

Thursday, June 21, 2018



**PRAYER**

**SITTING AT 10:00 A.M.**

**ORDERS OF THE DAY**

**PRIVATE MEMBERS' BUSINESS**

**SECOND READINGS – PUBLIC BILLS:**

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. GERRARD –

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

Ms. FONTAINE –

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

Mrs. GUILLEMARD –

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

Ms. KLASSEN –

(No. 231) – The Municipal Harassment Policy Act (Various Acts Amended)/Loi sur les politiques municipales en matière de harcèlement (modification de diverses dispositions législatives)

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## **DEBATE ON SECOND READINGS – PUBLIC BILLS:**

On the Proposed Motion of Mr. ALTEMEYER –

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

(Mr. SMITH (Southdale) – 7 minutes)

On the Proposed Motion of Mr. MARTIN –

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

(Mr. SWAN – 1 minute)

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

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

(Mr. SMITH (Southdale) – 5 minutes)

On the Proposed Motion of Ms. FONTAINE –

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

(Mr. GRAYDON – 7 minutes)

On the Proposed Motion of Mr. LAGIMODIERE –

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

(Ms. FONTAINE – 8 minutes)

On the Proposed Motion of Mr. SWAN –

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

(Mr. EWASKO – 6 minutes)

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## **DEBATE ON RESOLUTION:**

### **On the Proposed Motion of Ms. FONTAINE – Protecting and Promoting French Language Services**

15. WHEREAS the Provincial Government has made cuts across the province to French language services, including health care, that make it harder for francophone families to access the front line services they deserve while maintaining their language rights and ensure Manitoba preserves its vibrant, strong francophone communities; and

WHEREAS the Provincial Government shuttered the bilingual St. Boniface Quick Care Clinic, which actively offered an essential health care service in French to St. Boniface families and seniors; and

WHEREAS the Provincial Government cut nearly \$60,000 in funding for Actionmarguerite personal care home, cutting supports for quality care for St. Boniface seniors; and

WHEREAS the Provincial Government is closing three emergency rooms across Winnipeg, significantly increasing pressure on the St. Boniface Hospital ER and increasing wait times for St. Boniface families; and

WHEREAS access to French education is a source of pride for the community and represents a history of fighting for French language rights, and the Provincial Government's cuts indicate a deprioritization of French language education in Manitoba; and

WHEREAS the Provincial Government cut the Assistant Deputy Minister's position for the Bureau de l'éducation française (BEF), which undermines the BEF's ability to provide strong French language education supports; and

WHEREAS the Provincial Government's cuts forced post-secondary tuition to rise by 6.6% for universities in Manitoba, including the Université de Saint-Boniface, and cut an education tax rebate that helped new graduates pay off student loans and find a career in Manitoba; and

WHEREAS the Provincial Government cut funding by more than \$50,000 for Centre Flavie-Laurent, which helped low income families in St. Boniface and East Winnipeg access housewares, furniture, clothing and other basic necessities of life; and

WHEREAS the Provincial Government's regressive Bill 8 would severely limit revenue for community newspapers, including those that serve the French speaking community; and

WHEREAS the Provincial Government slashed funding for the World Trade Centre and Conseil de développement économique des municipalités bilingues du Manitoba (CDEM).

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to reverse its cuts to French language health care, education and community services and to make real investments that support and strengthen Manitoba's francophone communities for now and the future.

(Mr. TEITSMA – 8 minutes/97 minutes remaining)

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#### **DEBATE ON RESOLUTIONS:**

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

13. Mr. ALTEMEYER – Protect Manitoba Waterways from Transboundary Water Projects  
(Mr. WOWCHUK – 9 minutes/123 minutes remaining)
  14. Mr. PIWNIUK – Trans Mountain Pipeline  
(Ms. FONTAINE – 9 minutes/124 minutes remaining)
  17. Ms. MARCELINO (Logan) – Protecting Manitoba’s Lakes, Rivers and Communities  
(Ms. MORLEY-LECOMTE – 2 minutes/132 minutes remaining)
  19. Mrs. SMITH (Point Douglas) – Celebrating Pride in Manitoba  
(Mr. MARTIN – 6 minutes/123 minutes remaining)
  3. Mr. ALLUM – Restore Public Transit Funding for Municipalities  
(Mr. MICKLEFIELD – 6 minutes/70 minutes remaining)
  18. Mr. GRAYDON – Recognizing Lyme Disease Awareness and Prevention  
(Mrs. SMITH (Point Douglas) – 5 minutes/66 minutes remaining)
  16. Mrs. MAYER – Celebrating National Indigenous Peoples Day  
(Mr. ALLUM – 3 minutes/66 minutes remaining)
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**SITTING AT 1:30 P.M.**

