



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 44

THIRD SESSION, FORTY-FIRST LEGISLATURE

PRAYER

1:30 O'CLOCK P.M.

On motion of Mrs. SMITH (Point Douglas), Bill (No. 223) – The Child and Family Services Amendment Act/Loi modifiant la Loi sur les services à l'enfant et à la famille, was read a First Time and had its purposes outlined.

Mr. PIWNIUK, Chairperson of the Standing Committee on Justice, presented its First Report, which was read as follows:

Meetings:

Your Committee met on May 8, 2018 at 6:00 p.m. in Room 255 of the Legislative Building.

Matters under Consideration

- **Bill (No. 4)** – The Legislative Assembly Amendment Act (Member Changing Parties)/Loi modifiant la Loi sur l'Assemblée législative (adhésion à un autre parti)
- **Bill (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)
- **Bill (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)
- **Bill (No. 26)** – The Impaired Driving Offences Act (Various Acts Amended)/Loi modifiant diverses lois en matière de conduite avec facultés affaiblies

Committee Membership

- Mr. CURRY
- Ms. FONTAINE
- Mr. GRAYDON
- Hon. Mr. GOERTZEN

- Mr. HELWER
- Mr. ISLEIFSON
- Ms. LAMOUREUX
- Mr. MARCELINO (Tyndall Park)
- Mr. PIWNIUK (*Chairperson*)
- Hon. Mrs. STEFANSON
- Mr. SWAN

Your Committee elected Mr. ISLEIFSON as the Vice-Chairperson.

Public Presentations

Your Committee heard the following ten presentations on **Bill (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):

Sylvie Sabourin Grindle	Private Citizen
Daphne Penrose	Advocate for Children and Youth
Ralph Groening	Association of Manitoba Municipalities
Alan Campbell	Manitoba School Boards Association
Michael Mailman	Private Citizen
Will Stewart	Hiku Brands, Corporate Communications and Public Affairs
Lorne Weiss	Manitoba Real Estate Association
Steven Stairs	Private Citizen
Ariel Gliner	The Joint Head Shop Inc.
Denise Elias	MADD Canada

Your Committee heard the following six presentations on **Bill (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):

Sylvie Sabourin Grindle	Private Citizen
Alan Campbell	Manitoba School Boards Association
Sarah Hawkins	Canadian Cancer Society
Neil Johnston	Lung Association of Manitoba
Ariel Gliner	Private Citizen
Steven Stairs	420 Organizing Committee

Your Committee heard the following two presentations on **Bill (No. 26)** – The Impaired Driving Offences Act (Various Acts Amended)/Loi modifiant diverses lois en matière de conduite avec facultés affaiblies:

Alan Campbell	Manitoba School Boards Association
Denise Elias	MADD Canada

Written Submissions

Your Committee received the following written submission on **Bill (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):

John McDonald

MANTRA - Manitoba Tobacco Reduction Alliance

Your Committee received the following written submission on **Bill (No. 26)** – The Impaired Driving Offences Act (Various Acts Amended)/Loi modifiant diverses lois en matière de conduite avec facultés affaiblies:

Joe Masi

Association of Manitoba Municipalities

Bills Considered and Reported

- **Bill (No. 4)** – The Legislative Assembly Amendment Act (Member Changing Parties)/Loi modifiant la Loi sur l'Assemblée législative (adhésion à un autre parti)

Your Committee agreed to report this Bill without amendment.

- **Bill (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)

Your Committee agreed to report this Bill without amendment.

- **Bill (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)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 26)** – The Impaired Driving Offences Act (Various Acts Amended)/Loi modifiant diverses lois en matière de conduite avec facultés affaiblies

Your Committee agreed to report this Bill without amendment.

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

Mr. TEITSMA, Chairperson of the Standing Committee on Human Resources, presented its First Report, which was read as follows:

Meetings:

Your Committee met on May 8, 2018 at 6:00 p.m. in Room 254 of the Legislative Building.

Matters under Consideration

- **Bill (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)
- **Bill (No. 6)** – The Public Sector Compensation Disclosure Amendment Act/Loi modifiant la Loi sur la divulgation de la rémunération dans le secteur public
- **Bill (No. 20)** – The Employment Standards Code Amendment Act (2)/Loi n° 2 modifiant le Code des normes d'emploi
- **Bill (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

Committee Membership

- Hon. Mr. CULLEN
- Hon. Mr. FRIESEN
- Hon. Mr. GERRARD
- Mr. LAGIMODIERE
- Mr. LINDSEY
- Hon. Mr. PEDERSEN
- Mr. REYES
- Mrs. SMITH (Point Douglas)
- Mr. TEITSMA (Chairperson)
- Mr. WIEBE
- Mr. WOWCHUK

Your Committee elected Mr. REYES as the Vice-Chairperson.

Public Presentations

Your Committee heard the following presentation on **Bill (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):

Ken Cameron

The Manitoba School Boards Association

Your Committee heard the following six presentations on **Bill (No. 20)** – The Employment Standards Code Amendment Act (2)/Loi n° 2 modifiant le Code des normes d'emploi:

Sarah Hawkins
Kevin Rebeck

Canadian Cancer Society
Manitoba Federation of Labour

Jonathan Alward	Canadian Federation of Independent Business
Michelle Gawronsky	Manitoba Government and General Employees Union
Geoff Bergen	Private Citizen
Paul Moist	Canadian Centre for Policy Alternative - Manitoba

Your Committee heard the following two presentations on **Bill (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:

Elsa Renzella	Investment Industry Regulatory Organization of Canada
Lucy Becker	Private Citizen

Written Submissions

Your Committee received the following written submission on **Bill (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):

Joe Masi	Association of Manitoba Municipalities
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Your Committee received the following written submission on **Bill (No. 6)** – The Public Sector Compensation Disclosure Amendment Act/Loi modifiant la Loi sur la divulgation de la rémunération dans le secteur public:

Joe Masi	Association of Manitoba Municipalities
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Your Committee received the following written submission on **Bill (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:

Johns Silver, Carinna Rosales, Louise Simbandumwe	Community Financial Counselling Services SEED Winnipeg Inc.
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Bills Considered and Reported

- **Bill (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)

Your Committee agreed to report this Bill, without amendment.

