



**LEGISLATIVE ASSEMBLY OF MANITOBA**

**VOTES AND PROCEEDINGS No. 25**

**FIFTH SESSION, FORTIETH LEGISLATURE**

**PRAYER**

**10:00 O'CLOCK A.M.**

By leave, it was agreed for the House to deal with Second Reading of Bill (No. 200) and debate on Second Reading of Bill (No. 207).

Mr. GAUDREAU moved:

THAT Bill (No. 200) – The Highway Traffic Amendment Act (Safer Traffic Conditions for Cyclists)/Loi modifiant le Code de la route (sécurité accrue pour les cyclistes), be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Mr. GAUDREAU having spoken,

And Mr. HELWER having questioned the Member,

And the debate continuing,

And Mr. HELWER having spoken,

And Mr. GOERTZEN speaking at 10:30 a.m. The debate was allowed to remain in his name.

In accordance with Rule 31(8), the Government House Leader announced that the Steady Progress on Health Care, Education and Jobs Resolution will be considered next Tuesday, March 15, 2016.

The House resumed the Interrupted Debate on the Proposed Motion of Mrs. STEFANSON:

THAT Bill (No. 207) – The Participation of Manitoba in the New West Partnership Act/Loi sur la participation du Manitoba au nouveau partenariat de l'Ouest, be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

**Tuesday, March 8, 2016**

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And Hon. Mr. ALLUM, Mr. PIWNIUK and Hon. Mr. ASHTON having spoken,

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

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By unanimous consent, it was agreed that the Standing Committee on Rules of the House would meet at 3:00 p.m. on Wednesday, March 9, 2016, concurrently with the House.

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Ms. LATHLIN moved:

Resolution No. 5: Advancing Gender Equality and Women's Rights

WHEREAS March 8, 2016 marks International Women's Day, a celebration of the social, economic, cultural and political achievements of women, as well as a time to refocus on the work still needed to advance women's rights and well-being; and

WHEREAS one hundred years ago Manitoba became the first Canadian province to grant some women the right to vote and hold elected office; and

WHEREAS, with leadership from community partners, government and Manitoba men and women, much work has been done since to pursue gender equality; and

WHEREAS there is still more work to be done and many issues that disproportionately affect women, such as poverty, access to childcare and sexual and domestic violence are yet to be fully resolved; and

WHEREAS the Provincial Government is working to make steady progress to address these issues by: including first-in-Canada legislation to give victims of domestic violence the right to time off work without fear of job loss; introducing supports like education, training and affordable, quality child care to open more doors for women to get into good jobs; and initiating smart, strategic investments in health care services; and

WHEREAS the Provincial Government has also supported the call for a national inquiry into missing and murdered indigenous women and girls; and

WHEREAS the Official Opposition's agenda of risky cuts and privatization, including two-tier health care and privatized child care, would hurt women in Manitoba; and

WHEREAS the extreme conservative stance of the Official Opposition Leader on important issues like marriage equality and a woman's right to choose, as well as the attitude that he has shown towards women, would take Manitoba back from the progress that has been made.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba commend all those who have been allies in the evolution of women's rights; and

BE IT FURTHER RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to continue to work with Manitobans to continue our progress into the next hundred years.

And a debate arising,

And Ms. LATHLIN, Mrs. DRIEDGER, Mr. SWAN, Mrs. ROWAT and Hon. Ms. WIGHT having spoken,

And Mrs. MITCHELSON speaking at 12:00 p.m. The debate was allowed to remain in her name.

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

On motion of Mrs. STEFANSON, Bill (No. 208) – The Regulatory Accountability and Transparency Act/Loi sur la responsabilité et la transparence en matière réglementaire, was read a First Time and had its purposes outlined.

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Mr. GAUDREAU, Chairperson of the Standing Committee on Social and Economic Development, presented its Third Report, which was read as follows:

**Meetings:**

Your Committee met on March 7, 2016 at 6:00 p.m. in Room 255 of the Legislative Building.

