



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 68

SECOND SESSION, FORTY-FIRST LEGISLATURE

PRAYER

10:00 O'CLOCK A.M.

The Order of the Day having been read for consideration of Report Stage Amendment of Bill (No. 215) – The Civil Service Amendment Act (Employment Preference for Reservists with Active Service)/Loi modifiant la Loi sur la fonction publique (embauche préférentielle des réservistes ayant été en activité de service), reported from the Standing Committee on Private Bills:

Mr. KINEW moved:

THAT Bill 215 be amended by replacing the proposed Clause 2 with the following:

2 *Clause 14(2)(a) is amended by replacing the part after subclause (ii) with the following:*

and who

(iii) has left that service with an honourable record or has been honourably discharged from the service,

(iv) continues to serve as a member of the reserve force of the Canadian Forces, or

(v) in the case of a member of a First Nation or a person who is a citizen of Canada and the United States of America, continues to serve as a member of the reserve force of the Canadian Forces or a reserve component of the United States Armed Forces;

And a debate arising,

And Messrs. KINEW and CURRY and Hon. Messrs. FLETCHER and GERRARD having spoken,

And the Question being put on the amendment. It was agreed to.

Mr. CURRY moved:

THAT Bill (No. 215) – The Civil Service Amendment Act (Employment Preference for Reservists with Active Service)/Loi modifiant la Loi sur la fonction publique (embauche préférentielle des réservistes ayant été en activité de service), reported from the Standing Committee on Private Bills, and subsequently amended, be concurred in and be now read a Third Time and passed.

And a debate arising,

And Messrs. CURRY, SWAN and JOHNSTON and Ms. KLASSEN having spoken,

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

Mr. HELWER moved:

Resolution No. 21: Withdrawal of the Federal Government's Proposal on Tax Planning Using Private Corporations

WHEREAS Manitoba is home to more than 50,000 small businesses that employ over 275,000 Manitobans; and

WHEREAS Manitoba's small business owners and their families are the backbone of the provincial economy that take risks and incur debts to innovate, grow their businesses and move Manitoba forward; and

WHEREAS the basic structure of the existing tax system for small businesses has been in place since 1972; and

WHEREAS the Federal Government proposed a complex and poorly conceived overhaul of Canada's tax system that will dramatically increase taxes paid by smaller corporations by taxing their savings and penalizing a family that passes a business on from one generation to another; and

WHEREAS these changes will significantly increase the administrative burden and red tape headaches for small businesses to comply with the tax system; and

WHEREAS these changes will negatively impact the ability of small businesses to grow and create jobs; and

WHEREAS these changes target middle-class small business owners and their families rather than individuals who take unfair advantage of the tax system; and

WHEREAS this proposal was developed unilaterally by the Federal Government without consultation with the Provincial Government who will see significant change to its provincial tax code due to the longstanding Canada-Manitoba Tax Collection Agreement.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the Federal Government to withdraw its proposal entitled "Tax Planning Using Private Corporations" to allow time for additional research into the economic and financial impact of changes to the tax treatment of Canada's small businesses and meaningful consultation with impacted stakeholders on any future change to the federal tax treatment of small businesses and federal-provincial-territorial Finance Ministers.

Tuesday, October 10, 2017

And a debate arising,

And Mr. HELWER having spoken,

And Messrs. ALLUM, MARTIN and NESBITT, Hon. Mr. GERRARD and Mr. MICHALESKI having questioned the Member,

And the debate continuing,

And Mr. KINEW, Hon. Mr. FRIESEN and Mr. ALLUM having spoken,

And Hon. Mr. GERRARD speaking at 12:00 p.m. The debate was allowed to remain in his name.

1:30 O'CLOCK P.M.

Prior to Introduction of Bills, Hon. Mr. FLETCHER rose on a Matter of Privilege regarding the building evacuation October 5, 2017 and moved:

THAT the Speaker, LAMC and Independent MLAs form a committee to deal with the aforementioned issues of interference and obstruction that go beyond the Memorandum of Understanding announced on October 5, 2017.

