance Amendment and Hospitals Amendment Act (Admitting Privileges)/Loi modifiant la Loi sur l'assurance-maladie et la Loi sur les hôpitaux (privilèges d'admission)

Your Committee agreed to report this Bill, with the following amendments:

Your committee voted to defeat Clause 3 of the Bill  
Your committee voted to defeat Clause 6 of the Bill

*THAT Clause 2 of the Bill be replaced with the following:*

*2 The definition "in-patient" in subsection 2(1) is amended by adding ", registered nurse (extended practice) or midwife" after "practitioner".*

*THAT Clause 5 of the Bill be replaced with the following:*

*5 The definition "in-patient" in section 1 is amended by adding ", registered nurse (extended practice) or midwife" after "practitioner".*

- **Bill (No. 30)** – The Forest Health Protection Amendment Act (Heritage Trees)/Loi modifiant la loi sur la protection de la santé des forêts (arbres remarquables)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 45)** – The Competitive Drug Pricing Act (Various Acts Amended)/Loi sur les médicaments à prix concurrentiel (modifications de diverses lois)

Your Committee agreed to report this Bill, with the following amendment:

*THAT Clause 10(2) of the Bill be amended by striking out "September 30, 2013" and substituting "March 31, 2014".*

Submitted by,

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Mr. Tom NEVAKSHONOFF, Chairperson  
October 29, 2013