



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 42

FOURTH SESSION, FORTIETH LEGISLATURE

PRAYER

10:00 O'CLOCK A.M.

By unanimous consent, it was agreed that the House will sit in July, August, September, October, November and December.

Mrs. STEFANSON moved:

THAT Bill (No. 202) – The Participation of Manitoba in the New West Partnership Act/Loi sur la participation du Manitoba au nouveau partenariat de l'Ouest, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Mrs. STEFANSON, Messrs. GAUDREAU and FRIESEN, Hon. Mr. CHIEF and Messrs. SMOOK, WIEBE and GRAYDON having spoken,

And Mr. ALTEMEYER speaking at 11:00 a.m. The debate was allowed to remain in his name.

Mr. BRIESE moved:

Resolution No. 8: Recognizing Jordan's Principle

WHEREAS across Canada, there is a lack of jurisdictional clarity between the Government of Canada and provincial and territorial governments as to which level of government should pay to ensure that First Nations' children receive essential medical care; and

WHEREAS Article 3 of the United Nation's Convention on the Rights of the Child states that "*In all actions concerning children, whether undertaken by public or private social welfare institutions, courts of law, administrative authorities or legislative bodies, the best interests of the child shall be a primary consideration*"; and

WHEREAS all children in Manitoba, regardless of government disputes, deserve to have their health protected without ever having to sacrifice this fundamental right; and

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WHEREAS Jordan's Principle – named after Jordan River Anderson of Norway House Cree Nation, who spent his entire short life battling Carey Fineman Ziter Syndrome – was unanimously passed in the House of Commons on December 5, 2007; and

WHEREAS Jordan's Principle states that the rights of the child should be regarded first and foremost when considering the provisions of health care and social services; and

WHEREAS Jordan's Principle has yet to be formally recognized in the Legislative Assembly of Manitoba, despite the reality that Manitoba First Nations' children continue to fall victim to government jurisdictional disputes.

THEREFORE BE IT RESOLVED that the Provincial Government be urged to formally support Jordan's Principle and its implementation in order to provide necessary care for all children in Manitoba, while re-affirming the United Nation's Convention on the Rights of the Child.

And a debate arising,

And Mr. BRIESE, Hon. Ms. BLADY, Hon. Mr. GERRARD, Ms. LATHLIN, Mrs. ROWAT and Mr. BJORNSON having spoken,

And the Question being put. It was agreed to, unanimously.

1:30 O'CLOCK P.M.

The following Bills were severally read a First Time and had their purposes outlined:

(No. 34) – The Safer Roads Act (Drivers and Vehicles Act and Highway Traffic Act Amended)/Loi sur la sécurité accrue des routes (modification de la Loi sur les conducteurs et les véhicules et du Code de la route)

(Hon. Mr. MACKINTOSH)

(No. 208) – The Regulatory Accountability and Transparency Act/Loi sur la responsabilité et la transparence en matière réglementaire

(Mrs. STEFANSON)

(No. 211) – The Family Maintenance Amendment and Garnishment Amendment Act/Loi modifiant la Loi sur l'obligation alimentaire et la Loi sur la saisie-arrêt

(Mr. PEDERSEN)

(No. 212) – The Consumer Protection Amendment Act (Gift Card Inactivity Fees)/Loi modifiant la Loi sur la protection du consommateur (frais d'inactivité applicables aux cartes-cadeaux)

(Mr. SWAN)

The following petitions were presented and read:

Mr. PEDERSEN – Legislative Assembly of Manitoba to urge that the Provincial Government immediately direct Manitoba Hydro to engage with MBLC/CAEPLA in order to negotiate a fair business agreement that addresses the many legitimate concerns of farm families affected by the BiPole III transmission line. (V. Pedersen, J. Pedersen, P. Rempel and others)

Mr. SCHULER – Legislative Assembly of Manitoba to urge that the Provincial Government improve the safety at the pedestrian corridor at the intersection of PTH# 206 and Cedar Avenue in Oak Bank by considering such steps as highlighting pavement markings to better indicate the location of the shoulders and crosswalk, as well as installing a lighted crosswalk structure. (G. Unrah, B. Madsen, D. Gault and others)

