

Monday, June 25, 2018



PRAYER

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. Mr. FRIESEN –

(No. 34) – The Budget Implementation and Tax Statutes Amendment Act, 2018/Loi d'exécution du budget de 2018 et modifiant diverses dispositions législatives en matière de fiscalité

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 (divulgarion interdite sans consentement)

COMMITTEE REPORTS

TABLING OF REPORTS

MINISTERIAL STATEMENTS

MEMBERS' STATEMENTS

ORAL QUESTIONS

PETITIONS

Hon. Mr. FLETCHER

Hon. Mr. GERRARD

Mrs. SMITH (Point Douglas)

GRIEVANCES

ORDERS OF THE DAY

GOVERNMENT BUSINESS

WRITTEN QUESTION:

Ms. FONTAINE –

9. Can the Provincial Government provide the most current estimates of revenue for the Provincial Government as a whole as well as for Manitoba Liquor and Lotteries from the sale of cannabis in Manitoba for the fiscal year 2018/19 and for the following four years?

COMMITTEE OF THE WHOLE

COMMITTEE OF SUPPLY

Concurrence Motion

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)

(Hon. Mr. CULLEN)

Designated Bill

On the Proposed Motion of 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)

And the Proposed Motion of Hon. Mr. CULLEN as follows:

THAT this question be now put.

(Mr. MALOWAY – 20 minutes)

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)

Hon. Mrs. STEFANSON –

(No. 30) – The Statutes Correction and Minor Amendments Act, 2018/Loi corrective de 2018

DEBATE ON GOVERNMENT MOTIONS:

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)

On the Proposed Motion of Hon. Mr. CULLEN –

THAT the Standing Committee on Legislative Affairs (the Committee) study the report titled: *Modernizing Manitoba's Conflict of Interest Legislation – Recommendations of the Conflict of Interest Commissioner*, by Jeffrey Schnoor, Q.C., dated April 2018, and make recommendations regarding how best to proceed with changes to the rules governing Members of the Legislative Assembly in *The Legislative Assembly and Executive Council Conflict of Interest Act* and *The Legislative Assembly Act*; and

THAT, within the parameters of the practices and Rules of the House and the instructions of this motion, the 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 Committee be able to call witnesses, including, but not limited to, the Conflict of Interest Commissioner, and other experts in ethics, political science or whatever field the Committee deems appropriate; and

THAT the Committee must report to the House by November 8, 2018.

(Hon. Mr. FLETCHER – 4 minutes)

GOVERNMENT MOTIONS:

Hon. Mr. CULLEN–

THAT the following Sessional Order applies until the conclusion of the Third Session of the Forty-First Legislature, despite any other rule or practice of this House.

Specific Provisions

1. The Standing Committee on Rules of the House shall meet on Thursday, September 6, 2018 at 1:00 p.m., to consider amendments to the *Rules, Orders and Forms of Proceeding of the Legislative Assembly of Manitoba*. The date of this meeting may be adjusted only with the written consent of all House Leaders.
2. At 4:00 p.m. on June 25, 2018, the Speaker or Chairperson shall interrupt proceedings to put all remaining questions necessary to conclude steps four, five and six of the Main and Capital Supply Procedure (as identified on page 84 of the *Rules, Orders and Forms of Proceeding of the Legislative Assembly of Manitoba*).
3. The Spring Sittings of the House shall conclude at the usual adjournment hour on June 25, 2018.
4. By 12:00 p.m. on August 15, 2018, the Minister of Finance shall provide written authorization to the Clerk of the Legislature for immediate distribution of *The Budget Implementation and Tax Statutes Amendment Act* to the caucus offices and the legislative offices of the Independent Members.

5. During the Fall Sittings period beginning on October 3, 2018, *The Budget Implementation and Tax Statutes Amendment Act* (the Bill) shall be debated according to the following terms:
 - a) The question shall be put on the Second Reading motion no later than 4:00 p.m. on October 11, 2018.
 - b) Subject to Section 11 of *The Fiscal Responsibility and Taxpayer Protection Act*, the Bill shall be considered in the Committee of the Whole for a total of nine hours, to be concluded by 4:00 p.m. on November 1, 2018.
 - i. On days when the House is sitting in Committee of the Whole to consider this Bill the House shall rise at 6:30 p.m.
 - ii. If the nine hours of debate has not occurred by 3:00 p.m. on November 1, 2018 the Speaker shall interrupt proceedings to resolve the House into Committee of the Whole to begin or resume debate of the Bill, with the House not to see the clock until the debate time has elapsed and all questions have been put to conclude consideration of the Bill and have it reported back to the House.
6. At 4:00 p.m. on October 11, 2018, the Speaker or Chairperson shall interrupt proceedings to put all remaining questions necessary to conclude all steps of the Main and Capital Supply Procedure (as identified on pages 84 and 85 of the *Rules, Orders and Forms of Proceeding of the Legislative Assembly of Manitoba*).

General Provisions

Priority of actions to be taken

7. Where:
 - a) these Sessional Orders require the Speaker or a Chairperson to take any action at a specified time; and
 - b) at the specified time, a point of order or a matter of privilege has been raised and is under consideration by the House or committee;The point of order or matter of privilege is to be set aside, and no other point of order or matter of privilege may be raised, until the required action has been taken and all matters relating to the required action have been resolved.

Interruption of proceedings

8. Where these Sessional Orders require the Speaker or a Chairperson to interrupt proceedings to take any action:
 - a) the interruption is to take place and the action is to be taken whether or not the Orders of the Day have been called;
 - b) the House will not adjourn on that day until the Speaker has put all the applicable questions on all items;
 - c) if by 3:30 p.m. Routine Proceedings has not concluded, the Speaker must terminate Routine Proceedings and proceed to Orders of the Day;
 - d) at 4:00 p.m. the Speaker will interrupt debate and put all questions with no further debate or amendment (except for 6 b) ii.); and
 - e) recorded divisions cannot be deferred.

Amendments

9. After adoption by the House, this Sessional Order may be amended only by:
- a) passage of a subsequent Sessional Order by the House or
 - b) written agreement of all House Leaders if the House is not sitting.
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Hon. Mr. CULLEN –

THAT despite Rules 3, 4 and 23 of our Rules, Orders and Forms of Proceeding, for any emergency sitting days during the remainder of the 3rd Session of the 41st Legislature, in addition to sitting on Mondays, Tuesdays, Wednesdays and Thursdays, the House shall also meet from 10:00 a.m. to 5:00 p.m. on Fridays, with Routine Proceedings to be held at 10:00 a.m. on Fridays; and

THAT despite rule 4(4) of our Rules, Orders and Forms of Proceeding, for any emergency sitting days during the remainder of the 3rd Session of the 41st Legislature, when any steps of the Main and Capital Supply procedure are considered, the House shall adjourn no later than 9:00 p.m.

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 Sittings.

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.

NOTICE PAPER

NOTICE OF COMMITTEE MEETING:

The Standing Committee on CROWN CORPORATIONS will meet in Room 255, Legislative Building, Winnipeg, Manitoba on Monday, June 25, 2018 at 7:00 p.m. to consider the Annual Reports of the Manitoba Hydro-Electric Board for the fiscal years ending March 31, 2014, 2015, 2016 and 2017.
