



**Legislative Assembly
Province of Alberta**

No. 97

VOTES AND PROCEEDINGS

Fourth Session

Twenty-Second Legislature

Thursday, May 13, 1993

The Speaker took the Chair at 2:30 p.m.

ROUTINE

Presenting Petitions

Mr. Hawkesworth, Hon. Member for Calgary-Mountain View, presented a petition from 1500 Albertans urging the Legislative Assembly to urge the Government to maintain existing senior citizen rental grants and senior home-owner tax grants.

Mr. Chivers, Hon. Member for Edmonton-Strathcona, presented a petition from 87 Albertans urging the Legislative Assembly to urge the Government to reduce pension benefits which will be payable to Members of the Legislative Assembly and Cabinet Ministers.

Notices of Motions

Hon. Mr. Dinning, Provincial Treasurer, gave oral notice of the following motion:

Be it resolved that further consideration of any or all of the resolutions, clauses, sections or titles now before the Committee shall be the first business of the Committee and shall not be further postponed.

Mr. Payne, Hon. Member for Calgary-Fish Creek, gave oral notice of his intention to move the following motion under Standing Order 40:

Be it resolved that the Legislative Assembly of Alberta congratulate the winners of the YWCA's 12th Annual Tribute to Women Awards. Included among the winners are: Nancy Betkowski, former Member of the Legislative Assembly, for her contribution to public affairs and communications; Cora Molstad for her contribution to the arts and culture; Doreen Ryan for athletics, recreation and fitness; Edith Cheriton for her involvement in business, management and professions; Linda Hardy and France Levasseur-Ouiment for community service; Deborah Kully for her contribution to health, science and technology; and Alice Mah for her work in the social science and social services.

Mr. Chivers, Hon. Member for Edmonton-Strathcona, pursuant to Standing Order 15(6), gave oral notice of a motion.

Tabling Returns and Reports

Hon. Mr. Elzinga, Deputy Premier:

Government Signs Third A.U.P.E. Agreement in Two Weeks, Government of Alberta News Release, May 13, 1993

Sessional Paper 1137/92-93

Hon. Mrs. Mirosh, Minister of Community Development:

Paraphrase of an interview with Bill Kaufman, Calgary Sun, Wednesday, May 12, 1993

Sessional Paper 1138/92-93

Motions Under Standing Order 40

Mr. Payne, Hon. Member for Calgary-Fish Creek, requested and received the unanimous consent of the Assembly for consideration of the following motion:

Be it resolved that the Legislative Assembly of Alberta congratulate the winners of the YWCA's 12th Annual Tribute to Women Awards. Included among the winners are: Nancy Betkowski, former Member of the Legislative Assembly, for her contribution to public affairs and communications; Cora Molstad for her contribution to the arts and culture; Doreen Ryan for athletics, recreation and fitness; Edith Cheriton for her involvement in business, management and professions; Linda Hardy and France Levasseur-Ouiment for community service; Deborah Kully for her contribution to health, science and technology; and Alice Mah for her work in the social science and social services.

The question being put, the motion was agreed to unanimously.

Speaker's Ruling

The Speaker ruled that the oral notice given earlier by Mr. Chivers, Hon. Member for Edmonton-Strathcona, under Standing Order 15(6), was out of order.

ORDERS OF THE DAY

Written Questions

The following Written Questions were ordered to stand:

170, 290, 315, 391, 392.

Motions for Returns

The following motion was agreed to:

318. Moved by Mr. Taylor on behalf of Mrs. Hewes:

That an Order of the Assembly do issue for a Return showing:
Documents showing details of supplies and services, fixed assets, and other, including purpose of the expenditure of the amounts as reported in the supplementary information to the 1989-90 public accounts paid to Harrison Evans Administrative Design Consultants Ltd. by the Department of Family and Social Services.

The following motions were defeated:

190. Moved by Mr. McEachern:

That an Order of the Assembly do issue for a Return showing:
Copies of documents showing the amount of advances through loan guarantees provided by the Government to NovAtel Communications Ltd. as of March 31, 1992.

191. Moved by Mr. McEachern:

That an Order of the Assembly do issue for a Return showing:
Copies of the audited financial statements of NovAtel Communications Ltd. for the fiscal years 1989, 1990, and 1991.

