



**LEGISLATIVE ASSEMBLY OF MANITOBA**

**VOTES AND PROCEEDINGS No. 6**

**FOURTH SESSION, THIRTY-SEVENTH LEGISLATURE**

**PRAYERS**

**1:30 O'CLOCK P.M.**

Hon. Ms. MIHYCHUK presented:

Annual Report of The Co-operative Loans and Loans Guarantee Board for the fiscal year ending March 31, 2002.

(Sessional Paper No. 11)

Annual Report of the Cooperative Promotion Board for the fiscal year ending March 31, 2002.

(Sessional Paper No. 12)

Annual Report of the Industrial Technology Centre for the fiscal year ending March 31, 2002.

(Sessional Paper No. 13)

Annual Report of the Department of Industry, Trade and Mines for the fiscal year ending March 31, 2002.

(Sessional Paper No. 14)

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The following Bills were, by leave, respectively introduced, had the purposes outlined thereof and were read a First Time:

(No. 3) – The Legislative Assembly Amendment Act/Loi modifiant la Loi sur l'Assemblée législative

(Recommended by His Honour, the Lieutenant Governor)  
(Hon. Mr. MACKINTOSH)

(No. 4) – The Fire Departments Arbitration Amendment Act/Loi modifiant la Loi sur l'arbitrage relatif aux services de pompiers

(Hon. Ms. BARRETT)

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Hon. Mr. MACKINTOSH presented:

Message from His Honour, the Lieutenant Governor recommending the disposition of public revenue for Bill (No. 3).

(Sessional Paper No. 15)

Pursuant to Rule 23(1), Mrs. SMITH (Fort Garry), Mr. AGLUGUB, Hon. Mr. GERRARD, Mr. DYCK and Ms. CERILLI made Members' Statements.

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Hon. Mr. DOER moved:

THAT this House convey to the family of the late Douglas STANES, who served as a Member of the Legislative Assembly of Manitoba, its sincere sympathy in their bereavement and its appreciation of his devotion to duty in a useful life of active community and public service; and that Mr. Speaker be requested to forward a copy of this resolution to the family.

And Hon. Mr. DOER, Messrs. MURRAY and RONDEAU and Hon. Mr. GERRARD having spoken,

The motion was agreed to, the House standing.

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Hon. Mr. DOER moved:

THAT this House convey to the family of the late Roger TEILLET, who served as a Member of the Legislative Assembly of Manitoba, its sincere sympathy in their bereavement and its appreciation of his devotion to duty in a useful life of active community and public service; and that Mr. Speaker be requested to forward a copy of this resolution to the family.

And Hon. Messrs. DOER and GERRARD, Mr. MURRAY and Hon. Mr. SELINGER having spoken,

The motion was agreed to, the House standing.

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Hon. Mr. DOER moved:

THAT this House convey to the family of the late Sidney SPIVAK, who served as a Member of the Legislative Assembly of Manitoba, its sincere sympathy in their bereavement and its appreciation of his devotion to duty in a useful life of active community and public service; and that Mr. Speaker be requested to forward a copy of this resolution to the family.

And Hon. Mr. DOER, Mr. MURRAY, Ms. ASPER, Hon. Mr. GERRARD, Messrs. SCHELLENBERG and GILLESHAMMER and Mrs. STEFANSON having spoken,

The motion was agreed to, the House standing.

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Hon. Mr. DOER moved:

THAT this House convey to the family of the late William CHORNOPYSKI, who served as a Member of the Legislative Assembly of Manitoba, its sincere sympathy in their bereavement and its appreciation of his devotion to duty in a useful life of active community and public service; and that Mr. Speaker be requested to forward a copy of this resolution to the family.

And Hon. Messrs. DOER and GERRARD, Messrs. MURRAY, MARTINDALE, GILLESHAMMER and CUMMINGS having spoken,

The motion was agreed to, the House standing.

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By leave, Hon. Ms. BARRETT moved:

THAT Bill (No. 4) – The Fire Departments Arbitration Amendment Act/Loi modifiant la Loi sur l'arbitrage relatif aux services de pompiers, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Hon. Ms. BARRETT and Mr. LAURENDEAU having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly read a Second Time and referred to a Committee of this House.

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By leave, Hon. Mr. MACKINTOSH moved:

1. *THAT the Rules, Orders and Forms of Proceedings of the Legislative Assembly of Manitoba be amended as follows:*

*THAT sub-rules 1(1) and (2) be replaced with the following:*

**Procedure generally**

**1(1)** Proceedings in the House and in Committees are to be conducted in accordance with these Rules and with the sessional and other orders of the Assembly.

**Procedure in unprovided cases**

**1(2)** In cases not provided for in these Rules or the orders of the Assembly, the Speaker or Chairperson is to be guided by the usages and customs of the Assembly or, if there are none, by the parliamentary traditions of the House of Commons and any other Legislative Assembly in Canada, to the extent they apply to this Assembly.