And Hon. Mr. CULLEN and Hon. Mr. GERRARD having spoken.

WHEREUPON Madam Speaker informed the House she would take the matter under advisement.

On motion of Ms. FONTAINE, Bill (No. 227) – The Provincial Court Amendment Act (Mandatory Training and Continuing Education)/Loi modifiant la Loi sur la Cour provinciale (exigences en matière de perfectionnement et de formation continue), was read a First Time and had its purposes outlined.

Hon. Mrs. STEFANSON presented:

Annual Report of the Department of Justice for the fiscal year ending March 31, 2017.
(Sessional Paper No. 68)

Hon. Mr. FRIESEN presented:

Supplementary Information for Legislative Review 2017-2018 – Departmental Expenditure Estimates – Revenue Estimates.
(Sessional Paper No. 69)

Tuesday, October 10, 2017

Pursuant to Rule 27(1), Hon. Mr. SCHULER, Mrs. SMITH (Point Douglas), Mr. HELWER, Ms. KLASSEN and Mr. JOHNSON made Members' Statements.

The following petitions were presented and read:

Mr. SARAN – Legislative Assembly of Manitoba to urge the Provincial Government to withdraw its plans to deregulate the taxi industry including withdrawing Bill 30.

Mr. MARCELINO (Tyndall Park) – Legislative Assembly of Manitoba to urge the Provincial Government to reverse the decision to close Seven Oaks General Hospital's emergency room so that families and seniors in north Winnipeg and the surrounding areas have timely access to quality health care services.

Prior to Grievances, Mr. SARAN rose on a Matter of Urgent Public Importance and moved:

THAT in accordance with Rule 38(1), the regularly scheduled business of the House be set aside to discuss a Matter of Urgent Public Importance, namely, removing unjust Provincial requirements for Class 1F driver's license certification.

And Mr. SARAN, Hon. Messrs. GERRARD (by leave) and CULLEN and Ms. FONTAINE having spoken to the urgency of the motion,

WHEREUPON Madam Speaker ruled as follows:

I thank the Honourable Members for their advice to the Chair on the motion proposed by the Honourable Member for The Maples.

The notice required by Rule 38(1) was provided.

Under our rules and practices, the subject matter requiring urgent consideration must be so pressing that the public interest will suffer if the matter is not given immediate attention.

There must also be no other reasonable opportunities to raise the matter.

I have listened very carefully to the arguments put forward. Although the subject matter is one that some Manitobans could be concerned with, I do not believe the public interest will suffer if the issue is not debated today.

I would also note that there are other opportunities available to raise concerns regarding this issue, such as asking questions in Oral Question Period, making Members' Statements, and asking questions during the Estimates process. In addition, there is a requirement in our Rules that this afternoon the House is obligated to complete consideration of the Designated Bills, and this must be a priority for the House over other business according to the Rules.

With the greatest of respect, I therefore, rule this motion out of order as a matter of urgent public importance.

Hon. Mr. CULLEN presented:

Revised sequence for consideration of the Estimates by the Committee of Supply, both in the Chamber and outside the Chamber.

(Sessional Paper No. 70)

Hon. Mr. WISHART moved:

THAT Bill (No. 31) – The Advanced Education Administration Amendment Act/Loi modifiant la Loi sur l'administration de l'enseignement postsecondaire, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Hon. Mr. WISHART, Mr. WIEBE and Ms. KLASSEN having spoken,

The debate was, on motion of Hon. Mr. CULLEN, adjourned.

Hon. Mr. WHARTON moved:

THAT Bill (No. 30) – The Local Vehicles for Hire Act/Loi sur la gestion locale des véhicules avec chauffeur, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Hon. Mr. WHARTON having spoken,

And Hon. Messrs. GERRARD and FLETCHER, Ms. KLASSEN, and Mr. SARAN having questioned the Minister,

And the debate continuing,

And Mr. MALOWAY having spoken,

In accordance with sub-rules 2(17) and (21), the debate was interrupted to put the Second Reading Questions on all the remaining Designated Bills.