- **Bill (No. 6)** – The Public Sector Compensation Disclosure Amendment Act/Loi modifiant la Loi sur la divulgation de la rémunération dans le secteur public

Your Committee agreed to report this Bill, without amendment.

- **Bill (No. 20)** – The Employment Standards Code Amendment Act (2)/Loi n° 2 modifiant le Code des normes d'emploi

Your Committee agreed to report this Bill, without amendment.

- **Bill (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

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

THAT Clause 9 of the Bill be replaced with the following:

9 Subsection 69(2) is amended

(a) in the French version, by striking out "directeurs" and substituting "administrateurs"; and

(b) by striking out "under assigned to the exchange or organization under section 20" and substituting "in accordance with a recognition under section 14 (recognition of self-regulatory organization) or assigned under section 20 (assignment of powers and duties to commodity futures exchange or self-regulatory organizations),".

*THAT Clause 15 of the Bill be amended in the proposed section 31.5.3 of **The Securities Act** by striking out everything after "in good faith of" and substituting the following:*

a power, duty or function

(a) in accordance with the terms of a recognition under section 31.1; or

(b) assigned to the self-regulatory organization under section 31.5.

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

Hon. Ms. CLARKE, the Minister of Indigenous and Northern Relations, made a statement regarding Acknowledging the work of Manitoba Indigenous Leaders.

Ms. FONTAINE and, by leave, Ms. KLASSEN commented on the statement.

Pursuant to Rule 27(1), Messrs. YAKIMOSKI, MARCELINO (Tyndall Park), CURRY and WOWCHUK and Ms. MARCELINO (Logan) made Members' Statements.

Immediately following Oral Questions, Hon. Mr. CULLEN rose on a Matter of Privilege suggesting that the privileges of the House had been breached because the Honourable Member for Point Douglas had shared the contents of legislation with both the public and media before the Bill had been introduced and distributed in the Assembly and moved:

THAT the Speaker rule that the practices of the Official Opposition, and particularly the member for Point Douglas, are breaching the parliamentary privilege of all MLAs and are breaking the rules of the Legislative Assembly of Manitoba.

And Ms. FONTAINE and Hon. Mr. FLETCHER having spoken.

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

The following petitions were presented and read:

Mrs. SMITH (Point Douglas) – Legislative Assembly of Manitoba to urge the Premier of Manitoba and the Minister of Justice to immediately call a Public Inquiry into the systems that had a role in the life and death of Tina Fontaine as well as the function of the administration of justice after her death and that the terms of reference of a Public Inquiry be developed jointly with the caregivers of Tina Fontaine and/or the agent appointed by them. (B. Boughton, A. Hoepfner, G. Merasty and others)

Ms. FONTAINE – Legislative Assembly of Manitoba to urge the Premier of Manitoba and the Minister of Justice to immediately call a Public Inquiry into the systems that had a role in the life and death of Tina Fontaine as well as the function of the administration of justice after her death and that the terms of reference of a Public Inquiry be developed jointly with the caregivers of Tina Fontaine and/or the agent appointed by them.

Hon. Mr. FLETCHER – Legislative Assembly of Manitoba to urge the Provincial Government to take the necessary steps to ensure that the Vimy Arena site is not used for an addiction treatment facility and to take the necessary steps to ensure the preservation of public land along Sturgeon Creek for the purposes of park land and recreational activities for public use (including being an important component of the Sturgeon Creek Greenway Trail and the Sturgeon Creek ecosystem) under the current designation of PR2 for the 255 Hamilton Avenue location at the Vimy Arena site, and to maintain the land to continue to be designated for Parks and Recreation Active Neighbourhood/Community.

Mr. SARAN – Legislative Assembly of Manitoba to urge the Provincial Government to request that the City twin Leila Avenue to reduce traffic and commute time for the residents of The Maples and surrounding areas enabling the accessing of timely health services which will contribute to both the economy and society.

Hon. Mr. GERRARD – Legislative Assembly of Manitoba to urge the Provincial Government to request Dynacare to reopen the closed laboratories or allow Diagnostic Services of Manitoba to freely open labs in clinics which formerly housed labs that have been shut down by Dynacare and to ensure high quality lab services for patients, and a level playing field and competition in the provision of laboratory services to medical offices as well to address this matter immediately in the interest of better patient focused care and improved support for health professionals. (B. Thompson, G. Thompson, T. McKay and others)

By unanimous consent, the sequence for consideration of estimates, as outlined in Sessional Paper No. 27 tabled on March 22, 2018, was further amended in order that the estimates of Families be considered in Room 255 prior to the estimates of Executive Council for Wednesday afternoon, May 9, 2018, only.

The House resolved into Committee of Supply.

Wednesday, May 9, 2018

The House then adjourned at 5:00 p.m. until 10:00 a.m. Thursday, May 10, 2018.

Hon. Myrna DRIEDGER,
Speaker.