*THAT sub-rule 1(3) be amended by adding the following:*

- (j) "supply Bill" means a Bill relating to interim, main, capital or supplementary supply, such as an Appropriation Act or a Loan Act.

*THAT the following be added in Chapter 1 after "REGULATION AND MANAGEMENT OF THE HOUSE":*

### **SESSIONAL CALENDAR**

#### **Sessional calendar**

**2(1)** During a Legislature, the House may meet at any time

- (a) from the first Monday in February to Thursday of the second full week in June, except during the week designated under The Public Schools Act as a spring break or vacation; and
- (b) from the first Monday after Labour Day to Thursday of the first full week of December.

Within these periods, the House is to begin to meet on a day fixed by the Speaker at the government's request and, unless adjourned earlier by order of the House, is to be adjourned by the Speaker, without a motion for adjournment, on the applicable Thursday. The House then stands adjourned to the call of the Speaker.

#### **Recall of House**

**2(2)** If the government advises the Speaker that the public interest requires the House to meet at any other time because of an emergency or extraordinary circumstances, the Speaker must advise the Members that the House is to meet at the time specified by the government. The House must begin to meet at the specified time.

#### **If no Speaker**

**2(3)** If there is no Speaker, the Clerk is to act in the Speaker's place under this Rule.

*THAT Rule 2 be replaced with the following:*

#### **Daily sittings**

**2.1** The House is to meet on Mondays, Tuesdays, Wednesdays and Thursdays, unless otherwise ordered. But it is not to meet on a day designated as a holiday under The Civil Service Act.

*THAT sub-rules 3(4) and (5) be replaced with the following:*

**Usual adjournment hour**

**3(4)** The Speaker must adjourn the House to the next sitting day, without a motion for adjournment,

- (a) at 5:30 p.m. on Mondays, Tuesdays, Wednesdays and Thursdays; and
- (b) at 12:30 p.m. on Fridays during debates on the motions for an Address in Reply to the Speech from the Throne and the Budget.

**Thursday adjournment during Committee of Supply**

**3(5)** Once consideration of department estimates has begun, the Speaker must adjourn the Thursday sitting on Friday at 12:30 p.m. to permit the Committee of Supply to sit on Friday morning from 10:00 a.m. to 12:30 p.m.

*THAT sub-rule 5(2) be replaced with the following:*

**Election of Speaker in case of vacancy**

**5(2)** If the office of Speaker becomes vacant for any reason, the House must proceed to elect one of its Members as Speaker.

If the vacancy arises between sessions or while the House is adjourned, the Clerk must immediately notify all Members of the vacancy and inform them that the first order of business when the House next meets will be the election of a Speaker.

*THAT the following be added after sub-rule 12(4):*

**When Speaker is absent**

**12(4.1)** If the Speaker is absent from a meeting of the House, the Deputy Speaker must act in his or her place. If the Deputy Speaker is also absent, one of the Deputy Chairpersons may act in his or her place.

*THAT the following be added after Rule 18:*

**Bowing to the Chair**

**18.1(1)** Members must bow to the Chair when entering, leaving or crossing the Legislative Chamber if the Mace is in the Chamber.

**Crossing the Chamber**

**18.1(2)** Members may not cross the Legislative Chamber between the Chair and the Mace, or between the Chair and a Member who is speaking.

**Use of computers and other electronic devices**

**18.2(1)** Except during Question Period, Members may use laptop computers and other electronic devices in the House and in Committee in a silent mode.

**Telephone conversations**

**18.2(2)** Members may not have telephone conversations in the House or in Committee.

*THAT sub-rules 22(1) to (5) be replaced with the following:*

**Daily routine**

**22(1)** The daily routine of business in the House at 1:30 p.m., and at 10:00 a.m. when it sits on a Friday, is as follows, unless the House orders otherwise:

- Petitions
- Committee Reports
- Tabling of Reports
- Ministerial Statements
- Introduction of Bills
- Oral Questions
- Members' Statements
- Grievances

**Order after daily routine**

**22(2)** After the daily routine of business, the Orders of the Day shall be considered as follows, subject to Rule 26:

- Orders for Returns and Addresses for Papers
- Committee of the Whole House, for considering Bills
- Committee of Supply
- Report Stage, Bills reported from Committees
- Government Bills - Concurrence and Third Readings, Second Readings
- Government Motions
- Opposition Day Motions

**Private Members' Business**

**22(3)** Private Members' Business shall be considered as follows when the House sits on Thursdays:

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

- Private Bills
- Public Bills
- Orders for Return and Addresses for Papers
- Private Members' Resolutions

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

Private Members' Resolutions  
Orders for Return and Addresses for Papers  
Public Bills  
Private Bills

**Deferral of division**

**22(4)** A division requested during a Private Members' Hour must be deferred to the next Private Members' Hour. At that time it will be the first item of business.