The House resumed the Adjourned Debate on the Proposed Motion of Hon. Mrs. COX:

THAT Bill (No. 23) – The Fisheries Amendment Act/Loi modifiant la Loi sur la pêche, be now read a Second Time and be referred to a Committee of this House.

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

YEA

BINDLE	MARTIN
CLARKE	MAYER
COX	MICHALESKI
CULLEN	MICKLEFIELD
CURRY	MORLEY-LECOMTE
EICHLER	NESBITT
EWASKO	PALLISTER
FIELDING	PEDERSEN
FLETCHER	PIWNIUK
FRIESEN	REYES
GERRARD	SCHULER
GOERTZEN	SMITH (Southdale)
GRAYDON	SMOOK
GUILLEMARD	SQUIRES
HELWER	STEFANSON
ISLEIFSON	TEITSMA
JOHNSON	WHARTON
JOHNSTON	WISHART
KLASSEN	WOWCHUK
LAGASSÉ	YAKIMOSKI 41
LAGIMODIERE	

NAY

ALLUM	MARCELINO (Logan)
ALTEMEYER	MARCELINO (Tyndall Park)
FONTAINE	SARAN
KINEW	SELINGER
LATHLIN	SMITH (Point Douglas)
LINDSEY	SWAN
MALOWAY	WIEBE 14

The Bill was accordingly read a Second Time and referred to a Committee of this House.

Hon. Mr. FRIESEN moved:

THAT Bill (No. 24) – The Red Tape Reduction and Government Efficiency Act, 2017/Loi de 2017 sur la réduction du fardeau administratif et l'efficacité du gouvernement, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Hon. Mr. FRIESEN, Mr. ALTEMEYER and Hon. Messrs. GERRARD and FLETCHER having spoken,

And Hon. Mr. FLETCHER having questioned the Minister,

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

YEA

BINDLE	MARTIN
CLARKE	MAYER
COX	MICHALESKI
CULLEN	MICKLEFIELD
CURRY	MORLEY-LECOMTE
EICHLER	NESBITT
EWASKO	PALLISTER
FIELDING	PEDERSEN
FLETCHER	PIWNIUK
FRIESEN	REYES
GOERTZEN	SCHULER
GRAYDON	SMITH (Southdale)
GUILLEMARD	SQUIRES
HELWER	STEFANSON
ISLEIFSON	TEITSMA
JOHNSON	WHARTON
JOHNSTON	WISHART
LAGASSÉ	WOWCHUK
LAGIMODIERE	YAKIMOSKI..... 38

NAY

ALLUM	MALOWAY
ALTEMEYER	MARCELINO (Logan)
FONTAINE	MARCELINO (Tyndall Park)
GERRARD	SARAN
KINEW	SELINGER
KLASSEN	SMITH (Point Douglas)
LATHLIN	SWAN
LINDSEY	WIEBE 16

The Bill was accordingly read a Second Time and referred to a Committee of this House.

By unanimous consent, the House agreed to the following arrangement for Private Member's Business on Tuesday, October 24th, 2017:

- 1) From 10:00 a.m. to 10:30 a.m. the House will consider a Bill – with the title to be determined before the 24th.

- 2) From 10:30 a.m. to 11:15 a.m. the House will consider the Private Member's Resolution sponsored by the Member for River Heights titled "Dwarfism Awareness".
- 3) From 11:15 a.m. to 12:00 p.m. the House will consider the Private Member's Resolution sponsored by the Member for The Maples titled: "Establishment of Private Members' Entitlement Equity".

Hon. Mrs. STEFANSON moved:

THAT Bill (No. 27) – The Elections Amendment Act/Loi modifiant la Loi électorale, be now read a Second Time and be referred to a Committee of this House.

