

Tuesday, May 15, 2018



PRAYER

SITTING AT 10:00 A.M.

ORDERS OF THE DAY

PRIVATE MEMBERS' BUSINESS

CONCURRENCE AND THIRD 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

CONCURRENCE AND THIRD READINGS – PUBLIC BILLS:

Mr. LAGIMODIERE –

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

Selected Bill (Second Reading vote held April 19)

Mr. SWAN –

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

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. LAGASSÉ –

(No. 221) – The Rail Safety Awareness Week Act/Loi sur la Semaine de sensibilisation à la sécurité ferroviaire

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. 208) – The Conflict of Interest Act/Loi sur les conflits d'intérêts
Selected Bill (Second Reading vote to be held May 17)

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)

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

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. KINEW –

(No. 226) – The Vital Statistics Amendment Act/Loi modifiant la Loi sur les statistiques de l'état civil

(Mr. HELWER – 5 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)

RESOLUTION:

Mr. PIWNIUK – Trans Mountain Pipeline

14. WHEREAS pipelines are the safest and most environmentally friendly way of transporting oil and gas over long distances; and

WHEREAS total oil industry expenditures in Manitoba in 2017 were approximately \$850 million, with a total of 240 wells drilled, adding to an overall total of 3814 producing wells; and

WHEREAS Manitoba ranks within the top ten of 39 jurisdictions, in the category of “relatively small proved oil and gas reserves,” within the Global Petroleum Survey of the best places to invest for oil and gas; and

WHEREAS transmission pipelines deliver 97 per cent of Canada's onshore oil and gas from producing regions to markets throughout Canada and the United States; and

WHEREAS the expansion of the Trans Mountain Pipeline will add an additional 590 thousand barrels per day (b/d) of capacity to the existing 300 thousand b/d, and;

WHEREAS the eventual construction of the expanded pipeline will help Canada achieve its future potential as an energy producer and get more Canadian oil to where demand is expected to grow; and

WHEREAS over forty First Nation and aboriginal communities support the Trans Mountain Pipeline; and

WHEREAS the Trans Mountain project gained approval of the National Energy Board in late 2016 following a 29 month review process, as well as adhering to 157 conditions; and

WHEREAS the recent British Columbia NDP/Green party coalition vowed to use "every tool in the toolbox" to stop Trans Mountain; and

WHEREAS the constitution of Canada gives the Federal Government the unequivocal jurisdiction to move the project forward, while having the responsibility of being fiscally responsible in any proposed compromise.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the British Columbia Government to withdraw opposition to the Trans Mountain Pipeline, and support this nation building project, while calling on all other relevant levels of government to ensure that the Trans Mountain Pipeline is built efficiently, without delay, for the benefit of all Canadians.

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)
3. Mr. ALLUM – Restore Public Transit Funding for Municipalities
(Mr. SMITH (Southdale) – 10 minutes/124 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)

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. 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)

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)

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)

Mr. SWAN –

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

Ms. LAMOUREUX –

(No. 229) – The Intoxicated Persons Detention Amendment Act/Loi modifiant la Loi sur la détention des personnes en état d'ébriété

COMMITTEE REPORTS

TABLING OF REPORTS

MINISTERIAL STATEMENTS

MEMBERS' STATEMENTS

ORAL QUESTIONS

PETITIONS

Hon. Mr. FLETCHER

Ms. FONTAINE

Hon. Mr. GERRARD

Mrs. SMITH (Point Douglas)

GRIEVANCES

ORDERS OF THE DAY (continued)

GOVERNMENT BUSINESS

COMMITTEE OF THE WHOLE

COMMITTEE OF SUPPLY

(8 hrs. 30 minutes)
(Chamber – Sustainable Development)
(Room 255 – Families)
(Room 254 – Indigenous and Northern Relations)

REPORT STAGE AMENDMENTS:

Hon. Ms. SQUIRES –

(No. 7) – The Sustainable Watersheds Act (Various Acts Amended)/Loi sur les bassins hydrographiques durables (modification de diverses dispositions législatives)
(amended – Committee)
[Amendments (2) – Mr. ALTEMEYER]

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)
[Amendment (1) – Ms. LAMOUREUX]

Hon. Mrs. STEFANSON –

(No. 26) – The Impaired Driving Offences Act (Various Acts Amended)/Loi modifiant diverses lois en matière de conduite avec facultés affaiblies
[Amendment (1) – Hon. Mrs. STEFANSON]

CONCURRENCE AND THIRD 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. 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)

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)

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

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)

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. SCHULER –

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

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

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

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)

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
(amended – Committee)

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)

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)

Designated Bill
(Hon. Mr. CULLEN)

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)

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 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.

OPPOSITION DAY MOTION:

Mr. SWAN –

THAT the Legislative Assembly of Manitoba condemn the Provincial Government for misleading the House and Manitobans regarding the recommendations of the Virgo Consulting Report.

NOTICE PAPER

NOTICE OF COMMITTEE MEETINGS:

The Standing Committee on SOCIAL AND ECONOMIC DEVELOPMENT will meet in Room 255, Legislative Building, Winnipeg, Manitoba on Tuesday, May 15, 2018 at 6:00 p.m. to consider a Bill referred.

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The Standing Committee on PUBLIC ACCOUNTS will meet in Room 255, Legislative Building, Winnipeg, Manitoba on Wednesday, May 16, 2018 at 7:00 p.m. to consider the following reports:

- Auditor General's Report – Follow-Up of Recommendations – dated May 2016
 - Managing Cyber Security Risk Related to Industrial Control Systems
- Auditor General's Report – Keeyask Process Costs and Adverse Effects Agreements with First Nations – dated September 2016
- Auditor General's Report – Follow-Up of Recommendations – dated March 2017
 - Managing Cyber Security Risk Related to Industrial Control Systems
- Auditor General's Report – Follow-Up of Recommendations – dated March 2018
 - Managing Cyber Security Risk Related to Industrial Control Systems
 - Keeyask Process Costs and Adverse Effects Agreements with First Nations