Mr. GRAYDON – Legislative Assembly of Manitoba to urge the Provincial Government to consider immediately enacting a province wide review of the long-term care needs of residents of Manitoba and to recognize the stresses placed upon the healthcare system by the current and continuous aging population and consider increasing the availability of long-term care spaces (PCH beds) in communities across the province. (E. Hector, M. Jaslowski, D. Jaslowski and others)

Mr. BRIESE – Legislative Assembly of Manitoba to request that the Minister of Infrastructure and Transportation recognize that the 1.5 kilometers of shared area of PTH 5 and PTH 16 running through the town of Neepawa is in unsafe condition and therefore dangerous to the public, and as such, be urged to prioritize its renewal and consider making necessary improvements to reflect its current use. (J. Kolesar, D. Birch, W. Wollmann 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. (G. Antymis, A. Antymis, L. Keefe and others)

Mr. GAUDREAU, Chairperson of the Standing Committee on Social and Economic Development, presented its Second Report, which was read as follows:

Meetings:

Your Committee met on June 3, 2015 at 6:00 p.m. in Room 255 of the Legislative Building.

Matters under Consideration

- **Bill (No. 6)** – The National Research Centre for Truth and Reconciliation Act/Loi sur le Centre national de recherche pour la vérité et la réconciliation
- **Bill (No. 9)** – The Chartered Professional Accountants Act/Loi sur les comptables professionnels agrees
- **Bill (No. 16)** – The Terry Fox Legacy Act/Loi commémorative de Terry Fox
- **Bill (No. 201)** – The Centennial of Manitoba Women's Right to Vote Act/Loi sur le centenaire de l'obtention du droit de vote par les Manitobaines

- **Bill (No. 203)** – The Public Schools Amendment Act (Pedestrian Safety at New Schools)/Loi modifiant la Loi sur les écoles publiques (sécurité des piétons à proximité des nouvelles écoles)

Committee Membership

- Hon Mr. ALLUM
- Hon Ms. BLADY
- Mr. BRIESE
- Hon. Mr. DEWAR
- Mrs. DRIEDGER
- Mr. FRIESEN
- Mr. GAUDREAU
- Ms. LATHLIN
- Hon. Mr. LEMIEUX
- Mr. MARCELINO
- Mr. PIWNIUK

Your Committee elected Mr. GAUDREAU as the Chairperson

Your Committee elected Ms. LATHLIN as the Vice-Chairperson

Public Presentations

Your Committee heard the following presentation on **Bill (No. 6)** – The National Research Centre for Truth and Reconciliation Act/Loi sur le Centre national de recherche pour la vérité et la réconciliation:

James Wilson

National Centre for Truth and Reconciliation

Your Committee heard the following four presentations on **Bill (No. 9)** – The Chartered Professional Accountants Act/Loi sur les comptables professionnels agréés:

James Kennedy

Private Citizen

Gary Hannaford

Chartered Professional Accountants - Manitoba Joint Ventures

Noah Globerman

Milton D. Rhymer and Associates

Mark Jones

Winnipeg Chamber of Commerce

Your Committee heard the following presentation on **Bill (No. 201)** – The Centennial of Manitoba Women's Right to Vote Act/Loi sur le centenaire de l'obtention du droit de vote par les Manitobaines:

Muriel Koscielny

Private Citizen

Your Committee heard the following two presentations on **Bill (No. 203)** – The Public Schools Amendment Act (Pedestrian Safety at New Schools)/Loi modifiant la Loi sur les écoles publiques (sécurité des piétons à proximité des nouvelles écoles):

Robyn Wiebe

Private Citizen

Vern Reimer

Garden Valley School Division

Written Submissions

Your Committee received the following two written submissions on **Bill (No. 6)** – The National Research Centre for Truth and Reconciliation Act/Loi sur le Centre national de recherche pour la vérité et la réconciliation:

The Honourable Mr. Justice Murray
Sinclair
David T. Barnard

Truth and Reconciliation Commission of Canada
University of Manitoba

Bills Considered and Reported

- **Bill (No. 6)** – The National Research Centre for Truth and Reconciliation Act/Loi sur le Centre national de recherche pour la vérité et la réconciliation

Your Committee agreed to report this Bill, with the following amendments:

THAT the definition "Centre" in Clause 1 of the Bill be amended by striking out "national research centre" and substituting "national centre".

THAT the eighth paragraph of the Preamble to the Bill be amended by striking out "national research centre" and substituting "national centre".

THAT the title of the Bill be amended by striking out "NATIONAL RESEARCH CENTRE" and substituting "NATIONAL CENTRE".