(Recommended by His Honour, the Administrator)

And a debate arising,

And Hon. Mrs. STEFANSON, Ms. FONTAINE and Hon. Mr. GERRARD having spoken,

And Hon. Mr. GERRARD and Ms. KLASSEN having questioned the Minister,

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

YEA

BINDLE	MAYER
CLARKE	MICHALESKI
COX	MICKLEFIELD
CULLEN	MORLEY-LECOMTE
EICHLER	NESBITT
EWASKO	PALLISTER
FIELDING	PEDERSEN
FRIESEN	PIWNIUK
GERRARD	REYES
GOERTZEN	SCHULER
GRAYDON	SMITH (Southdale)
GUILLEMARD	SMOOK
HELWER	SQUIRES
ISLEIFSON	STEFANSON
JOHNSON	TEITSMA
JOHNSTON	WHARTON
KLASSEN	WISHART
LAGASSÉ	WOWCHUK
LAGIMODIERE	YAKIMOSKI..... 39
MARTIN	

NAY

ALLUM
ALTEMEYER
FONTAINE
KINEW
LATHLIN
LINDSEY
MALOWAY

MARCELINO (Logan)
MARCELINO (Tyndall Park)
SARAN
SELINGER
SWAN
WIEBE 13

The Bill was accordingly read a Second Time and referred to a Committee of this House.

Hon. Mrs. STEFANSON presented:

Message from His Honour, the Administrator recommending the disposition of public revenue for Bill (No. 27).

(Sessional Paper No. 71)

The House resumed the Interrupted Debate on the Proposed Motion of Hon. Mr. WHARTON:

THAT Bill (No. 30) – The Local Vehicles for Hire Act/Loi sur la gestion locale des véhicules avec chauffeur, be now read a Second Time and be referred to a Committee of this House.

And the debate continuing,

And Hon. Mr. GERRARD and Mr. SARAN having spoken,

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

YEA

BINDLE	MAYER
CLARKE	MICHALESKI
CULLEN	MICKLEFIELD
CURRY	MORLEY-LECOMTE
EICHLER	NESBITT
EWASKO	PEDERSEN
FIELDING	PIWNIUK
FRIESEN	REYES
GOERTZEN	SCHULER
GRAYDON	SMITH (Southdale)
GUILLEMARD	SMOOK
HELWER	SQUIRES
ISLEIFSON	STEFANSON
JOHNSON	TEITSMA
JOHNSTON	WHARTON
LAGASSÉ	WISHART
LAGIMODIERE	WOWCHUK
MARTIN	YAKIMOSKI 36

NAY

ALLUM	MALOWAY
ALTEMEYER	MARCELINO (Logan)
FONTAINE	MARCELINO (Tyndall Park)
GERRARD	SARAN
KINEW	SELINGER
KLASSEN	SMITH (Point Douglas)
LATHLIN	SWAN
LINDSEY	WIEBE 16

The Bill was accordingly read a Second Time and referred to a Committee of this House.

The House resumed the Adjourned Debate on the Proposed Motion of Hon. Mr. WISHART:

THAT Bill (No. 31) – The Advanced Education Administration Amendment Act/Loi modifiant la Loi sur l'administration de l'enseignement postsecondaire, be now read a Second Time and be referred to a Committee of this House.

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

YEA

BINDLE
CLARKE
CULLEN
CURRY
EICHLER
EWASKO
FIELDING
FRIESEN
GOERTZEN
GRAYDON
GUILLEMARD
HELWER
ISLEIFSON
JOHNSON
JOHNSTON
LAGASSÉ
LAGIMODIERE
MARTIN

MAYER
MICHALESKI
MICKLEFIELD
MORLEY-LECOMTE
NESBITT
PALLISTER
PEDERSEN
PIWNIUK
REYES
SCHULER
SMITH (Southdale)
SMOOK
SQUIRES
STEFANSON
TEITSMA
WISHART
WOWCHUK
YAKIMOSKI 36

NAY

ALLUM
ALTEMEYER
FONTAINE
GERRARD
KINEW
KLASSEN
LATHLIN
LINDSEY

MALOWAY
MARCELINO (Logan)
MARCELINO (Tyndall Park)
SARAN
SELINGER
SMITH (Point Douglas)
SWAN
WIEBE 16

The Bill was accordingly read a Second Time and referred to a Committee of this House.

The House then adjourned at 7:34 p.m. until 1:30 p.m. Wednesday, October 11, 2017.

Hon. Myrna DRIEDGER,
Speaker.