



**LEGISLATIVE ASSEMBLY OF MANITOBA**

**VOTES AND PROCEEDINGS No. 70**

**THIRD SESSION, FORTIETH LEGISLATURE**

**PRAYER**

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

The following petitions were presented and read:

Mr. FRIESEN – Legislative Assembly of Manitoba to urge the Provincial Government to stop breaking their promises, stop the delays and keep their commitment to proceed with the construction of Tabor Home in 2014. (H. Sawatsky, H. Penner, M. Boulton and others)

Mr. EICHLER – Legislative Assembly of Manitoba to urge the Provincial Government to reverse the job-killing PST increase and to restore the right of Manitobans to reject or approve any increases to the PST through a referendum. (K. Eyford, C. McKay, R. Howe and others)

Mr. EWASKO – Legislative Assembly of Manitoba to urge the Provincial Government and the Minister of Health to ensure that the Beausejour District Hospital and Primary Care Centre have a primary care physician available on weekends and holidays to better provide area residents with this essential service. (J. Kalinski, J. Stengel, E. Evanko and others)

Mr. BRIESE – Legislative Assembly of Manitoba to request that Manitoba Infrastructure and Transportation consider installing a set of traffic lights, including pedestrian lights, at the intersection of Highway 10 North and 3rd Street North in Swan River. (M. Kerestes, J. Langan, A. Petalik and others)

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Hon. Mr. ALLUM for Hon. Ms. HOWARD presented:

Annual Report of the Crown Corporations Council for the year ending December 31, 2013.  
(Sessional Paper No. 72)

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Hon. Mr. ALLUM presented:

Annual Report of The Manitoba Student Aid Program for the program year ending July 31, 2013.  
(Sessional Paper No. 73)

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**Wednesday, June 11, 2014**

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Pursuant to Rule 26(1), Mr. BRIESE, Hon. Mr. BJORNSON, Mr. EWASKO, Hon. Ms. OSWALD and Hon. Mr. GERRARD made Members' Statements.

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In accordance with Rule 27, Mr. PIWNIUK rose on a Grievance.

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By leave, it was agreed for the House to commence sitting at 9:30 a.m. on June 12, 2014, to deal with concurrence from 9:30 a.m. to 11:00 a.m., followed by Private Members' Resolutions from 11:00 a.m. to 12:00 p.m.

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By leave, it was agreed that any recorded votes would be deferred to take place at 5:00 p.m today.

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The Order of the Day having been read for consideration of Report Stage Amendment of Bill (No. 52) – The Non-Smokers Health Protection Amendment Act (Prohibitions on Flavoured Tobacco and Other Amendments)/Loi modifiant la Loi sur la protection de la santé des non-fumeurs (interdiction visant le tabac aromatisé et autres modifications), as amended and reported from the Standing Committee on Justice:

Mr. GRAYDON moved:

*THAT Bill 52 be amended in Clause 2(1) in the part of the proposed definition "flavoured tobacco product" after clause (c), as amended at Committee, by striking out "or a menthol tobacco product" and substituting ", a menthol tobacco product, or a cigar that is excluded from this definition by regulation".*

And a debate arising,

And Mr. GRAYDON and Hon. Ms. BLADY having spoken,

And the Question being put on the amendment. It was negatived, on division.

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Mr. GRAYDON then moved:

*THAT Bill 52 be amended in Clause 3 by adding "to a tobacconist shop prescribed by the regulations or" after "does not apply" in the proposed subsection 6.5(2).*

And a debate arising,

And Mr. GRAYDON and Hon. Ms. BLADY having spoken,

And the Question being put on the amendment. It was negatived, on division.

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Ms. CROTHERS moved:

THAT Bill (No. 203) – The Nurse Practitioner Day Act/Loi sur la Journée des infirmières praticiennes, reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Ms. CROTHERS, Mrs. DRIEDGER and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

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Hon. Mr. SWAN moved:

THAT Bill (No. 60) – The Restorative Justice Act/Loi sur la justice réparatrice, reported from the Standing Committee on Justice, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Messrs. SWAN and GERRARD and Mr. GOERTZEN having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

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Hon. Mr. SWAN moved:

THAT Bill (No. 66) – The Statutes Correction and Minor Amendments Act, 2014/Loi corrective de 2014, reported from the Standing Committee on Justice, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. SWAN, Mr. GOERTZEN and Hon. Mr. GERRARD having spoken,

And the Question being put, the division was deferred to take place at 5:00 p.m.

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Hon. Mr. SWAN moved:

THAT Bill (No. 74) – The Public Sector Compensation Disclosure Amendment Act/Loi modifiant la Loi sur la divulgation de la rémunération dans le secteur public, reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Messrs. SWAN and GERRARD and Mr. GOERTZEN having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

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Hon. Mr. CHOMIAK moved:

THAT Bill (No. 56) – The Vital Statistics Amendment Act/Loi modifiant la Loi sur les statistiques de l'état civil, reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. CHOMIAK, Mr. SCHULER, Hon. Mr. GERRARD and Mr. GOERTZEN having spoken,

And the Question being put, the division was deferred to take place at 5:00 p.m.

---

Hon. Mr. CHOMIAK moved:

THAT Bill (No. 52) – The Non-Smokers Health Protection Amendment Act (Prohibitions on Flavoured Tobacco and Other Amendments)/Loi modifiant la Loi sur la protection de la santé des non-fumeurs (interdiction visant le tabac aromatisé et autres modifications), as amended and reported from the Standing Committee on Justice, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. CHOMIAK, Hon. Ms. BLADY, Mr. GRAYDON and Hon. Mr. GERRARD having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

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Hon. Mr. CHOMIAK moved:

THAT Bill (No. 61) – The Peatlands Stewardship and Related Amendments Act/Loi sur la protection des tourbières et modifications connexes, reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. CHOMIAK, Mr. MARTIN and Hon. Messrs. GERRARD and MACKINTOSH having spoken,

And the Question being put. It was agreed to.