- **Bill (No. 9)** – The Chartered Professional Accountants Act/Loi sur les comptables professionnels agréés

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 16)** – The Terry Fox Legacy Act/Loi commémorative de Terry Fox

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 201)** – The Centennial of Manitoba Women's Right to Vote Act/Loi sur le centenaire de l'obtention du droit de vote par les Manitobaines

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 203)** – The Public Schools Amendment Act (Pedestrian Safety at New Schools)/Loi modifiant la Loi sur les écoles publiques (sécurité des piétons à proximité des nouvelles écoles)

Your Committee agreed to report this Bill, with the following amendments:

THAT Clause 3 of the Bill be amended

(a) in the centred heading before the proposed clause 68.3(1), by striking out "AT NEW SCHOOLS"; and

(b) by replacing the proposed clauses 68.4 and 68.5 with the following:

Notice to traffic authority

68.4(1) When the finance board has approved the construction of a new school or a significant expansion to an existing school, the responsible school division must notify the traffic authority responsible for each road and highway that borders the school site.

Pedestrian and traffic safety analysis required

68.4(2) After being advised of the approval, the traffic authority must conduct an analysis of the roads and highways that border the school site to determine if any changes should be made or recommended to address increased pedestrian activity and traffic flow once the new or expanded school is in use.

Considerations

68.4(3) The pedestrian and traffic safety analysis must include a review of speed limits and a consideration of whether new infrastructure or traffic control devices, such as signs, crosswalks and pedestrian corridors, are required on roads and highways that border the school site.

Notice of recommendations

68.4(4) Based on the results of the pedestrian and traffic safety analysis, the traffic authority must provide the school division with written notice of all changes it believes are appropriate to address pedestrian and traffic safety when the new or expanded school is in use.

Timeline to implement changes

68.4(5) The traffic authority must provide the school division with a list of the changes that it will implement and the timeline for implementing each change.

Application to Highway Traffic Board

68.4(6) If the traffic authority recommends a change to a speed limit that requires the approval of The Highway Traffic Board, the traffic authority must apply to The Highway Traffic Board for approval of the recommended change in speed limits.

Temporary safety measures

68.5(1) If a new or expanded school is used before a traffic authority has implemented all changes that it recommended or before The Highway Traffic Board has made a decision on a proposed change in speed limits, the traffic authority — after consulting with the school division — must implement any temporary pedestrian and traffic safety measures that it considers appropriate.

Duration of temporary safety measures

68.5(2) The traffic authority must maintain any temporary safety measures until it has implemented all recommended changes and, where applicable, The Highway Traffic Board has made a decision on a proposed change in speed limits.

THAT the title of the Bill be amended by striking out "AT NEW SCHOOLS".

On motion of Mr. GAUDREAU, the Report of the Committee was received.

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Hon. Mr. MACKINTOSH presented:

Supplementary Information for Legislative Review 2015-2016 – Departmental Expenditure Estimates – Justice.

(Sessional Paper No. 54)

Annual Report of the Public Trustee Special Operating Agency for the fiscal year ending March 31, 2014.

(Sessional Paper No. 55)

Hon. Ms. BRAUN presented:

Supplementary Information for Legislative Review 2015-2016 – Departmental Expenditure Estimates – Labour and Immigration.

(Sessional Paper No. 56)

Hon. Mr. DEWAR presented:

Supplementary Information for Legislative Review 2014-2015 – Revenue Estimates – Finance.

(Sessional Paper No. 57)

Pursuant to Rule 26(1), Messrs. WIEBE and FRIESEN, Hon. Mr. KOSTYSHYN and Messrs. EWASKO and STRUTHERS made Members' Statements.

In accordance with Rule 31(9), the Opposition House Leader announced that the Provincial Government's Failure to Stop the Spread of Invasive Species in Manitoba Resolution will be considered next Thursday, June 11, 2015.

In accordance with Rule 27, Messrs. GRAYDON, FRIESEN and EWASKO, Mrs. DRIEDGER, Messrs. HELWER, SMOOK, PIWNIUK, PEDERSEN and EICHLER, Mrs. STEFANSON and Messrs. MARTIN and WISHART rose on Grievances.

The House then adjourned at 5:00 p.m. until 1:30 p.m. Monday, June 8, 2015.

Hon. Daryl REID,
Speaker.