After the division is requested, or after the vote is recorded on a division, the House shall consider the next item of business only with leave or if at least 30 minutes remain in that Private Member's Hour.

**Resolving into Committee of the Whole or of Supply**

**22(5)** Whenever the Order of the Day is called for "Committee of the Whole House, for considering Bills" or for "Committee of Supply", the Speaker is to leave the Chair and the House is to resolve itself into the Committee.

*THAT the following be added after Rule 22:*

**TABLING DOCUMENTS**

**Tabling documents**

**22.1(1)** A Member presenting a report or other document to the House must state that he or she is "tabling" the document.

**Inter-sessional deposit with the Clerk**

**22.1(2)** If the House has been adjourned for more than 10 days, any report or other document required to be laid before the House in accordance with an Act, the Rules, or a resolution or order of the House may instead be deposited with the Clerk. Such a report or document is to be considered for all purposes to have been laid before the House on the first sitting day after the adjournment.

**Recorded in Votes**

**22.1(3)** A record of any report or document deposited with the Clerk must be entered in the Votes and Proceedings.

**STATEMENTS BY MINISTERS**

**Statements by Ministers**

**22.2(1)** When the time comes for Ministerial Statements in the daily routine of business, a Minister of the Crown may make a statement or announcement of government policy.

**Copies**

**22.2(2)** The Minister making the statement or announcement must give the Clerk 14 copies to distribute to the Speaker, each Leader of a Recognized Party and each Member designated by a Leader as the critic for the area of government policy to which the announcement or statement relates. The copies are to be distributed before the announcement or statement is made.

**Comment by Opposition Party**

**22.2(3)** A spokesperson for each Recognized Opposition Party may make a brief comment about the Minister's announcement or statement. The spokesperson may speak for no longer than the Minister spoke.

*THAT the following be added after sub-rule 25(9):*

**Jurisdictional limit**

**25(9.1)** A motion under this Rule may only concern a matter that comes within the administrative responsibilities of the government.

*THAT sub-rule 25(13) be replaced with the following:*

**Debate limited to one sitting day**

**25(13)** Debate on an Opposition Day Motion is to be limited to one sitting day. The Speaker must interrupt the proceedings and put the question 30 minutes before the usual adjournment hour.

**Amendments not allowed**

**25(14)** A motion under this Rule cannot be amended.

*THAT sub-rule 27(3) be repealed.*



*THAT Rules 28 and 29 be replaced with the following:*

### **PRIVATE MEMBERS' RESOLUTIONS**

#### **Definition of "resolution"**

**28(1)** In this Rule, "resolution" means a vote, motion, resolution or address that a Private Member has introduced or given notice of, but does not include a motion for first, second or third reading of a Bill, or a motion to refer a Bill to a Committee.

#### **Submitting a resolution**

**28(2)** Within 14 days after the Throne Speech is read, each Private Member may submit one resolution to the Clerk, who is to determine if it is procedurally correct.

#### **Committee to prioritize resolutions**

**28(3)** Within a further 7 days, a committee consisting of the House Leaders, and other Members selected by the House Leaders, must meet to decide whether any of the resolutions submitted should be prioritized for a vote, and the order in which they are to be voted.

The committee may make minor wording changes to a Member's resolution, but only with the Member's consent.

#### **Order of prioritized resolutions**

**28(4)** The resolutions prioritized for a vote are to be considered filed and are to be listed on the Notice Paper in the order determined by the committee.

#### **Draw of resolutions not prioritized**

**28(5)** Any resolutions not prioritized for a vote are to proceed immediately to a draw to determine their numerical order. If the committee does not meet within the 7-day period to decide on priority, all of the resolutions are to proceed to that draw. When the draw is completed, the resolutions are to be considered filed in the numerical order determined by the draw.

#### **When additional resolutions may be filed**

**28(6)** Private Members may file additional resolutions only after the draw is completed. The additional resolutions are to be placed on the bottom of the list of resolutions not prioritized for a vote.

#### **Prioritized resolutions to retain place**

**28(7)** When a resolution prioritized for a vote is debated for the first time, it retains its place on the Order Paper until disposed of.

#### **Prioritized resolution cannot be amended**

**28(8)** A resolution prioritized for a vote cannot be amended.

#### **Time limit on debate**

**28(9)** Each resolution is to be considered for no more than three hours. At the end of three hours of debate, or if there are no more Members wishing to speak, the Speaker must put the question.

**Resolutions not prioritized for a vote**

**28(10)** When a resolution not prioritized for a vote (other than a resolution for an order for return or an address for papers) is reached for the first time on the Order Paper during a Private Members' Hour, and

- (a) the resolution is not disposed of within that hour, or
- (b) the Member is not present or does not proceed with the resolution at that time;

the resolution is to be placed on the Order Paper at the bottom of the list of resolutions not prioritized for a vote.

