



**Legislative Assembly  
Province of Alberta**

No. 56

**VOTES AND PROCEEDINGS**

Second Session

Twenty-Third Legislature

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Monday, May 30, 1994

The Speaker took the Chair at 1:30 p.m.

**ROUTINE**

**Presenting Petitions**

Mrs. Soetaert, Hon. Member for Spruce Grove-Sturgeon-St. Albert, presented a petition from St. Albert and surrounding area residents regarding the inclusion of the Sturgeon Hospital within the Edmonton region.

Mr. Bracko, Hon. Member for St. Albert, presented a petition from Albertans regarding the inclusion of the Sturgeon Hospital within the Edmonton region.

Mr. N. Taylor, Hon. Member for Redwater, presented a petition from Sturgeon Valley and area residents regarding the inclusion of the Sturgeon Hospital within the Edmonton region.

Mr. Bruseker, Hon. Member for Calgary-North West, presented a petition from 72 Brooks residents regarding the maintenance of the Alberta Children's Hospital in Calgary as a full-service, pediatric health care facility.

## **Reading and Receiving Petitions**

On request by Ms Carlson, Hon. Member for Edmonton-Ellerslie, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly to urge the Government to maintain the Grey Nuns Hospital in Mill Woods as a full-service, active hospital and continue to serve the South-east end of Edmonton and surrounding area.

On request by Mr. Henry, Hon. Member for Edmonton-Centre, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly to urge the Government not to apply Section 33 of the Constitution Act, 1982 (the Notwithstanding Clause) to uphold the Individual Rights Protection Act and thereby fully respect the Canadian Charter of Rights and Freedoms.

On request by Mr. Zwozdesky, Hon. Member for Edmonton-Avonmore, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly to urge the Government to maintain the Grey Nuns Hospital in Mill Woods as a full-service, active hospital and continue to serve the South-east end of Edmonton and surrounding area.

On request by Mr. Bracko, Hon. Member for St. Albert, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly of Alberta to urge the Government to reconsider the inclusion of the Sturgeon General Hospital within the Edmonton region and to allow the Sturgeon General Hospital to serve its customers from the city of St. Albert, the Municipal District of Sturgeon, the Town of Morinville, the Village of Legal, the Alexander Reserve, the Counties of Athabasca, Barrhead, Lac St. Anne, Parkland and Westlock.

On request by Mr. Bruseker, Hon. Member for Calgary-North West, the following petition was read and received:

We, the undersigned, petition the Legislative Assembly of Alberta to urge the Government to reconsider the recommendation of the Hyndman Report in regards to the relocation of the Alberta Children's Hospital in Calgary.

On request by Mr. Langevin, Hon. Member for Lac La Biche-St. Paul, the following petition was read and received:

We, the undersigned, petition the Legislature of Alberta to urge the Government to designate the Plamondon Cutoff as a secondary highway, and to rebuild this road to acceptable standards, including paving.

On request by Mr. Collingwood, Hon. Member for Sherwood Park, the following petition was read and received:

We, the undersigned, petition the Legislature of Alberta to urge the Government to not allow the excavation and development of Horseshoe Canyon into a golf course and to designate Horseshoe Canyon as a provincial park for the viewing of all Albertans and for the viewing of future generations.

### **Notices of Motions**

Hon. Mr. Day, Government House Leader, gave oral notice of the following motion:

Be it resolved that the debate on Third reading of Bill 35, Seniors Benefit Act, shall not be further adjourned.

Ms Hanson, Hon. Member for Edmonton-Highlands-Beverly, gave oral notice of her intention to move the following motion under Standing Order 40:

Be it resolved that the Legislative Assembly give recognition to Child Poverty Awareness Week, which is being held Monday, May 30 to Friday, June 3, 1994.

### **Introduction of Bills (First Reading)**

Notice having been given:

Bill 40 Miscellaneous Statutes Amendment Act, 1994 – Hon. Mr. Rostad

### **Tabling Returns and Reports**

Hon. Mr. Ady, Minister of Advanced Education and Career Development, pursuant to the Financial Administration Act, Universities Act, cF-9, s2(6):

Athabasca University Annual Report 1992-93 and Fact Book  
Sessional Paper 12B/94

University of Lethbridge Foundation, Financial Statements, March 31, 1993  
Sessional Paper 12C/94

Hon. Mr. Ady, Minister of Advanced Education and Career Development:

Evaluation of Effectiveness and Efficiency, Alberta Vocational College,  
Calgary, Alberta, March 1994  
Sessional Paper 1060/94

Hon. Mr. Dinning, Provincial Treasurer, pursuant to the Alberta Heritage Savings Trust Fund Act, cA-27, s12(2) and 13(2):

Quarterly Investment Report, Alberta Heritage Savings Trust Fund,  
December 31, 1993  
Sessional Paper 1061/94

Hon. Mr. Mar, Minister of Community Development, pursuant to the Individual's Rights Protection Act, cI-2, s18(2):

Alberta Human Rights Commission, Annual Report 1993  
Sessional Paper 33/94

Hon. Mr. Mar, Minister of Community Development:

Return to an Order of the Assembly No. M198 asked for by Mr. Yankowsky on April 27, 1994:

The written record of all telephone calls, and the nature of the issues raised by the callers, made to the Seniors Information Line from February 1, 1994 to March 28, 1994.

