

Tuesday, April 3, 2018



PRAYER

SITTING AT 10:00 A.M.

ORDERS OF THE DAY

PRIVATE MEMBERS' BUSINESS

SECOND 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

SECOND READINGS – PUBLIC BILLS:

Mr. MARTIN –

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

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. 208) – The Conflict of Interest Act/Loi sur les conflits d'intérêts

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. GERRARD –

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

DEBATE ON SECOND READINGS – PUBLIC BILLS:

On the Proposed Motion of Mr. LAGIMODIERE –

(No. 212) – The Invasive Species Awareness Week Act/Loi sur la Semaine de sensibilisation aux espèces envahissantes

(Mr. WIEBE – 5 minutes)

On the Proposed Motion of Mr. SWAN –

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

(Mr. MICHALESKI – 9 minutes)

RESOLUTIONS:

Mr. LAGIMODIERE – Recognition of Wetland Importance

5. WHEREAS wetlands help to prevent flooding, store carbon and remove sediment, nutrients and contaminants from waterways; and

WHEREAS wetlands contribute to safe water supplies for shallows and deep wells; and

WHEREAS wetland areas promote healthy ecosystems and biodiversity by supporting many forms of plant and animal life; and

WHEREAS Manitoba has lost up to 70% of wetlands in southern Manitoba and continues to lose wetlands at a rate of nine acres per day; and

WHEREAS other jurisdictions in North America have implemented a three to one ratio replacement policy for lost wetland areas; and

WHEREAS the Provincial Government has fully committed to reducing flooding and improving water quality and nutrient management through the Grow program; and

WHEREAS prairie wetlands in Manitoba store approximately 67 million tonnes of carbon; and

WHEREAS Manitoba's boreal region is rich in wetlands, store as much as 27.9 billion tonnes of carbon, and provide a critical habitat for species at risk such as boreal woodland caribou.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to continue to acknowledge the need to protect wetlands and strive to replace damaged or lost wetland areas in order to halt their depletion and ensure the ongoing health of one of Manitoba's most essential ecosystems.

Mr. ALLUM – Restore Public Transit Funding for Municipalities

3. WHEREAS the Provincial Government has ended a decades long funding agreement with municipalities to pay for half of operating funds for public transit services; and

WHEREAS this cut to transit was buried in a massive omnibus bill which also included an across the board cancellation of growth funding formulas for municipalities; and

WHEREAS the in year transit cut has forced the City of Winnipeg to consider increasing fares by up to 25 cents, which would put an undue burden on transit users, especially low income families, seniors, students and newcomers; and

WHEREAS the City of Winnipeg has also been forced to consider service cuts to a transit system that users report as already overcrowded and infrequent because of this Province's cut; and

WHEREAS the City of Winnipeg has warned that reduction in service could mean laying off up to 120 transit drivers, and cancelling service on nearly 60 routes; and

WHEREAS cuts to transit presents barriers for Manitobans commuting to work or school, looking for jobs or trying to access health care; and

WHEREAS many Manitobans are concerned that the Provincial Government's cut will discourage commuters from choosing public transit over fossil-fuel burning cars; and

WHEREAS a commitment to transit would bolster Winnipeg's economic competitiveness and help attract new and vibrant business to the market; and

WHEREAS the Premier has failed on his election promise to protect the front line services that are relied upon by Manitobans.

THEREFORE BE IT RESOLVED that the Provincial Government be urged to immediately reverse its decision to cancel the public transit funding agreement with the City of Winnipeg and commit to long term, predictable, growth oriented funding for municipalities.

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)

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)

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

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. HELWER –

(No. 218) – The Prompt Payments in the Construction Industry Act/Loi sur le paiement sans délai dans l'industrie de la construction

COMMITTEE REPORTS

TABLING OF REPORTS

MINISTERIAL STATEMENTS

MEMBERS' STATEMENTS

ORAL QUESTIONS

PETITIONS

Hon. Mr. FLETCHER

GRIEVANCES

ORDERS OF THE DAY (continued)

GOVERNMENT BUSINESS

COMMITTEE OF THE WHOLE

COMMITTEE OF SUPPLY

(95 hrs. 59 minutes)
(Chamber – Health, Seniors and Active Living)
(Room 255 – Executive Council)
(Room 254 – Growth, Enterprise and Trade)

DEBATE ON SECOND READINGS:

On the Proposed Motion of 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)
(Mr. ALLUM – 26 minutes)

On the Proposed Motion of Hon. Ms. SQUIRES –

(No. 7) – The Sustainable Watersheds Act (Various Acts Amended)/Loi sur les bassins hydrographiques durables (modification de diverses dispositions législatives)
(Mr. LINDSEY – 29 minutes)

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)
(Hon. Mr. CULLEN)

On the Proposed Motion of 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)
(Hon. Mr. CULLEN)

On the Proposed Motion of 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)
(Mr. WIEBE – 25 minutes)

SECOND 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)

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)

(Recommended by Her Honour, the Lieutenant Governor)

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

(Recommended by Her Honour, the Lieutenant Governor)

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)

(Recommended by Her Honour, the Lieutenant Governor)

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

Hon. Mr. SCHULER –

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

(Recommended by His Honour, the Administrator)

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

(Recommended by His Honour, the Administrator)

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)

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

(Recommended by His Honour, the Administrator)

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)

(Recommended by Her Honour, the Lieutenant Governor)

Hon. Mr. WHARTON –

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

Hon. Mr. PEDERSEN –

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

Hon. Mrs. STEFANSON –

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

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

(Recommended by Her Honour, the Lieutenant Governor)

Hon. Mr. FIELDING –

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

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)

Hon. Mrs. STEFANSON –

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

(Recommended by Her Honour, the Lieutenant Governor)

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)

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 Sittings.

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 MOTIONS FOR WEDNESDAY:

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. WIEBE –

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