# **JOURNALS**

OF THE

# **LEGISLATIVE ASSEMBLY**

OF

## **MANITOBA**



Printed by Order of the Legislative Assembly

# $1^{\text{ST}}$ Session of the $37^{\text{TH}}$ Legislature

From the  $18^{th}$  Day of November 1999 to the  $18^{th}$  Day of August 2000

IN THE FORTY-EIGHTH AND FORTY-NINTH YEARS OF THE REIGN OF OUR SOVEREIGN LADY QUEEN ELIZABETH THE SECOND

WINNIPEG, MANITOBA

VOLUME 145

# LEGISLATIVE ASSEMBLY OF MANITOBA



Lieutenant Governor of Manitoba	Hon. Peter LIBA
Speaker of the Legislative Assembly	Hon. George HICKES
Deputy Speaker / Chairperson of Committees of the Whole	Mr. Conrad Santos
Deputy Chairperson of Committees of the Whole	Mr. Harry Schellenberd Ms. Bonnie Korzeniowsk
Clerk of the Legislative Assembly	Ms. Patricia Снаусник
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	Ms. Louise LAFONTAINE
	Mr. Albert Préfontaine

#### **PROCLAMATION**



Peter M. LIBA Lieutenant Governor

#### CANADA PROVINCE OF MANITOBA

ELIZABETH THE SECOND, by the grace of God of The United Kingdom, Canada and Her other Realms and Territories, QUEEN, Head of the Commonwealth, Defender of the Faith.

#### PROCLAMATION

TO OUR BELOVED AND FAITHFUL the Members elected to serve in the Legislative Assembly of our Province of Manitoba, and to each and every of you - GREETING.

WHEREAS His Honour the Lieutenant Governor by Proclamation dated the seventeenth day of August, 1999, dissolved the Thirty-sixth Legislature;

AND WHEREAS by virtue of Writs of Election dated the seventeenth day of August, 1999, members were elected to represent the Electoral Divisions in the Thirty-seventh Legislature;

AND WHEREAS His Honour the Lieutenant Governor is pleased to summon the Legislature of the Province of Manitoba for the dispatch of business;

NOW KNOW YE THAT, for divers causes and consideration, and taking into consideration the ease and convenience of our loving subjects, We have thought fit, by and with the advice and consent of our Executive Council of our Province of Manitoba, to convoke and by these presents enjoin you and each of you, on Thursday, the eighteenth day of November, 1999, at the hour of 1:30 o'clock in the afternoon, to meet us, FOR THE DISPATCH OF BUSINESS, in our Legislative Assembly of our Province of Manitoba, in our City of Winnipeg, there to take into consideration the state and welfare of our said Province of Manitoba and therein to do as may seem necessary.

HEREIN FAIL NOT.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent, and the Great Seal of Our Province of Manitoba to be hereunto affixed:

WITNESS, His Honour Peter M. LIBA, Lieutenant Governor of the Government of the Province of Manitoba;

AT OUR GOVERNMENT HOUSE, at Our City of Winnipeg, in the Province of Manitoba, this 20th day of October, in the year of Our Lord one thousand nine hundred and ninety-nine, and in the forty-eighth year of Our Reign.