**Matters under Consideration**

- **Bill (No. 5)** – The Surface Water Management Act (Amendments to Various Acts to Protect Lakes and Wetlands)/Loi sur la gestion des eaux de surface (modification de diverses lois visant la protection des lacs et des terres humides)
- **Bill (No. 13)** – The Education Administration Amendment Act (First Nations, Métis and Inuit Education Policy Framework)/Loi modifiant la Loi sur l'administration scolaire (cadre stratégique sur l'éducation et l'histoire des Premières nations, des Métis et des Inuits)
- **Bill (No. 15)** – The Child and Family Services Amendment Act (Recognition of Customary Care of Indigenous Children)/Loi modifiant la Loi sur les services à l'enfant et à la famille (reconnaissance des soins conformes aux traditions pour les enfants autochtones)
- **Bill (No. 17)** – The Manitoba Teachers' Society Act/Loi sur l'Association des enseignants du Manitoba
- **Bill (No. 18)** – The Path to Reconciliation Act/Loi sur la réconciliation

**Committee Membership**

- Hon. Mr. ALLUM
- Mr. BRIESE
- Mr. GAUDREAU (*Chairperson*)
- Mr. HELWER
- Hon. Ms. IRVIN-ROSS
- Hon. Ms. MARCELINO (Logan)
- Mr. MARTIN

- Hon. Mr. NEVAKSHONOFF
- Hon. Mr. ROBINSON
- Mr. WIEBE (*Vice-Chairperson*)
- Mr. WISHART

Substitution received prior to committee proceedings:

- Mr. HELWER for Mr. EWASKO

### Public Presentations

Your Committee heard the following three presentations on **Bill (No. 5)** – The Surface Water Management Act (Amendments to Various Acts to Protect Lakes and Wetlands)/Loi sur la gestion des eaux de surface (modification de diverses lois visant la protection des lacs et des terres humides):

Greg Bruce	Ducks Unlimited Canada
James Battershill	Keystone Agricultural Producers
Alexis Kanu	Lake Winnipeg Foundation

Your Committee heard the following five presentations on **Bill (No. 13)** – The Education Administration Amendment Act (First Nations, Métis and Inuit Education Policy Framework)/Loi modifiant la Loi sur l'administration scolaire (cadre stratégique sur l'éducation et l'histoire des Premières nations, des Métis et des Inuits):

Sharon Parenteau	Manitoba Métis Federation
James Wilson	Treaty Relations Commission of Manitoba
Aimée Craft	National Centre for Truth and Reconciliation
Siobhan Faulkner	Private Citizen
Norm Gould	Manitoba Teachers' Society

Your Committee heard the following seven presentations on **Bill (No. 15)** – The Child and Family Services Amendment Act (Recognition of Customary Care of Indigenous Children)/Loi modifiant la Loi sur les services à l'enfant et à la famille (reconnaissance des soins conformes aux traditions pour les enfants autochtones):

Billie Schibler and Judy Mayer ( <i>by leave</i> )	Métis Child and Family Services Authority
Tara Petti	Southern Authority (Southern First Nations Network of Care)
Brenda Watt and Bruce Unfreed on behalf of Ron Monias ( <i>by leave</i> )	First Nations of Northern Manitoba, Child and Family Services Authority
Lore Mirwaldt, Q.C.	Private Citizen
Wallace McKay	Private Citizen
Chief Chris Baker	Private Citizen
Chief Jim Bear and Rhonda Kelly ( <i>by leave</i> )	South East Tribal Council

Your Committee heard the following presentation on **Bill (No. 17)** – The Manitoba Teachers' Society Act/Loi sur l'Association des enseignants du Manitoba:

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Norm Gould

Manitoba Teachers' Society

Your Committee heard the following two presentations on **Bill (No. 18)** – The Path to Reconciliation Act/Loi sur la réconciliation:

Murray Sinclair  
Aimée Craft

Private Citizen  
National Centre for Truth and Reconciliation

### **Written Submissions**

Your Committee received the following written submission on **Bill (No. 5)** – The Surface Water Management Act (Amendments to Various Acts to Protect Lakes and Wetlands)/Loi sur la gestion des eaux de surface (modification de diverses lois visant la protection des lacs et des terres humides):

Joe Masi

Association of Manitoba Municipalities

Your Committee received the following two written submissions on **Bill (No. 15)** – The Child and Family Services Amendment Act (Recognition of Customary Care of Indigenous Children)/Loi modifiant la Loi sur les services à l'enfant et à la famille (reconnaissance des soins conformes aux traditions pour les enfants autochtones):

Marcel Balfour  
Cora Morgan

Assembly of Manitoba Chiefs  
First Nations Family Advocate Office

### **Bills Considered and Reported**

- **Bill (No. 5)** – The Surface Water Management Act (Amendments to Various Acts to Protect Lakes and Wetlands)/Loi sur la gestion des eaux de surface (modification de diverses lois visant la protection des lacs et des terres humides)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 13)** – The Education Administration Amendment Act (First Nations, Métis and Inuit Education Policy Framework)/Loi modifiant la Loi sur l'administration scolaire (cadre stratégique sur l'éducation et l'histoire des Premières nations, des Métis et des Inuits)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 15)** – The Child and Family Services Amendment Act (Recognition of Customary Care of Indigenous Children)/Loi modifiant la Loi sur les services à l'enfant et à la famille (reconnaissance des soins conformes aux traditions pour les enfants autochtones)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 17)** – The Manitoba Teachers' Society Act/Loi sur l'Association des enseignants du Manitoba

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 18)** – The Path to Reconciliation Act/Loi sur la réconciliation

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

*THAT Clause 4 of the Bill be amended by renumbering clause (a) as clause (a.1) and by adding the following as clause (a):*

(a) is to be guided by the calls to action of the Truth and Reconciliation Commission and the principles set out in the United Nations Declaration on the Rights of Indigenous Peoples;

*THAT Clause 4 of the Bill be amended by adding the following after clause (e):*

(f) ensures that survivors of residential school abuses have a role to play in its development.

On motion of Mr. GAUDREAU, the Report of the Committee was received.

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Hon. Ms. IRVIN-ROSS, the Minister responsible for the Status of Women, made a statement regarding today, March 8, 2016, being International Women's Day.

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

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Pursuant to Rule 26(1), Mr. CULLEN, Hon. Mr. CALDWELL and Messrs. PEDERSEN, MALOWAY and BRIESE made Members' Statements.

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The following petitions were presented and read:

Mr. PEDERSEN – Legislative Assembly of Manitoba to urge that the Provincial Government repair and reopen the Provincial Roads 415 and 416 to allow adequate east-west travel in the Interlake. (D. E. Voth, R. Willets, J. Klement and others)

Mr. WISHART – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (P. Harms, L. Hildebrant, J. Rempel and others)

Mr. SMOOK – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (S. Yatsko, S. Maxymowich, H. Mark and others)

Mrs. DRIEDGER – Legislative Assembly of Manitoba to urge the Minister responsible for Manitoba Hydro to immediately provide a written explanation to all Members of the Legislative Assembly regarding what criteria were used and the reasons for selecting the preferred routing for the Minnesota-Manitoba Transmission Line including whether or not this routing represented the least intrusive option to residents of Tache, Springfield, St. Anne, Stuartburn, Piney and La Broquerie. (J. Gibson, M. Vondeobaude, H. Lyss and others)

Mrs. MITCHELSON – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (C. McDougall, C. Thiessen, S. Fisher and others)

Mr. SCHULER – Legislative Assembly of Manitoba to urge that the Provincial Government improve the safety at the pedestrian corridor at the intersection of PTH# 206 and Cedar Avenue in Oak Bank by considering such steps as highlighting pavement markings to better indicate the location of the shoulders and crosswalk, as well as installing a lighted crosswalk structure. (R. Remillard, K. Lemoine, J. Levy and others)