**Resolutions not prioritized for a vote not proceeded with second time**

**28(11)** When a resolution not prioritized for a vote (other than a resolution for an order for return or an address for papers) is reached for the second time on the Order Paper for introduction, if the Member is not present or does not proceed with the resolution at that time, it is to be removed from the Order Paper.

**Request to "stand" or "adjourn" matters**

**28(12)** During Private Members' Hour, no Member may ask that a matter be allowed to "stand" and no motion to "adjourn" can be made respecting a resolution.

*THAT the following be added after sub-rule 30(4):*

**Interrupting debate**

**30(4.1)** Despite sub-rule (4), the Government House Leader may interrupt the debate on as many as three sitting days to call government business.

Any day on which the debate is interrupted for more than 30 minutes in total does not count as one of the eight days allowed for the debate under sub-rule (3).

*THAT Rule 41 and the centred heading preceding it be replaced with the following:*

**SPEECHES LIMITED TO 30 MINUTES**

**30-minute limit**

**41(1)** No Member may speak for more than 30 minutes in any debate.

**Exceptions**

**41(2)** The 30-minute limit does not apply to

- (a) the Leader of the Government, of the Official Opposition, or of a Recognized Opposition Party;
- (b) a Minister moving a Government Order; or
- (c) a Member making a motion of "no confidence in the Government", or the Minister replying to the motion.

A Leader who has not spoken for more than 30 minutes in a debate may, by giving written notice to the Speaker, designate one Member who may speak in the debate for as long as the Member wishes. If the Member then speaks in the debate, the 30-minute limit applies to the Leader.

**15-minute limit during Private Members' Hour**

**41(3)** No Member may speak for more than 15 minutes

- (a) during a Private Members' Hour; or
- (b) in a debate on an item of Private Members' business called by the government outside a Private Members' Hour.

**Questions by unanimous consent**

**41(4)** After a Member has used up his or her speaking time in a debate, a question may be put to the Member only with the unanimous consent of the House.

**General rule on rotation**

**41.1(1)** When a Member speaks in a debate, the Speaker must not recognize another Member from the same party to speak until an opportunity has been provided for a Member from another party who is standing in his or her place to speak.

**Exception: splitting 30-minute limit**

**41.1(2)** Except during the debate on the motions for an Address in Reply to the Speech from the Throne and the Budget, on being recognized to speak, a Member may inform the Speaker that he or she is dividing the 30-minute limit equally with another Member of the same party. Such speeches must be given consecutively without rotation among the parties. A Member who speaks within that 30-minute limit may not speak again in the debate except as permitted by Rule 55 (Member may explain speech if misquoted or misunderstood).

*THAT the following be added after sub-rule 43(1):*

**Interrupting debate for government business**

**43(1.1)** Despite sub-rule (1), the Government House Leader may interrupt the debate on as many as three sitting days to call government business.

Any day on which the debate is interrupted for more than 30 minutes in total does not count as one of the eight days allowed for the debate under Rule 42.

*THAT paragraph 44(1)(h) be replaced with the following:*

- (h) for the adoption in Committee of Supply, or in any other Committee of the Whole House, of the resolution, clause, section, preamble or title under consideration;

*THAT the following be added after Rule 45:*

## **TIME ALLOCATION FOR BILLS AND MOTIONS**

### **Time allocation for Bills and motions**

**45.1(1)** During Orders of the Day, the Government House Leader may propose a time allocation motion allotting a specified number of hours to consider and dispose of the proceedings on a government Bill or government motion.

If the Government House Leader is absent, another Minister may propose the motion.

### **Reasons for motion**

**45.1(2)** The Government House Leader or other Minister proposing the motion may state the reasons for a time allocation motion, and one Member of each Recognized Opposition Party may respond. No speech may exceed 10 minutes.

### **No amendment or debate**

**45.1(3)** A time allocation motion cannot be amended, and cannot be debated except as described in sub-rule (2).

### **Vote cannot be deferred**

**45.1(4)** A vote on a time allocation motion cannot be deferred, despite Rule 13.

### **When notice can be given**

**45.1(5)** Notice of a time allocation motion cannot be given

- (a) for proceedings on a Bill, until two weeks have elapsed since the Bill was distributed in the House, and the Speaker has called the Bill for debate at least three times; and
- (b) for any other government motion, unless debate on the motion has begun.

### **Exception for supply Bill**

**45.1(6)** Sub-rule (5) does not apply to a supply Bill or a Bill to implement the budget.

### **May cover one or more stages of a Bill**

**45.1(7)** A time allocation motion for a Bill may cover the proceedings at one or more stages of the Bill's consideration. A motion covering more than one stage must specify the time allocated to each of them.

**No time allocation for certain Bills**

**45.1(8)** A time allocation motion cannot be made for a Bill that

- (a) provides for privatizing a Crown corporation; or
- (b) amends, repeals or overrides the referendum requirements of The Balanced Budget, Debt Repayment and Taxpayer Accountability Act or The Manitoba Hydro Act, or any Act that requires a referendum before a Crown corporation is privatized.