BY COMMAND,

G. MACKINTOSH Minister of Justice and Attorney General

#### TO THE

# **JOURNALS**

#### ONE HUNDRED FORTY-FIFTH VOLUME

#### FIRST SESSION, THIRTY-SEVENTH LEGISLATURE

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Moved by Ms. Allan, seconded by Mr. Smith (Brandon West)	
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Debate continued (amendment): Mr. Penner (Steinbach), Ms. Korzeniowski, Messrs.  Loewen, Santos, Cummings and Rondeau and Hon. Mr. Gerrard. Allowed to remain in name of Hon. Mr. Gerrard	
Debate continued (amendment): Hon. Mr. Gerrard, Messrs. Schellenberg, Laurendeau and Struthers. Allowed to remain in name of Mr. Struthers	
Debate continued (amendment): Messrs. Struthers, Schuler, Aglugub and Helwer, Ms.  Asper, Messrs. Reimer and Nevakshonoff. Allowed to remain in name of Mr.  Nevakshonoff	
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Debate continued (amendment): Mr. DYCK, Ms. CERILLI, Mr. STEFANSON, Hon. Ms. MIHYCHUK, Mrs. DACQUAY, Hon. Mr. LEMIEUX and Mr. MAGUIRE. Allowed to remain in name of Mr. MAGUIRE	
Debate continued (amendment): Mr. MAGUIRE and Hon. Mr. CALDWELL. Mr. MARTINDALE rose on a point of order regarding his conduct during the previous day's sitting and apologized. Debate continued (amendment): Mr. GILLESHAMMER, Hon. Mr. SALE, Mrs. DRIEDGER and Hon. Ms. MCGIFFORD. Negatived, on division (22B29). Debate continued (main motion): Mrs. MITCHELSON. Allowed to remain open	
Debate continued (main motion): Messrs. ROCAN, PENNER (Emerson), FAURSCHOU, ENNS and Hon. Mr. DOER. As previously agreed to, the vote on the Address in Reply to the Throne Speech would be conducted immediately following Routine Proceedings.	
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Unanimous consent to allow the vote on the Proposed Motions re: Manitoba Farm Crisis to occur at 5:30 p.m. on Tuesday, November 30, 1999
Special Committee of Seven Persons was meeting concurrently with the House to establish the composition of the Standing Committee on Industrial Relations
House reverted to "Presenting Reports by Standing and Special Committees" (by leave)
House reverted to "Ministerial Statements and Tabling of Reports" (by leave)
Unanimous consent to allow the House to sit from 10:00 a.m. to 12:00 p.m. to continue the debate on the Address in Reply to the Throne Speech on Tuesday, December 7, 1999
Unanimous consent to allow the House to sit from 10:00 a.m. to 12:00 p.m. and resume at 1:30 p.m. on Thursday, December 9, 1999
Unanimous consent to allow the vote on the Address in Reply to the Throne Speech to be conducted immediately after Routine Proceedings on Thursday, December 9, 1999
Unanimous consent to allow the House to adjourn after the vote on the Address in Reply to the Throne Speech on Thursday, December 9, 1999 until Monday, December 13, 1999
As previously agreed to, the Debate on the Address in Reply to the Throne Speech was concluded with the understanding that the vote would be conducted immediately following Routine Proceedings
Hour designated for Private Member's Business be waived for Monday, December 13, 1999, (by leave)
Agreed (by leave) to proceed with the following items of House business, not listed on the Order Paper: Report Stage and Third Reading of Bill (No. 2) – The City of Winnipeg Amendment Act; Loi modifiant la Loi sur la Ville de Winnipeg, the Recall Motion and the Motion respecting the Clerk of the Legislative Assembly, Mr. Binx REMNANT.
Adjournment of House on December 14, 1999 until a time fixed by Mr. Speaker upon the request of the Government (by leave) (Hon. Mr. MACKINTOSH)
Adjournment of House
Hour designated for Private Member's Business be waived for Wednesday, April 26, 2000, only (by leave)
House reverted to "Ministerial Statements and Tabling of Reports" (by leave)
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	Substitution: Mr. Penner (Emerson) for Mr. Enns
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	Third Report (Bill Nos. 18 and 44) presented (by leave)
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J.P.	w AMENDMENTS
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	=

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ASHTON, 11011. WIT. LATHLIN 101 WIT. AGLUCUGS	
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Report presented. Res. Nos. 7.5, 7.6, 7.7, 7.8, 7.9 and 7.10 (Finance) and Res. Nos. 15.1, 15.2, 15.3, 15.4, 15.5, 15.6 and 15.7 (Highways and Government Services) adopted	149-15
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Report presented. In the section of the Committee of Supply sitting in Room 254, on Tuesday, June 6, 2000, considering the estimates of the Department of Finance, the Honourable Member for Kirkfield Park moved a motion to reduce the Minister's salary: That due to the recognition that some Manitobans will now pay the highest personal income taxes in all of Canada, the Minister of Finance's salary, budget line 1(a) be reduced to the amount of \$165, equivalent to the increased personal income taxes a family of four making \$60,000 will pay this year as a result of the budget of May 10, 2000. This motion was defeated on a voice vote. Whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (29-20).	15:
House in	15

Report presented. Res. Nos. 3.2 and 3.3 (Agriculture and Food) and Res. No. 7.1 (Finance) adopted
House in.
Report presented. Progress reported
House in
Report presented. Res. Nos. 4.1, 4.2, 4.3, 4.4, 4.5 and 4.6 (Justice) adopted
House in
Report presented. In the section of the Committee of Supply sitting in the Chamber, on Tuesday, June 13, 2000, considering the estimates of the Department of Agriculture and Food, a ruling of the Chair, respecting a motion moved by Mr. Penner (Emerson) which was found to be out of order, was challenged. A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held, which sustained the ruling (26-18)
House in
Report presented. Progress reported
House in
Report presented. In the section of the Committee of Supply sitting in Room 255, on Thursday, June 15, 2000, considering the estimates of the Department of Labour, Mr. LAURENDEAU moved a motion "THAT this matter be reported to the House". A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (26-20). In the section of the Committee of Supply sitting in Room 254, on Thursday, June 15, 2000, considering the estimates of the Department of Culture, Heritage and Tourism, a ruling of the Chair, respecting a motion moved by Mr. DERKACH which was found to be out of order, was challenged. A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held, which sustained the ruling (25-14)
House in
Report presented. In the section of the Committee of Supply sitting in Room 254, on Monday, June 19, 2000, considering the estimates of the Department of Culture, Heritage and Tourism, a ruling of the Chair, respecting a motion moved by Mr. MAGUIRE which was found to be out of order, was challenged. A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held, which sustained the ruling (29-18). In the section of the Committee of Supply sitting in Room 254, on Monday, June 19, 2000, considering the estimates of the Department of Culture, Heritage and Tourism, a ruling of the Chair, respecting a motion moved by Mr. MAGUIRE which was found to be out of order, was challenged. A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held, which sustained the ruling (28-20). In the section of the Committee of Supply sitting in Room 254, on Monday, June 19, 2000, considering the estimates of the Department of Culture, Heritage and Tourism, a ruling of the Chair, respecting a point of order raised by Mr. MAGUIRE which was found to be out of order, was challenged. A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held, which sustained the ruling (28-16)
House in