Mr. EWASKO – Legislative Assembly of Manitoba to request that the Ministers of Family Services, Education and Advanced Learning, and Health consider making funding available to address the current waiting list for ABA Services. (F. Spence, P. Jundt, C. Pruden and others)

Mrs. ROWAT – Legislative Assembly of Manitoba to urge the Provincial Government to develop and evolve community based brain injury services that include but are not limited to: case management services known also as service navigation; safe and accessible housing in the community; proctor or coach type assistance for community re-integration programs; improved access to community based rehabilitation services; and improved transportation especially for people living in rural Manitoba and to encompass financial and emotional supports for families and other caregivers in the model that is developed. (J. Ledoux, J. Kingdon, D. Carter and others)

Mr. CULLEN – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (F. Wayte, R. Hunt, E. Drinkwater and others)

Mr. PIWNIUK – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (J. Dunfield, L. Dunfield, J. Cochrane and others)

Mr. FRIESEN – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (B. Grawberger, H. Grawberger, B. Smith and others)

Mr. GRAYDON – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (S. Bowman, S. Parago, C. Dick and others)

Mr. HELWER – Legislative Assembly of Manitoba to urge the Minister responsible for Manitoba Hydro to immediately provide a written explanation to all Members of the Legislative Assembly regarding what criteria were used and the reasons for selecting the preferred routing for the Minnesota-Manitoba Transmission Line including whether or not this routing represented the least intrusive option to residents of Tache, Springfield, St. Anne, Stuartburn, Piney and La Broquerie. (T. Pow, J. Arnold, M. Juce and others)

Mr. EICHLER – Legislative Assembly of Manitoba to urge the Provincial Government keep its promise to the people to Manitoba and immediately bring forward the completed budget they are withholding from public scrutiny. (B. DeBaets, M. Martens, N. Desrochers and others)

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Prior to Grievances, Mr. FRIESEN rose on a Matter of Urgent Public Importance and moved:

THAT in accordance with Rule 36(1), the regularly scheduled business of the House be set aside to discuss a Matter of Urgent Public Importance, namely, the Provincial Government's refusal to table a budget as previously promised.

And Mr. FRIESEN and Hon. Messrs. CHOMIAK and GERRARD (by leave) having spoken to the urgency of the motion,

WHEREUPON Mr. Speaker ruled as follows:

I thank Honourable Members for their advice to the Chair on whether the motion proposed by the Honourable Member for Morden-Winkler should be debated today.

I would note that the notice required by Rule 36(1) was provided.

Under our rules and practices, the subject matter requiring urgent consideration must be so pressing that the public interest will suffer if the matter is not given immediate attention. There must also be no other reasonable opportunities to raise the matter.

I do not doubt that this matter is one that is of serious concern to all members of the House, as consideration of budgets is a key function of this Legislature.

However I have listened very carefully to the arguments put forward, and I was not persuaded that the ordinary business of the House should be set aside to deal with this issue today.

I would note that there are other avenues for members to raise this issue, including questions in Question Period, and raising the item under Members' Statements and also Grievances.

I must also note that this motion anticipates debate on another motion on the Order Paper. Our Rule 36(5)(d) states that a motion to bring forward a Matter of Urgent Public Importance "shall not anticipate a matter that has previously been appointed for consideration by the House". There is currently an Opposition Day Motion with very similar content to this motion listed on the Order Paper in the name of the Honourable Member for Morden-Winkler.

Therefore, with the greatest of respect, I rule the motion out of order as a Matter of Urgent Public Importance.

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In accordance with Rule 27, Messrs. CULLEN and PEDERSEN, Mrs. MITCHELSON, Messrs. BRIESE, EWASKO, GRAYDON, MARTIN, SCHULER and Mrs. STEFANSON rose on Grievances.

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The House then adjourned at 5:00 p.m. until 1:30 p.m. Wednesday, March 9, 2016.

Hon. Daryl REID,  
Speaker.