The Bill was accordingly concurred in, read a Third Time and passed.

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Hon. Mr. SWAN moved:

THAT Bill (No. 68) – The Child and Family Services Amendment Act (Critical Incident Reporting)/Loi modifiant la Loi sur les services à l'enfant et à la famille (signalement des incidents critiques), reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Hon. Mr. SWAN, Hon. Ms. IRVIN-ROSS, Hon. Mr. GERRARD and Mr. WISHART having spoken,

And the Question being put, the division was deferred to take place at 5:00 p.m.

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The following recorded votes were deferred to take place today at 5:00 p.m.:

On the Proposed Motion of Hon. Mr. SWAN –

THAT Bill (No. 66) – The Statutes Correction and Minor Amendments Act, 2014/Loi corrective de 2014, reported from the Standing Committee on Justice, be concurred in and be now read a Third Time and passed.

And the Question being put. It was agreed to, on the following division:

**YEA**

|            |                          |
|------------|--------------------------|
| ALLAN      | LEMIEUX                  |
| ALLUM      | MACKINTOSH               |
| ALTEMEYER  | MALOWAY                  |
| ASHTON     | MARCELINO (Logan)        |
| BJORNSON   | MARCELINO (Tyndall Park) |
| BLADY      | MELNICK                  |
| BRAUN      | NEVAKSHONOFF             |
| CHIEF      | OSWALD                   |
| CHOMIAK    | ROBINSON                 |
| CROTHERS   | SARAN                    |
| DEWAR      | SELBY                    |
| GAUDREAU   | SELINGER                 |
| IRVIN-ROSS | SWAN                     |
| JHA        | WIEBE                    |
| KOSTYSHYN  | WIGHT..... 30            |

**NAY**

|          |                 |
|----------|-----------------|
| BRIESE   | HELWER          |
| CULLEN   | MARTIN          |
| DRIEDGER | MITCHELSON      |
| EICHLER  | PEDERSEN        |
| FRIESEN  | PIWNIUK         |
| GERRARD  | SCHULER         |
| GOERTZEN | STEFANSON       |
| GRAYDON  | WISHART..... 16 |

The Bill was accordingly concurred in, read a Third Time and passed.

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On the Proposed Motion of Hon. Mr. LEMIEUX –

THAT Bill (No. 56) – The Vital Statistics Amendment Act/Loi modifiant la Loi sur les statistiques de l'état civil, reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And the Question being put. It was agreed to, on the following division:

**YEA**

|            |                          |
|------------|--------------------------|
| ALLAN      | LEMIEUX                  |
| ALLUM      | MACKINTOSH               |
| ALTEMEYER  | MALOWAY                  |
| ASHTON     | MARCELINO (Logan)        |
| BJORNSON   | MARCELINO (Tyndall Park) |
| BLADY      | MELNICK                  |
| BRAUN      | NEVAKSHONOFF             |
| CHIEF      | OSWALD                   |
| CHOMIAK    | ROBINSON                 |
| CROTHERS   | SARAN                    |
| DEWAR      | SELBY                    |
| GAUDREAU   | SELINGER                 |
| GERRARD    | SWAN                     |
| IRVIN-ROSS | WIEBE                    |
| JHA        | WIGHT..... 31            |
| KOSTYSHYN  |                          |

**NAY**

|          |                 |
|----------|-----------------|
| BRIESE   | MARTIN          |
| CULLEN   | MITCHELSON      |
| DRIEDGER | PEDERSEN        |
| EICHLER  | PIWNIUK         |
| FRIESEN  | SCHULER         |
| GOERTZEN | STEFANSON       |
| GRAYDON  | WISHART..... 15 |
| HELWER   |                 |

The Bill was accordingly concurred in, read a Third Time and passed.

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On the Proposed Motion of Hon. Ms. IRVIN-ROSS—

THAT Bill (No. 68) – The Child and Family Services Amendment Act (Critical Incident Reporting)/Loi modifiant la Loi sur les services à l'enfant et à la famille (signalement des incidents critiques), reported from the Standing Committee on Social and Economic Development, be concurred in and be now read a Third Time and passed.

And the Question being put. It was agreed to, on the following division:

**YEA**

ALLAN  
ALLUM  
ALTEMEYER  
ASHTON  
BJORNSON  
BLADY  
BRAUN  
CHIEF  
CHOMIAK  
CROTHERS  
DEWAR  
GAUDREAU  
GERRARD  
IRVIN-ROSS  
JHA  
KOSTYSHYN

LEMIEUX  
MACKINTOSH  
MALOWAY  
MARCELINO (Logan)  
MARCELINO (Tyndall Park)  
MELNICK  
NEVAKSHONOFF  
OSWALD  
ROBINSON  
SARAN  
SELBY  
SELINGER  
SWAN  
WIEBE  
WIGHT..... 31

**NAY**

BRIESE  
CULLEN  
DRIEDGER  
EICHLER  
FRIESEN  
GOERTZEN  
GRAYDON  
HELWER

MARTIN  
MITCHELSON  
PEDERSEN  
PIWNIUK  
SCHULER  
STEFANSON  
WISHART..... 15

The Bill was accordingly concurred in, read a Third Time and passed.

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The House then adjourned at 5:14 p.m. until 9:30 a.m. Thursday, June 12, 2014.

Hon. Daryl REID,  
Speaker.