**100 hours for estimates not affected**

**45.1(9)** A time allocation motion cannot have the effect of reducing the 100 hours allowed under Rule 74 for considering estimates and supply Bills.

*THAT sub-rule 46(1) be replaced with the following:*

**Closure of debate**

**46(1)** Immediately before the Order of the Day for resuming an adjourned debate is called, or if the House is in Committee of Supply or any other Committee of the Whole House, a Minister of the Crown who standing in their place has given notice at a previous sitting of their intention to do so, may move that the debate shall not be further adjourned, or that further consideration of any resolutions, clauses, sections, preambles or titles shall be the first business of the Committee and shall not be further postponed. In either case the question shall be decided without debate or adjournment.

*THAT sub-rule 46(3) be replaced with the following:*

**Limitation**

**46(3)** This Rule does not apply to a debate on a motion

- (a) for an Address in Reply to the Speech from the Throne; or
- (b) to approve in general the budgetary policy of the government.

*THAT sub-rule 53(2) be repealed.*

*THAT Rule 60 be replaced with the following:*

**One-day notice of motion**

**60(1)** One day's notice must be given of a motion

- (a) to introduce a public Bill other than a supply Bill;
- (b) under Rule 45.1 (time allocation motion);
- (c) to present a resolution or address;
- (d) to appoint a Committee; or
- (e) to place a written question on the Order Paper.

**Notice during sessional period**

**60(2)** A notice under sub-rule (1) that is filed during a sessional period must

- (a) be filed with the Clerk on a sitting day before the House adjourns, or before the usual adjournment hour, whichever is later; and
- (b) be printed in the Notice Paper for the next sitting day and placed on the Order Paper for the next sitting day after that.

**Notice between sessional periods**

**60(3)** Between sessional periods, the notice must be filed with the Clerk before 12:00 noon on the last working day before the sessional period begins.

If the House is being recalled under sub-rule 2(2), the notice must be placed on the Order Paper for the first sitting day. In any other case, the notice must be printed in the Notice Paper

- (a) for the first sitting day, in the case of a session being re-convened;
- (b) for the second sitting day, in the case of a Second Session or a later session of the Legislature; and
- (c) for the third sitting day, in the case of a First Session of the Legislature;

and must be placed on the Order Paper for the next sitting day after that.

*THAT sub-rule 62(2) be repealed.*

*THAT sub-rule 64(2) be replaced with the following:*

**If filed with the Clerk**

**64(2)** A motion requiring notice must be filed with the Clerk. If the Speaker approves it, the notice is to be reproduced on the Notice Paper and placed on the Order Paper as described in Rule 60.

*THAT Rule 65 be repealed.*

*THAT the following be added after sub-rule 73(1):*

**Quorum**

**73(1.1)** The quorum for a Committee of the Whole House is 10 Members.

*THAT Rule 74 be replaced with the following:*

**Business of supply**

**74(1)** The business of supply for a fiscal year consists of

- (a) motions to concur in interim supply, main and capital estimates and supplementary or final estimates;
- (b) motions to vary, delete, restore or reinstate any item in the estimates; and
- (c) motions to introduce supply Bills or to pass them at any stage.

**Estimates referred to Committee of Supply**

**74(2)** When the estimates and the accompanying messages from the Lieutenant Governor are tabled in the House, they stand referred to the Committee of Supply.

**100-hour limit for business of supply**

**74(3)** In each session, no more than 100 hours in total are to be allowed for consideration of the business of supply, other than

- (a) the concurrence motion under Rule 76;
- (b) the motion for Second Reading of a supply Bill; or
- (c) the motion of Concurrence and Third Reading of a supply Bill.

**Record of time remaining**

**74(4)** The Clerk shall print in the Order Paper for each sitting day the number of hours and minutes remaining under sub-rule (3).

**When time limit expires**

**74(5)** If the business of supply to which the 100-hour limit applies has not been completed when that limit expires, the Chairpersons of the Committees of Supply and of the Whole House shall immediately put all questions necessary to dispose of the remaining matters. These questions are not subject to debate, amendment or adjournment.

*THAT the following be added after sub-rule 75(12):*

**Committee of Supply sitting on Fridays**

**75(12.1)** When the Committee of Supply, or a section of it, sits on a Friday, no quorum is required, and the chairperson or deputy chairperson of the Committee can accept a vote on a question only if it is unanimous. If a vote is not unanimous,

- (a) the question must be put again, without further debate, as the first item of business at the next sitting of the Committee of Supply that is not on a Friday; and
- (b) the Committee continues with the next item for consideration, unless the question pertains to the last item of supply for a government department.

Any challenge to a ruling of the chairperson must be deferred to the next sitting of the Committee of Supply that is not on a Friday.

After the Committee rises on a Friday, the only motion that may be made in the House is a motion for adjournment.