Report presented. In the section of the Committee of Supply sitting in the Chamber, on Tuesday, June 20, 2000, considering the estimates of the Department of Agriculture and Food, Mr. Laurendeau moved a motion "THAT the Committee do now adjourn". A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (43-0).	17
House in	17
Report presented. Res. Nos. 14.2, 14.3, 14.5 and 14.6 (Culture, Heritage and Tourism) adopted	178-17
House in	18
Report presented. In the section of the Committee of Supply sitting in Room 255, on Thursday, June 22, 2000, considering the estimates of the Department of Labour, the question was put on line 1(a) – Minister's salary. A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was passed (25-9). Res. Nos. 3.4 and 3.5 (Agriculture and Food), Res. Nos. 11.2, 11.3 and 11.4 (Labour) and Res. Nos. 14.1, 14.4 and 14.7 (Culture, Heritage and Tourism) adopted	185-18
House in	18
Report presented. Res. Nos. 3.1, 3.6, 3.7, 3.8 and 3.9 (Agriculture and Food) and Res. No. 11.1 (Labour) adopted	189-19
House in	19
Report presented. In the section of the Committee of Supply sitting in Room 254, on Tuesday, June 27, 2000, considering the estimates of the Department of Consumer and Corporate Affairs, a voice vote was held on a motion, as amended, moved by Mr. Praznik recommending that the Minister of Consumer and Corporate Affairs refer this matter to outside Legal Counsel; and further, to provide the legal opinion to the committee as soon as complete. Whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (29-16)	19
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House in	20
Report presented. Progress reported	20
House in	20
Report presented. Res. Nos. 5.1, 5.2, 5.3 and 5.4 (Consumer and Corporate Affairs), Res. No. 6.1 (Employee Pensions and Other Costs), Res. Nos. 26.1, 26.2, 26.3 and 26.4 (Enabling Appropriations), Res. Nos. 27.1 and 27.2 (Other Appropriations) and Res. Nos. B.1, B.2, B.3, B.4, B.5, B.6, B.7 and B.8 (Capital Investment) adopted	210-2
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House in	2

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Report presented. Progress reported	240
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House in (by leave)	256
Report presented. In the section of the Committee of Supply sitting in the Chamber, on Monday, July 24, 2000, considering the estimates of Executive Council, Mr. CUMMINGS moved a motion "THAT the Question now be put". A voice vote was held, whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was passed (52-0). In the section of the Committee of Supply in the Chamber, on Monday, July 24, 2000, considering the estimates of the Executive Council, a voice vote was held on a motion moved by Hon. Mr. Gerrard recommending that the Premier's salary be reduced. Whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (29-23). Res. Nos. 2.1 and 2.2 (Executive Council) and Res. No. 12.3 (Conservation) adopted	259-260
House in	261
Report presented. In the section of the Committee of Supply in the Chamber, on Tuesday, July 25, 2000, considering the estimates of the Department of Education and Training, a voice vote was held on a motion moved by Mrs. SMITH (Fort Garry) recommending that the Minister of Education and Training's salary be reduced. Whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (26-17). Res. Nos. 12.1, 12.4, 12.5, 12.6, 12.7, 12.8, 12.9 and 12.10 (Conservation), Res. Nos. 16.2, 16.3, 16.4, 16.5, 16.6, 16.7, 16.8 and 16.9 (Education and Training), Res. Nos. 17.1 and 17.2 (Civil Service Commission), Res. Nos. 19.1, 19.2, 19.3 and 19.4 (Aboriginal and Northern Affairs) and Res. Nos. 22.1 and 22.2 (Status of Women) adopted	262-266
House in	268
Report presented. In the section of the Committee of Supply in the Chamber, on Wednesday July 26, 2000, considering the estimates of the Department of Education and Training, a voice vote was held on a motion of censure moved by Mr. Derkach. Whereupon a counted vote was requested and Members sitting in Room 254 and Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (29-18). Res. Nos. 1.1, 1.2, 1.3, 1.4, 1.5 and 1.6 (Legislative Assembly) and Res. No. 16.1 (Education and Training) adopted	270-271
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House in	292
Report presented. In the section of the Committee of Supply in Room 255, on Monday, July 31, 2000, considering the estimates of the Department of Health, a voice vote was held on a motion moved by Mrs. DRIEDGER recommending that the Minister of Health's salary be reduced. Whereupon a counted vote was requested and Members sitting in Room 255 returned to the Chamber. A counted vote was held on the motion, which was defeated (29-19). Res. Nos. 21.4, 21.5, 21.6 and 21.7 (Health) adopted	294-295