Sessional Paper 198/94

## **Ministerial Statements**

Hon. Mr. Kowalski, Minister of Economic Development and Tourism, made a statement regarding the 1994-95 Alberta Global Business Plan and filed the following:

Alberta Global Business Plan, 1994-95, Tourism, Trade, Industry, Investment and Technology Development

Sessional Paper 1062/94

Mr. Decore, Hon. Leader of the Official Opposition, commented on the statement.

## **Oral Question Period**

During Oral Question Period, Mrs. Hewes, Hon. Member for Edmonton-Gold Bar, filed the following:

Letters, variously dated, between the Governments of Alberta and Canada regarding adherence to the United Nations Convention on the Rights of the Child

Sessional Paper 1063/94

Following Oral Question Period, Hon. Mr. Kowalski, Minister of Economic Development and Tourism, filed the following:

"Tipping the Hat to Tourism in South East Alberta," Speech by Hon. Mr. Kowalski, Minister of Economic Development and Tourism, at the 28th annual meeting of the South East Alberta Travel and Convention Association, Medicine Hat, Alberta, May 25, 1994

Sessional Paper 1064/94

## **Motions Under Standing Order 40**

Ms Hanson, Hon. Member for Edmonton-Highlands-Beverly, requested and received the unanimous consent of the Assembly for consideration of the following motion:

Be it resolved that the Legislative Assembly give recognition to Child Poverty Awareness Week, which is being held Monday, May 30 to Friday, June 3, 1994.

A debate followed.

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

## **ORDERS OF THE DAY**

### **Government Bills and Orders**

#### **Committee of the Whole**

On motion by Hon. Mr. Day, Government House Leader, the Assembly resolved itself into Committee of the Whole.

(Assembly in Committee)

The following Bills were reported:

- Bill 22 Maintenance Enforcement Amendment Act, 1994 – Mr. Amery
- Bill 36 Teachers' Retirement Fund Amendment Act, 1994 – Hon. Mr. Jonson
- Bill 37 Credit Union Amendment Act, 1994 – Mr. Renner

Progress was reported on the following Bill:

- Bill 35 Seniors Benefit Act – Hon. Mr. Mar

Mrs. Gordon, Acting Chairman of Committees, tabled copies of all amendments considered by the Committee of the Whole this date for the official records of the Assembly.

Amendment to Bill 35 (Hon. Member for Edmonton-Beverly-Belmont) – defeated  
Sessional Paper 701/94

## **Second Reading**

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

- Bill 33 Fatal Accidents Amendment Act, 1994 – Mr. Brassard  
Bill 38 Professional Statutes Amendment Act, 1994 – Mr. Smith  
Bill 39 Alberta Health Care Insurance Amendment Act, 1994 – Dr. L. Taylor

## **Third Reading**

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

- Bill 20 Regional Health Authorities Act – Mr. Lund

A debate followed.

Pursuant to Standing Order 4(1), debate adjourned with Mr. Collingwood, Hon. Member for Sherwood Park, speaking.

## **Adjournment**

Pursuant to Standing Order 4(1), the Assembly adjourned at 5:30 p.m. until 8:00 p.m.

MONDAY, MAY 30, 1994 – 8:00 P.M.

The Deputy Speaker assumed the Chair.

## **Government Bills and Orders**

### **Committee of the Whole**

On motion by Hon. Mrs. Black, Deputy Government House Leader, the Assembly resolved itself into Committee of the Whole.

(Assembly in Committee)

The following Bill was taken under consideration:

- Bill 31 Municipal Government Act – Mrs. Gordon

Mr. Kirkland, Hon. Member for Leduc, moved that the Bill be amended by striking out the following sections:

472, 473, 474, 475, and 476

Debate continued (on amendment).

During debate (on amendment), Mr. Kirkland, Hon. Member for Leduc, filed the following:

Facsimile, dated May 30, 1994, from D.O. Kvemshagen, Q.C., City of Calgary Law Department, to Mr. Decore, Hon. Leader of the Official Opposition, regarding amendments to Bill 31, Municipal Government Act  
Sessional Paper 1065/94

The following Bill was taken under consideration:

Bill 18 Freedom of Information and Protection of Privacy Act – Hon. Mr. Klein

A debate followed.