*THAT sub-rule 75(14) be repealed.*

*THAT the following be added after sub-rule 75(15):*

**Considering departmental estimates**

**75(15.1)** During consideration of departmental estimates, line items need not be passed, but they may be called for the purpose of asking questions or moving amendments. Departmental resolutions must be voted on separately.

*THAT sub-rules 75(16) and (17) be repealed.*

*THAT Rule 76 be replaced with the following:*

**Concurrence motion in Committee of Supply**

**76(1)** After all supply resolutions have been considered, a concurrence motion must be moved in the Committee of Supply sitting as a full Committee in the Chamber.



**Text of motion**

**76(2)** The concurrence motion is to be in the following form:

"THAT the Committee of Supply concur in all supply resolutions relating to the Estimates of Expenditure for the fiscal year ending March 31, (year) which have been adopted at this session, whether by a section of the Committee of Supply or by the full Committee."

**No time limit**

**76(3)** Subject to Rule 45.1, there is no time limit on the debate on the concurrence motion.

**Notice before questioning of Ministers**

**76(4)** The Official Opposition House Leader must, at least 24 hours in advance, table in the House a list of Ministers of the Crown who may be called for questioning in the debate on the concurrence motion. The Official Opposition House Leader may list a Minister's name only twice, but if the Minister is not available when called, he or she may be listed again.

*THAT sub-rule 81(1) be replaced with the following:*

**Standing Committees**

**81(1)** At the beginning of the first session of each Legislature, a special committee of seven members must be appointed to prepare and report, without delay, lists of Members to compose the following Standing Committees of the House:

- Agriculture and Food
- Crown Corporations
- Human Resources
- Intergovernmental Affairs
- Justice
- Legislative Affairs
- Private Bills
- Public Accounts
- Rules of the House
- Social and Economic Development
- Statutory Regulations and Orders

*THAT the following be added after sub-rule 81(1):*

**Membership**

**81(1.1)** No Standing or Special Committee may consist of more than 11 Members.

*THAT the following be added after Rule 90:*

**Hearing presentations**

**90.1(1)** When persons are registered to make presentations to a Standing or Special Committee considering a bill, the Committee must allow each presenter a maximum of 10 minutes to make a presentation, and an additional 5 minutes to respond to questions from Members of the Committee. As an exception, the Chairperson may, with the unanimous consent of the Committee, allow a presenter who has spoken for 10 minutes more time to present and to respond to questions.

**If presenter not in attendance**

**90.1(2)** Except with the unanimous consent of the Committee, if a presenter registered to speak is not present when called to make their presentation, the presenter's name is to be dropped to the bottom of the list. If the presenter is not in attendance when called a second time, the presenter's name is to be removed from the list.

**Evening meetings to begin at 6:30 p.m.**

**90.1(3)** A Standing or Special Committee that meets in the evening to consider a bill must meet at 6:30 p.m. As an exception, if a Committee considering a bill in the afternoon has not finished hearing presentations at 6:00 p.m., it may recess at that time and reconvene at 7:00 p.m.

**Sitting past midnight**

**90.1(4)** Except with the unanimous consent of the Committee, a Standing or Special Committee that meets to consider a bill in the evening must not sit past midnight to hear presentations unless

- (a) the Committee has already heard presentations on two previous evenings; or
- (b) fewer than 20 presenters are registered to speak to all bills being considered when the Committee meets at 6:30 p.m.

After hearing presentations, the Committee may sit past midnight to consider the bill clause by clause.

**Midnight of the third evening**

**90.1(5)** At midnight on the third or any subsequent evening that a Standing or Special Committee meets to consider a bill, the chairperson is to decide, without debate, whether the Committee is to sit past midnight and, if so, for how long.

**No presenters may register past midnight on the third evening**

**90.1(6)** After midnight on the third evening that a Standing or Special Committee meets to consider a bill, no presenter can be registered to make a presentation.

**Two-days notice of meeting**

**90.1(7)** Two-days notice must be given in the House of the first meeting of a Standing or Special Committee considering bills, if presenters are registered to speak when the meeting is set.

*THAT Rule 130 be replaced with the following:*

**Petition filed with Clerk**

**130(1)** A Member wishing to present a petition to the House must file it with the Clerk at least 24 hours before presenting it.

**Form of petition**

**130(2)** A petition must be in the form set out in Appendix A, and must be signed by at least three petitioners. The names and addresses of the first three petitioners must be legible. If more than one page is required for signatures of petitioners, the subject matter of the petition must be indicated on each page. The signature of the Member must also appear at the top of the original petition.

**Petition for expenditure not admissible**

**130(3)** A petition is not in order if it requests an expenditure, grant or charge on the public revenue, whether out of the Consolidated Fund or out of money provided by the Assembly.

**Petition to be examined**

**130(4)** The Speaker must examine each petition filed by a Member to ensure that it complies with these Rules and conforms to the practices and privileges of the House.