## **ROUTINE PROCEEDINGS**

### **INTRODUCTION OF BILLS**

Hon. Mr. FIELDING –

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

Hon. Mrs. COX –

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

Hon. Mr. FLETCHER –

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

Hon. Mr. FLETCHER –

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

Mrs. SMITH (Point Douglas) –

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

Mr. WIEBE –

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

Mr. WIEBE –

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

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**COMMITTEE REPORTS**

**TABLING OF REPORTS**

**MINISTERIAL STATEMENTS**

**MEMBERS' STATEMENTS**

**ORAL QUESTIONS**

**PETITIONS**

Hon. Mr. FLETCHER  
Mrs. SMITH (Point Douglas)

**GRIEVANCES**

**ORDERS OF THE DAY (continued)**

**GOVERNMENT BUSINESS**

**COMMITTEE OF THE WHOLE**

**COMMITTEE OF SUPPLY**  
Concurrence Motion

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**DEBATE ON SECOND READINGS:**

On the Proposed Motion of Hon. Mrs. COX –

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

(Hon. Mr. CULLEN)

**Designated Bill**

On the Proposed Motion of Hon. Ms. SQUIRES –

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

And the Proposed Motion of Hon. Mr. CULLEN as follows:

*THAT this question be now put.*

(Mr. MALOWAY – 20 minutes)

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**SECOND READINGS:**

Hon. Mr. CULLEN –

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

**Designated Bill**

Hon. Ms. SQUIRES –

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

(Recommended by His Honour, the Administrator)

**Designated Bill**

Hon. Mr. FIELDING –

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

**Designated Bill**

Hon. Mr. FRIESEN –

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

(Recommended by Her Honour, the Lieutenant Governor)

**Designated Bill**

Hon. Mr. SCHULER –

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

Hon. Mrs. STEFANSON –

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

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**DEBATE ON GOVERNMENT MOTIONS:**

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)

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On the Proposed Motion of Hon. Mr. CULLEN –

THAT the Standing Committee on Legislative Affairs (the Committee) study the report titled: *Modernizing Manitoba's Conflict of Interest Legislation – Recommendations of the Conflict of Interest Commissioner*, by Jeffrey Schnoor, Q.C., dated April 2018, and make recommendations regarding how best to proceed with changes to the rules governing Members of the Legislative Assembly in *The Legislative Assembly and Executive Council Conflict of Interest Act* and *The Legislative Assembly Act*; and

THAT, within the parameters of the practices and Rules of the House and the instructions of this motion, the 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 Committee be able to call witnesses, including, but not limited to, the Conflict of Interest Commissioner, and other experts in ethics, political science or whatever field the Committee deems appropriate; and

THAT the Committee must report to the House by November 8, 2018.

(Hon. Mr. FLETCHER – 4 minutes)

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#### **GOVERNMENT MOTIONS:**

Hon. Mr. CULLEN –

THAT despite Rules 3, 4 and 23 of our Rules, Orders and Forms of Proceeding, for any emergency sitting days during the remainder of the 3<sup>rd</sup> Session of the 41<sup>st</sup> Legislature, in addition to sitting on Mondays, Tuesdays, Wednesdays and Thursdays, the House shall also meet from 10:00 a.m. to 5:00 p.m. on Fridays, with Routine Proceedings to be held at 10:00 a.m. on Fridays; and

THAT despite rule 4(4) of our Rules, Orders and Forms of Proceeding, for any emergency sitting days during the remainder of the 3<sup>rd</sup> Session of the 41<sup>st</sup> Legislature, when any steps of the Main and Capital Supply procedure are considered, the House shall adjourn no later than 9:00 p.m.

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Hon. Mr. CULLEN –

**1.** THAT effective immediately and until prorogation of the 3<sup>rd</sup> Session of the 41<sup>st</sup> 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 Sitzings.

