



Legislative Assembly of Manitoba

Legislative Assembly Management Commission Annual Report (April 1, 2022 – March 31, 2023)





MANITOBA LEGISLATIVE ASSEMBLY

To All Members of the Legislative Assembly of Manitoba

I have the privilege of presenting for your information, the Annual Report of the Legislative Assembly Management Commission for the fiscal year ended March 31, 2023.

Respectfully Submitted,

A handwritten signature in black ink that reads 'Myrna Driedger'.

Honourable Myrna Driedger
Speaker of the Legislative Assembly and
Chairperson of the Legislative Assembly
Management Commission

Composition of the Commission

Members as at March 31, 2023

Honourable Myrna Driedger
Speaker and Chairperson

Honourable Kelvin Goertzen
Government House Leader

MLA Nahanni Fontaine
Official Opposition House Leader

Mr. Alan Lagimodiere

MLA Tom Lindsey

Honourable Janice-Morley Lecomte

Honourable Greg Nesbitt

Ms. Bernadette Smith

Secretary to the Commission

Ms. Patricia Chaychuk
Clerk of the Legislative Assembly

REPORT OF THE LEGISLATIVE ASSEMBLY MANAGEMENT COMMISSION FOR THE FISCAL YEAR ENDED MARCH 31, 2023

COMMISSION PROCESS

This is the annual report to the Legislative Assembly of the Legislative Assembly Management Commission (the Commission) for the fiscal year ended March 31, 2023.

The Commission is comprised of the Speaker as Chairperson, four MLAs appointed by the Government Caucus and three from the Official Opposition Caucus. The Clerk of the Legislative Assembly is the Secretary.

During the 2021/2022 fiscal year the Commission held meetings on the following dates to consider various matters:

May 9, 2022

December 6, 2022

February 21, 2023

September 27, 2022

December 12, 2022

The Legislative Assembly Management Commission Act assigns the following duties and responsibilities to the Commission:

- carrying out those Rules of the Assembly and those provisions of *The Legislative Assembly Act* which relate to the financial management of the Assembly;
- reviewing the estimates of expenditure and the establishment of positions for staff required for the proper conduct of the business operation of the Assembly and for the Assembly offices and for the Auditor General, the Registrar appointed under *The Lobbyists Registration Act*, the Chief Electoral Officer, the Information and Privacy Adjudicator appointed under *The Freedom of Information and Protection of Privacy Act*, the Advocate for Children and Youth, the Conflict of Interest Commissioner appointed under *The Legislative Assembly and Executive Council Conflict of Interest Act*, and the Ombudsman and respective offices;
- in cooperation with the Government, providing facilities and services required by the Members of the Assembly, by the Caucuses of the various parties to the Assembly and by the Leaders of the parties in Opposition;
- formulating administrative policies in respect of the Clerk and the offices required for the administration of the Assembly, *The Legislative Assembly Act* and *The Legislative Assembly Management Commission Act*;

- maintaining a proper system of security for the Chamber and the Assembly Offices, subject to the administrative authority of the department of the executive government of the province charged with the responsibility for such security; and
- advising and giving directions respecting the efficient and effective operations and management of the Assembly.

Meetings are held in camera, however Officers of the Assembly and staff required to be present may attend. Members of the Assembly who are not Commission members may attend Commission meetings if so invited by the Commission.

Decisions about the following matters are not included in the minutes of the Commission and by statute must not be disclosed or made available for inspection:

- (a) a personal matter relating to one or more employees of the Assembly or to one or more assembly offices;
- (b) a legal matter involving existing or anticipated legal proceedings;
- (c) a matter relating to the preparation of annual estimates of expenditure of the Assembly and the assembly offices.

The Speaker must also ensure that the minutes circulated or posted do not contain information that identifies an individual.

As of November 2009, the minutes of Commission meetings, and the Annual Report of the Commission are posted on the Legislative Assembly website.

Initiatives undertaken by the Commission with respect to accessibility issues are to be reported in accordance with s.37 of *The Accessibility for Manitobans Act*.

This report provides an overview of the decisions and recommendations made by the Commission.

2022/2023

LEGISLATIVE ASSEMBLY MANAGEMENT COMMISSION

DECISIONS/RECOMMENDATIONS

2023/2024 LEGISLATIVE ASSEMBLY ESTIMATES

The Commission met on December 6 and 12, 2022, to consider and approve the 2023/2024 Estimates for the Legislative Assembly and for the offices of the Officers of the Assembly.

ACCESSIBILITY ISSUES

No issues were raised with the Commission regarding accessibility issues during the 2022/2023 fiscal year.

ANNUAL REPORT ON THE LEGISLATIVE ASSEMBLY CAPITAL PROPERTY INSURANCE PROGRAM

The Commission was advised that from April 1, 2021 to March 31, 2022, there were two claims paid for a total of \$2,765.96 for the replacement of MacBook Airs due to theft.

ANNUAL REPORT TO LAMC ON THE RESPECTFUL WORKPLACE POLICY

The Commission was advised that during the 2020/2021 fiscal year, three complaints were filed under the Respectful Workplace Policy. Two complaints were investigated and concluded, and one complaint was ongoing at the time of the report (May 9, 2022).

The Commission was further advised that during the 2021/2022 fiscal year, two complaints were filed. One complaint was investigated and concluded, and one complaint was ongoing at the time of the report (May 9, 2022).

FRENCH LANGUAGE SERVICES (FLS) PLAN – OMBUDSMAN

In order to be in compliance with a requirement for a multi-year strategic FLS plan for the Office of the Ombudsman, an FLS plan was considered and approved by the Commission for the years 2021-2024.

OFFICERS OF THE LEGISLATIVE ASSEMBLY

With the passage and coming into force of Bill 26 – *The Officers of the Assembly Act (Various Acts Amended)* on June 1, 2022, the responsibility for appointment and remuneration of Officers of the Legislative Assembly was transferred to the Commission. Previously, these appointments had been made by Order in Council with remuneration set by Executive Government.

The Standing Committee on Legislative Affairs continues to be the body tasked with conducting the hiring process and recommending a candidate for appointment in relation to the Advocate for Children and Youth, the Auditor General, the Chief Electoral Officer, the Information and Privacy Adjudicator, the Conflict of Interest Commissioner (Ethics Commissioner after the next provincial general election), the Lobbyist Registrar and the Ombudsman, while the Commission has the responsibility for the recruitment and recommendation of a candidate for the Clerk of the Legislative Assembly.

Previously the name of the recommended candidate would be provided to the Clerk of Executive Council to confirm the offer and salary and then prepare the appointment Order in Council. Now, in all cases for these Officers, the salary and benefits will be established and approved by the Commission.

The names of the candidates recommended by the Standing Committee on Legislative Affairs for these positions will be reported to the Assembly, (reported from LAMC in the case of the Clerk), and the successful candidates will then be appointed by resolution of the Assembly.

In addition, on the recommendations of the Advocate for Children and Youth, Auditor General, Chief Electoral Officer, the Information and Privacy Adjudicator, the Lobbyist Registrar, the Ombudsman, and the Clerk of the Legislative Assembly, Deputies for those offices can be appointed with the prior approval of the Commission.

As responsibility for compensation for Officers of the Legislative Assembly transferred to the Commission, it was agreed to engage an external expert to conduct an executive compensation review for the Officers as well as the Deputy Clerk and the Executive Director of Administration.

HIRING OF THE ADVOCATE FOR CHILDREN AND YOUTH

The Commission was asked to consider remuneration for the new Advocate for Children and Youth, and approved a step in the Senior Officer 8 salary range.