If the Speaker is satisfied that it does, the Member's name is to be printed on the next day's Order Paper under "Petitions". If the Speaker is not satisfied, the petition is to be returned to the Member.

**Presenting petition**

**130(5)** When the Member's name appears on the Order Paper under "Petitions" and the Speaker calls that item during the daily routine of business, the Member may present the petition from his or her place in the House.

The Member must read the full text of the petition and the names of the first three petitioners.

**Petition received**

**130(6)** When the Member reads the petition, it is deemed to be received by the House.

**No debate on petition**

**130(7)** There is to be no debate on a petition.

**Only one petition per day**

**130(8)** A Member may present only one petition each day to the House.

**Only Member may present petition**

**130(9)** A person wishing to have a petition presented to the House must do so through a Member.

*THAT Rule 132 be replaced with the following:*

**Motion for First Reading**

**132** Every Bill is to be introduced by a motion that specifies the title of the Bill. The motion must be decided without amendment or debate, but the mover may give a brief explanation of the purpose of the Bill.

*THAT Rule 134 be repealed.*

*THAT sub-rule 137(4) be replaced with the following:*

**Report Stage**

**137(4)** The Report Stage of a Bill reported from a Standing or Special Committee must not begin until the second sitting day after the Bill is reported, unless the House orders otherwise.

*THAT sub-rule 137(6) be replaced with the following:*

**Notice of Report Stage amendment**

**137(6)** To amend a Bill at Report Stage, notice of the motion to amend must be filed with the Clerk before the House adjourns or before the usual adjournment hour, whichever is later, on the day the Bill is reported to the House by the Committee that considered it. Copies of the motion must be distributed in the House on the next sitting day.

*THAT sub-rule 137(7) be amended by adding "Despite sub-rule (6)," at the beginning.*

*THAT sub-rule 137(10) be replaced with the following:*

**Debate on amendment**

**137(10)** If debate is permitted on a motion for a Report Stage amendment, no Member shall speak in the debate more than once or longer than

- (a) 30 minutes, in the case of the Premier or the Leader of a Recognized Opposition Party; or
- (b) 15 minutes, in the case of any other Member.

*THAT sub-rules 137(13) and (14) be replaced with the following:*

**Concurrence and Third Reading on Order Paper**

**137(13)** If the Clerk does not receive notice under sub-rule (6) of a Report Stage amendment, the Bill must be listed for Concurrence and Third Reading on the Order Paper for the second sitting day after the Bill is reported to the House.

**When Concurrence and Third Reading motion may be put**

**137(14)** A Concurrence and Third Reading motion for a Bill may not be put until

- (a) in the case of a Bill reported from a Committee of the Whole, the day it is reported;
- (b) in any other case,
  - (i) the Report Stage proceedings for the Bill have been concluded, or
  - (ii) the day the Bill is listed for Concurrence and Third Reading on the Order Paper.

*THAT sub-rule 137(15) be repealed.*

*THAT paragraph 142(f) be repealed.*

*THAT Appendix D to these Amendments be added as Appendix D to the Rules.*

2. THAT where an Act contain a reference to a Standing Committee that no longer exists because of the amendments made to Rule 81, the Government House Leader may decide which of the new Committees named in that Rule is to assume the role of the Committee no longer in existence, until such time as the Act containing the reference is amended.
3. 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.
4. THAT the Clerk may prepare revised Rules incorporating these Amendments.
5. THAT these Amendments come into force on January 1, 2003.
6. THAT as soon as possible the Clerk and Legislative Counsel prepare a plain language revision of the Rules, Orders and Forms of Proceedings of the Legislative Assembly for the consideration of the House.

**APPENDIX D**  
**FINANCIAL PROCEDURE GUIDE**  
**BUDGET PROCEDURE**

1. **Finance Minister** (without notice or leave) moves Budget Motion.
2. **Page** picks up motion and delivers it to the Speaker.
3. **Speaker** proposes motion to the House.
4. **Finance Minister** presents Budget Address.
5. **Leader of the Official Opposition** adjourns debate.
6. **Finance Minister** advises the Speaker that there are two messages from His Honour, the Lieutenant Governor.
7. **Sergeant-at-Arms** picks up messages and delivers them to the Speaker.
8. **Speaker** reads messages. (all members stand)
9. **Sergeant-at-Arms** delivers messages (when read) to the Clerk.
10. **Government House Leader** moves adjournment of the House.