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Report presented (by leave). Res. Nos. 13.1, 13.2, 13.3, 13.4, 13.5, 13.6, 13.7, 13.8 and 13.9 (Intergovernmental Affairs), Res. No. 21.1 (Health), Res. Nos. 28.1 and 28.2 (Sport) and Res. Nos. 33.1 and 33.2 (Community Support Program) adopted	
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McDonald, Walter Clifton  Speakers: Hon. Mr. Doer, Mr. Filmon, Hon. Mr. Gerrard, Messrs. Rocan and Dyck	
MCKENZIE, James W.  Speakers: Hon. Mr. Doer, Messrs. Filmon and Derkach, Hon. Mr. Ashton, Messrs.  Enns, Struthers and Cummings and Hon. Mr. Gerrard	
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House to stand adjourned until Thursday, November 25, 1999 at 1:30 p.m.	
Adjournment of House on December 14, 1999 until a time fixed by Mr. Speaker upon the request of the Government (by leave) (Hon. Mr. MACKINTOSH)	
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Election by Secret Ballot – November 18, 1999	
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Informs the House:	
Appointment of Acting Sergeant-at-Arms	
Appointment of Acting Deputy Sergeant-at-Arms	
Appointment of Pages	
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Appointment of Sergeant-at-Arms	
Appointment of Deputy Sergeant-at-Arms	
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withdraw his accusa directed that a new Committee when this Debate: Messrs. LAU Mr. Speaker ruled	ations that alleged the three members of the Executive Council had ws conference on Gaming on Thursday be broadcast instead of is has been the practise the last several years.  URENDEAU and FAURSCHOU. Taken under advisement by Mr. Speakerthere was no matter of privilege. Voluntary withdrawal by Mr.	
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#### **PROCLAMATION**



Peter M. Liba Lieutenant Governor

#### CANADA PROVINCE OF MANITOBA

ELIZABETH THE SECOND, by the grace of God of The United Kingdom, Canada and Her other Realms and Territories, QUEEN, Head of the Commonwealth, Defender of the Faith.

#### PROCLAMATION

To our beloved and faithful the Members elected to serve in the Legislative Assembly of our Province of Manitoba, and to each and every of you - GREETING.

WHEREAS the Legislative Assembly of the Province of Manitoba now stands adjourned;

AND WHEREAS it is deemed appropriate to request His Honour the Lieutenant Governor by a Royal Proclamation effective on the fourth day of December, 2000, to prorogue the First Session of the Thirty-Seventh Legislature of the Province of Manitoba and to summon the said Legislature for the dispatch of business on the fifth day of December, 2000;

NOW KNOW YE THAT, for divers causes and consideration, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice and consent of our Executive Council of our Province of Manitoba, to hereby prorogue the First Session of the Thirty-Seventh Legislature of the Province of Manitoba effective on Monday, the fourth day of December, 2000, and to convene the Second Session of the Thirty-Seventh Legislature of the Province of Manitoba on Tuesday, the fifth day of December, 2000, at the hour of 1:30 o'clock in the afternoon for the dispatch of business in our Legislative Assembly of our Province of Manitoba, in our City of Winnipeg, there to take into consideration the state and welfare of our said Province of Manitoba and therein to do as may seem necessary.

HEREIN FAIL NOT.

IN TESTIMONY WHEREOF We have caused these Our Letters to be made Patent, and the Great Seal of Our Province of Manitoba to be hereunto affixed:

WITNESS, His Honour Peter M. Liba, Lieutenant Governor of the Province of Manitoba;

AT OUR GOVERNMENT HOUSE, at Our City of Winnipeg, in the Province of Manitoba, this ninth day of November, in the year of Our Lord two thousand, and in the forty-ninth year of Our Reign.

BY COMMAND,

G. MACKINTOSH Minister of Justice and Attorney General