The following motions were ordered to stand:

185, 195, 196, 200, 233, 235, 236, 237, 239, 240, 241, 242, 243, 245, 246, 247, 249, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 269, 275, 276, 278, 292, 294, 306, 307, 308, 309, 310, 311, 312, 317, 319, 320, 321, 322, 323, 324, 325, 326, 327, 329, 330, 341, 343, 345, 346, 357, 363, 364, 365, 367, 370, 371, 372, 374, 376, 377, 378, 386, 388, 390, 393.

Motions Other Than Government Motions

243. Moved by Mr. Ewasiuk:

Be it resolved that in recognition of the importance of having an adequate supply of decent, affordable family housing throughout Alberta, the Assembly urge the Government to take measures to ensure that the supply of such housing is improved and that the cost of rental accommodation is not unfairly increased as a result of shortages. Such action would include legislation to compel landlords to maintain premises in a safe and habitable condition; a commitment from Municipal Affairs, Housing Branch to ensure the provision of low-cost housing accommodation, a commitment to co-operate with non-profit groups to provide social housing with a supportive staffing component; the development of a provincial co-operative housing program; the encouragement of the renovation of industrial, commercial, and school properties into affordable, quality housing; a program to promote the upgrading and renovation of existing housing stock; the implementation of a tax to apply to profits made through the sale of non-owner occupied residential properties or multiple unit residential complexes sold within two years of purchase. The Assembly also urge the Federal Government to lift the three percent freeze on growth of social housing programs of the Canada Mortgage and Housing Corporation and to restore the co-operative housing program.

A debate followed.

Pursuant to Standing Order 8(3), debate adjourned, Hon. Dr. West speaking.

Public Bills and Orders Other Than Government Bills and Orders

Second Reading

On the motion that the following Bill be now read a Second time:

Bill 222 Ecological Reserves - Heritage Rivers Act – Mr. Mitchell

A debated followed.

Mr. Hyland moved adjournment of the debate, which was agreed to.

Adjournment

On Motion by Hon. Mr. Day, Deputy Government House Leader, the Assembly adjourned at 5:28 p.m. until 8:00 p.m.

THURSDAY, MAY 13, 1993 – 8:00 P.M.

Government Bills and Orders/Private Bills

Second Reading

The following Bills were read a Second time and referred to Committee of the Whole:

Bill Pr17 Cory Brad Irwin and Shawn Lee Irwin Adoption Act – Mr. McEachern

Bill Pr27 Chinese Cultural Association Tax Exemption Act – Mrs. B. Laing

Committee of the Whole

According to Order, the Assembly resolved itself into Committee of the Whole.

(Assembly in Committee)

The following Bill was taken under consideration:

Bill 216 Children's Access Rights Enforcement Act – Mr. Gogo

A debate followed.

Ms M. Laing, Hon. Member for Edmonton-Avonmore, moved that the Bill be amended as follows:

Section 1(3) is amended by deleting proposed section 56.1(1)(d).

Section 1(3) is amended in proposed section 56.1 by adding:

"(1.1) Before the Court hears an application for an order under subsection (1), the Court may appoint a mediator acceptable to both parties to the dispute to attempt to negotiate a settlement between the applicant and respondent as to access.

(1.2) A Court shall not appoint a mediator under subsection (1.1) if the Court finds:

- (a) any risk of or history of violence between the applicant and the respondent; and
- (b) any risk of or history of abuse of a child by the applicant."

Ms M. Laing, Hon. Member for Edmonton-Avonmore, moved that the amendment be amended by:

Deleting the proposed subsection 1.2 and substituting the following:

(1.2) Upon such an application, the Court shall consider

- (a) any risk of or history of violence between the applicant and the respondent;
- and
- (b) any risk of or history of abuse of a child by the applicant.