**INTERIM SUPPLY PROCEDURE  
(WHEN INTERIM SUPPLY FOLLOWS THE BUDGET)**

1. **Speaker** announces that the House will resolve into Committee of Supply.
2. **Committee of Supply** considers resolutions respecting interim supply. (debatable)
3. **Chairperson of Committee of Supply** presents the report of the Committee to the House and moves that it be received. (non-debatable)
4. **The House** considers and adopts the motion regarding interim supply. (notice not required)
5. **Finance Minister** moves First Reading of the Interim Supply Bill. (may not be debated, amended or adjourned)
6. **House staff** distributes copies of Interim Supply Bill immediately after adoption of First Reading.
7. **Finance Minister** (by leave if on same day as First Reading) moves Second Reading of Interim Supply Bill and referral to Committee of the Whole. (debatable - may be agreed to without debate or adjourned)
8. **Speaker** announces that the House will resolve into Committee of the Whole to consider and report on Interim Supply Bill for Third Reading.
9. **Committee of the Whole** considers Interim Supply Bill. (debatable)
10. **Chairperson of the Committee of the Whole** presents report of the Committee to the House and moves that it be received. (non-debatable)
11. **Government House Leader** moves combined Concurrence and Third Reading Motion. (debatable - may be agreed to without debate or adjourned)
12. **Lieutenant Governor** grants Royal Assent to Interim Supply Bill.

**MAIN AND CAPITAL SUPPLY PROCEDURE**

1. **Speaker** announces that the House will resolve into Committee of Supply to consider the resolution respecting the Capital Supply Bill.
2. **Committee of Supply** considers the resolution respecting Capital Supply Bill – The Loan Act. (no debate if 100 hour time limit has expired)
3. **Government House Leader** moves Concurrence Motion and Committee of Supply considers it. (debatable motion - 100 hour time limit does not apply)
4. **Chairperson of the Committee of Supply** presents the report of the Committee to the House and moves that it be received. (not debatable)
5. **Government House Leader** moves Concurrence Motion in the House. (cannot be debated, amended or adjourned)
6. **House** considers and adopts motion regarding Capital Supply Bill. (no notice required)
7. **House** considers and adopts motion regarding Main Supply Bill. (no notice required)
8. **Finance Minister** moves First Reading of Main Supply Bill – The Appropriation Act. (may not be debated, amended or adjourned)
9. **House staff** distributes copies of Main Supply Bill – The Appropriation Act immediately after adoption of First Reading Motion.
10. **Finance Minister**, by leave (if on same day as 1R), moves Second Reading of Main Supply Bill – The Appropriation Act, and referral to a Committee of this House. (debatable motion – may be agreed to without debate or adjourned)
11. **Finance Minister** moves First Reading of Capital Supply Bill – The Loan Act. (may not be debated, amended or adjourned)
12. **House staff** distributes copies of Capital Supply Bill – The Loan Act, immediately after adoption of the First Reading Motion.
13. **Finance Minister**, by leave (if on same day as 1R), moves Second Reading of Capital Supply Bill – The Loan Act, and referral to a Committee of this House. (debatable motion - may be agreed to without debate or adjourned)



14. **Speaker** (no leave necessary) announces that the House will resolve into Committee of the Whole to consider and report on Capital Supply Bill – The Loan Act, and Main Supply Bill – The Appropriation Act, for Third Reading.
15. **Committee of the Whole** considers Capital Supply Bill – The Loan Act, and Main Supply Bill – The Appropriation Act. (debatable matter, but no debate if 100 hour time limit has expired)
16. **Chairperson of the Committee of the Whole House** presents report of the Committee to the House and moves that it be received. (not debatable)
17. **Other Minister of the Crown**, usually **Government House Leader**, moves Concurrence and Third Reading of Capital Supply Bill – The Loan Act. (debatable motion – may be agreed to without debate or adjourned)
18. **Other Minister of the Crown**, usually the **Government House Leader**, moves Concurrence and Third Reading of Main Supply Bill – The Appropriation Act. (debatable motion – may be agreed to without debate or adjourned)
19. **Lieutenant Governor** gives Royal Assent to Capital Supply Bill – The Loan Act, and Main Supply Bill – The Appropriation Act.

And a debate arising,

And Hon. Mr. MACKINTOSH, Mr. LAURENDEAU and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

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By leave, Hon. Mr. MACKINTOSH moved:

THAT Bill (No. 3) – The Legislative Assembly Amendment Act/Loi modifiant la Loi sur l'Assemblée législative, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Hon. Messrs. MACKINTOSH and GERRARD and Mr. LAURENDEAU having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly read a Second Time and referred to a Committee of this House.

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Hon. Mr. MACKINTOSH moved:

THAT Bill (No. 2) – The Civil Remedies Against Organized Crime and Liquor Control Amendment Act/Loi sur les recours civils contre le crime organisé et modifiant la Loi sur la réglementation des alcools, be now read a Second Time and be referred to a Committee of this House.

**Wednesday, December 4, 2002**

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And a debate arising,

And Hon. Mr. MACKINTOSH, Mr. HAWRANIK and Mrs. SMITH (Fort Garry) having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly read a Second Time and referred to a Committee of this House.

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The House then adjourned at 5:36 p.m. until 1:30 p.m. Thursday, December 5, 2002.

Hon. George HICKES,  
Speaker.