**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 MONDAY:

Hon. Mr. FRIESEN –

(No. 34) – The Budget Implementation and Tax Statutes Amendment Act, 2018/Loi d'exécution du budget de 2018 et modifiant diverses dispositions législatives en matière de fiscalité

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## WRITTEN QUESTION:

Ms. FONTAINE –

9. Can the Provincial Government provide the most current estimates of revenue for the Provincial Government as a whole as well as for Manitoba Liquor and Lotteries from the sale of cannabis in Manitoba for the fiscal year 2018/19 and for the following four years?
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## PROPOSED GOVERNMENT MOTION:

Hon. Mr. CULLEN –

THAT the following Sessional Order applies until the conclusion of the Third Session of the Forty-First Legislature, despite any other rule or practice of this House.

### Specific Provisions

1. The Standing Committee on Rules of the House shall meet on Thursday, September 6, 2018 at 1:00 p.m., to consider amendments to the *Rules, Orders and Forms of Proceeding of the Legislative Assembly of Manitoba*. The date of this meeting may be adjusted only with the written consent of all House Leaders.
2. At 4:00 p.m. on June 25, 2018, the Speaker or Chairperson shall interrupt proceedings to put all remaining questions necessary to conclude steps four, five and six of the Main and Capital Supply Procedure (as identified on page 84 of the *Rules, Orders and Forms of Proceeding of the Legislative Assembly of Manitoba*).
3. The Spring Sittings of the House shall conclude at the usual adjournment hour on June 25, 2018.
4. By 12:00 p.m. on August 15, 2018, the Minister of Finance shall provide written authorization to the Clerk of the Legislature for immediate distribution of *The Budget Implementation and Tax Statutes Amendment Act* to the caucus offices and the legislative offices of the Independent Members.

5. During the Fall Sittings period beginning on October 3, 2018, *The Budget Implementation and Tax Statutes Amendment Act* (the Bill) shall be debated according to the following terms:
  - a) The question shall be put on the Second Reading motion no later than 4:00 p.m. on October 11, 2018.
  - b) Subject to Section 11 of *The Fiscal Responsibility and Taxpayer Protection Act*, the Bill shall be considered in the Committee of the Whole for a total of nine hours, to be concluded by 4:00 p.m. on November 1, 2018.
    - i. On days when the House is sitting in Committee of the Whole to consider this Bill the House shall rise at 6:30 p.m.
    - ii. If the nine hours of debate has not occurred by 3:00 p.m. on November 1, 2018 the Speaker shall interrupt proceedings to resolve the House into Committee of the Whole to begin or resume debate of the Bill, with the House not to see the clock until the debate time has elapsed and all questions have been put to conclude consideration of the Bill and have it reported back to the House.
6. At 4:00 p.m. on October 11, 2018, the Speaker or Chairperson shall interrupt proceedings to put all remaining questions necessary to conclude all steps of the Main and Capital Supply Procedure (as identified on pages 84 and 85 of the *Rules, Orders and Forms of Proceeding of the Legislative Assembly of Manitoba*).

## General Provisions

### *Priority of actions to be taken*

7. Where:
  - a) these Sessional Orders require the Speaker or a Chairperson to take any action at a specified time; and
  - b) at the specified time, a point of order or a matter of privilege has been raised and is under consideration by the House or committee;

The point of order or matter of privilege is to be set aside, and no other point of order or matter of privilege may be raised, until the required action has been taken and all matters relating to the required action have been resolved.

### *Interruption of proceedings*

8. Where these Sessional Orders require the Speaker or a Chairperson to interrupt proceedings to take any action:
  - a) the interruption is to take place and the action is to be taken whether or not the Orders of the Day have been called;
  - b) the House will not adjourn on that day until the Speaker has put all the applicable questions on all items;
  - c) if by 3:30 p.m. Routine Proceedings has not concluded, the Speaker must terminate Routine Proceedings and proceed to Orders of the Day;
  - d) at 4:00 p.m. the Speaker will interrupt debate and put all questions with no further debate or amendment (except for 6 b) ii.); and
  - e) recorded divisions cannot be deferred.

*Amendments*

9. After adoption by the House, this Sessional Order may be amended only by:
    - a) passage of a subsequent Sessional Order by the House or
    - b) written agreement of all House Leaders if the House is not sitting.
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**NOTICE OF COMMITTEE MEETING:**

The Standing Committee on CROWN CORPORATIONS will meet in Room 255, Legislative Building, Winnipeg, Manitoba on Monday, June 25, 2018 at 7:00 p.m. to consider the Annual Reports of the Manitoba Hydro-Electric Board for the fiscal years ending March 31, 2014, 2015, 2016 and 2017.

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