The question being called on the sub-amendment, the sub-amendment was defeated.
The names being called for were taken as follows:

For the sub-amendment: 9

Dickson	Laing (Edmonton-Avonmore)	Mitchell
Fox	McEachern	Pashak
Gibeault	McInnis	Sigurdson

Against the motion: 40

Ady	Gogo	Oldring
Anderson	Horsman	Orman
Bogle	Jonson	Paszkowski
Bradley	Kowalski	Payne
Brassard	Laing (Calgary-Bow)	Rostad
Bruseker	Lund	Severtson
Clegg	MacDonald	Shrake
Dinning	Main	Tannas
Drobot	McClellan	Thurber
Elliott	McFarland	Trynchy
Elzinga	Moore	Weiss
Evans	Musgrove	Woloshyn
Fischer	Nelson	Zarusky
Fjordbotten		

Hon. Mr. Evans, Deputy Government House Leader, moved that the Committee consideration of Bill 216, Children's Access Rights Enforcement Act, be adjourned, which was agreed to. The names being called for were taken as follows:

For the motion: 37

Ady	Fjordbotten	Orman
Anderson	Horsman	Paszkowski
Bogle	Jonson	Payne
Bradley	Kowalski	Rostad
Brassard	Laing (Calgary-Bow)	Severtson
Calahasen	Lund	Shrake
Clegg	Main	Tannas
Dinning	McFarland	Thurber
Drobot	Moore	Trynchy
Elliott	Musgrove	Weiss
Elzinga	Nelson	Woloshyn
Evans	Oldring	Zarusky
Fischer		

Against the motion: 11

Bruseker	Laing (Edmonton-Avonmore)	Mitchell
Dickson	MacDonald	Pashak
Fox	McEachern	Sigurdson
Gibeault	McInnis	

The following Bill was taken under consideration:

Bill 67 Deficit Elimination Act – Hon. Mr. Dinning

A debate followed.

Mr. Mitchell, Hon. Member for Edmonton Meadowlark, moved that the Bill be amended as outlined in Sessional Paper 718/92-93. The question being put, the amendment was defeated. The names being called for were taken as follows:

For the amendment: 7

Bruseker	Gibeault	Mitchell
Dickson	MacDonald	Sigurdson
Fox		

Against the motion: 38

Ady	Horsman	Pashak
Anderson	Johnston	Paszkowski
Bogle	Jonson	Payne
Bradley	Kowalski	Rostad
Brassard	Laing (Calgary-Bow)	Schumacher
Calahasen	Laing (Edmonton-Avonmore)	Severtson
Clegg	Lund	Shrake
Dinning	McEachern	Stewart
Drobot	Moore	Tannas
Elliott	Musgrove	Thurber
Elzinga	Nelson	Weiss
Evans	Oldring	Woloshyn
Fjordbotten	Orman	

And after some further time spent therein, the Speaker resumed the Chair.

Progress was reported on the following Bill:

Bill 216 Children's Access Rights Enforcement Act – Mr. Gogo

The following Bills were reported:

Bill 67 Deficit Elimination Act – Hon. Mr. Dinning

Bill Pr17 Cory Brad Irwin and Shawn Lee Irwin Adoption Act – Mr. McEachern

The following Bill was reported with some amendments:

Bill Pr27 Chinese Cultural Association Tax Exemption Act – Mrs. B. Laing

Ordered, That the report be received and concurred in.

Mr. Main, Deputy Chairman of Committees, tabled copies of all amendments considered by the Committee of the Whole this date.

Amendment to Bill Pr27 (Hon. Member for Calgary-Bow) – Agreed to
Sessional Paper 714/92-93

Amendments to Bill 216 (Hon. Member for Lethbridge-West) – Agreed to
Sessional Paper 715/92-93

Amendments to Bill 216 (Hon. Member for Edmonton-Avonmore)
Sessional Paper 716/92-93

Sub-amendment to Bill 216 (Hon. Member for Edmonton-Avonmore) –
Defeated
Sessional Paper 717/92-93

Amendments to Bill 67 (Hon. Member for Edmonton-Meadowlark) – Defeated
Sessional Paper 718/92-93

Third Reading

Pursuant to Standing Order 21, Hon. Mr. Evans, Deputy Government House Leader, on behalf of Hon. Mr. Kowalski, Government House Leader, moved that debate on Third Reading of Bill 66, Members of the Legislative Assembly Pension Plan Amendment Act, 1993 (No. 2), shall not be further adjourned, which was agreed to. The names being called for were taken as follows:

For the motion: 28

Ady	Evans	Paszkowski
Anderson	Jonson	Payne
Bogle	Klein	Rostad
Brassard	Kowalski	Schumacher
Calahasen	Lund	Severtson
Clegg	Main	Tannas
Dinning	Moore	Weiss
Drobot	Musgrove	Woloshyn
Elliott	Orman	Zarusky
Elzinga		

Against the motion: 10

Bruseker	Laing (Edmonton-Avonmore)	Mitchell
Dickson	MacDonald	Pashak
Fox	McEachern	Sigurdson
Gibeault		

On the motion that the following Bill be read a Third time:

Bill 66 Members of the Legislative Assembly Pension Plan Amendment Act,
1993 (No. 2) – Hon. Mr. Kowalski

A debate followed.

Mr. Thurber moved adjournment of the debate, which was not agreed to.

Pursuant to Standing Order 21, the vote was called on Third Reading and was agreed to.

The following Bill was read a Third time and passed:

Bill 66 Members of the Legislative Assembly Pension Plan Amendment Act,
1993 (No. 2) – Hon. Mr. Kowalski

Adjournment

On motion by Hon. Mr. Kowalski, Government House Leader, the Assembly adjourned at 12:03 a.m., Friday, May 14, 1993, until 10:00 a.m.

NOTICES

Leave to Introduce a Bill

Bill 3 Vencap Equities Alberta Amendment Act, 1992 – Hon. Mr. Elzinga
Bill 44 Employment Standards Code Amendment Act, 1992 – Hon. Ms McCoy
Bill 49 Industrial Wages Security Amendment Act, 1992 – Hon. Ms McCoy
Bill 65 Government Organization Act – Hon. Mr. Elzinga
Bill 230 Employment Standards Act – Mr. Bruseker
Bill 239 Alberta Economic Diversification Board Act – Mr. Bruseker
Bill 241 Below Cost Timber Sales Act – Mr. McInnis
Bill 244 Child Welfare Amendment Act – Ms Mjolsness
Bill 246 Decommissioning of Industrial Sites Act – Mr. Mitchell
Bill 247 Alberta Retirement Savings Plan Act – Mr. Jonson
Bill 248 Financial Administration Amendment Act – Mr. Decore
Bill 251 Alberta Youth Conservation Act – Mrs. Gagnon
Bill 253 Child Welfare Amendment Act – Ms Mjolsness

- Bill 255 Amusements Amendment Act – Mrs. Gagnon
- Bill 257 Alberta Local Development Bonds Act – Mr. Jonson
- Bill 263 Labour Relations Code Amendment Act – Mr. Bruseker
- Bill 270 Small Business Support Act – Ms Calahasen
- Bill 272 An Act to Establish the Alberta Innovation Foundation – Mr. Bradley
- Bill 275 Off-Highway Vehicle Amendment Act – Mr. Bradley
- Bill 283 Arts Council Act – Mrs. Gagnon
- Bill 285 Public Service Employee Relations Amendment Act – Mr. Bruseker
- Bill 286 Highway Traffic Amendment Act – Mrs. Mirosh
- Bill 287 An Act to Establish a Committee to Promote a Split Peak Rate Assessment for Industrial Energy Consumers – Mr. Paszkowski
- Bill 293 Public Accounts Committee Act – Mr. Pashak
- Bill 296 Entrepreneurial Education Commission Act – Mr. Paszkowski
- Bill 301 An Act to Phase Out the Use of Chlorofluorocarbons – Mr. Mitchell
- Bill 309 School Amendment Act – Mrs. Gagnon
- Bill 312 Crown Property Municipal Grants Amendment Act – Mr. Wickman
- Bill 313 Auditor General Amendment Act – Mr. Pashak
- Bill 315 An Act to Commit Government to a Five-Year Funding Planning Framework – Mr. Wickman
- Bill 317 Miscellaneous Statutes on Marital Status Amendment Act – Ms Laing
- Bill 320 An Act to Provide for Elected Representation on Post-Secondary Education Institute Boards – Mr. Pashak
- Bill 328 Liquor Control Amendment Act, 1992 – Mr. Taylor
- Bill 331 Teaching Profession Amendment Act, 1992 – Mr. Severtson
- Bill 358 Motor Vehicle Administration Amendment Act, 1993 – Mr. Woloshyn

Motions for Returns

394. Mr. Taylor to propose the following motion:

That an Order of the Assembly do issue for a Return showing:
Any documents and reports pertaining to the study of Aboriginal Water Interests undertaken by the Water Resources Commission, as referred to on page 15 of the Water Resources Commission Annual Report 1991-92.

David J. Carter,
Speaker

Title: Thursday, May 13, 1993