During debate, unanimous consent of the Assembly was granted to Mr. Sapers, Hon. Member for Edmonton-Glenora, to withdraw amendments belonging to another Hon. Member.

On motion by Mr. Sapers, Hon. Member for Edmonton-Glenora, unanimous consent of the Assembly was granted to withdraw amendments to Bill 18, Freedom of Information and Protection of Privacy Act, introduced by Mr. Dickson, Hon. Member for Calgary-Buffalo, on Thursday, May 19, 1994, as found in Sessional Paper 687/94.

Debate continued.

Mr. Sapers, Hon. Member for Edmonton-Glenora, on behalf of Mr. Dickson, Hon. Member for Calgary-Buffalo, moved that Section 21 of Bill 18 be amended by:

- (1) striking out from subsection (1)
  - (a) or of the Treasury Board or any of its committees
  - (b) or to the Treasury Board or any of its committees

and

- (2) by striking out the following from subsection (2)(c):
  - or to the Treasury Board or any of its committees

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

For the amendment: 15

Abdurahman	Collingwood	Mitchell
Beniuk	Germain	Sapers
Bracko	Henry	White
Bruseker	Kirkland	Yankowsky
Carlson	Massey	Zwozdesky

Against the amendment: 36

Amery	Friedel	McClellan
Black	Gordon	McFarland
Brassard	Havelock	Mirosh
Burgener	Herard	Oberg
Cardinal	Hierath	Paszkowski
Clegg	Jacques	Pham
Day	Jonson	Renner
Dinning	Laing	Smith
Doerksen	Langevin	Taylor (Cypress-Medicine Hat)
Dunford	Lund	Trynchy
Fischer	Magnus	West
Forsyth	Mar	Woloshyn

Mr. Sapers, Hon. Member for Edmonton-Glenora, on behalf of Mr. Dickson, Hon. Member for Calgary-Buffalo, moved that Bill 18 be amended by striking out section 3(a) and substituting the following:

- (a) shall replace any existing procedure for access to information and records of a public body unless an existing procedure provides for greater disclosure than is provided by this Act.

A debate followed (on amendment).

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

For the amendment: 14

Abdurahman	Collingwood	Sapers
Beniuk	Germain	White
Bracko	Henry	Yankowsky
Bruseker	Massey	Zwozdesky
Carlson	Mitchell	



Against the amendment: 36

Amery	Friedel	McClellan
Black	Gordon	McFarland
Brassard	Haley	Mirosh
Burgener	Havelock	Oberg
Cardinal	Herard	Paszkowski
Clegg	Hierath	Pham
Day	Jacques	Renner
Dinning	Jonson	Smith
Doerksen	Laing	Taylor (Cypress-Medicine Hat)
Dunford	Lund	Trynchy
Fischer	Magnus	West
Forsyth	Mar	Woloshyn

On motion by Mr. Sapers, Hon. Member for Edmonton-Glenora, unanimous consent was not granted to reduce the time between bells from 10 minutes to one minute.

Mr. Sapers, Hon. Member for Edmonton-Glenora, on behalf of Mr. Dickson, Hon. Member for Calgary-Buffalo, moved that Bill 18 be amended by:

striking section 87(1)(q) and (r).

A debate followed (on amendment).

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

For the amendment: 16

Abdurahman	Germain	Nicol
Beniuk	Henry	Sapers
Bracko	Langevin	White
Bruseker	Massey	Yankowsky
Carlson	Mitchell	Zwozdesky
Collingwood		

Against the amendment: 34

Amery	Friedel	McClellan
Black	Gordon	McFarland
Brassard	Haley	Mirosh
Burgener	Havelock	Oberg
Cardinal	Herard	Paszkowski
Clegg	Jacques	Pham
Day	Jonson	Renner
Dinning	Laing	Taylor (Cypress-Medicine Hat)
Doerksen	Lund	Trynchy
Dunford	Magnus	West
Fischer	Mar	Woloshyn
Forsyth		

During Committee of the Whole consideration of an amendment (Sessional Paper 715/94) to Section 7(3) of Bill 18, under Standing Order 33(1), Mrs. Forsyth, Hon. Member for Calgary-Fish Creek, absented herself from the House.

On motion by Mr. Sapers, Hon. Member for Edmonton-Glenora, unanimous consent was not granted to reduce the time between bells from 10 minutes to one minute.

Mr. Sapers, Hon. Member for Edmonton-Glenora, on behalf of Mr. Dickson, Hon. Member for Calgary-Buffalo, moved that Bill 18 be amended by adding the following after "regulations":

and organizations, agents and individuals who are providing, on a for profit basis, a service under contract to the Government of Alberta,"

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

For the amendment: 15

Abdurahman	Collingwood	Nicol
Beniuk	Germain	Sapers
Bracko	Henry	White
Bruseker	Massey	Yankowsky
Carlson	Mitchell	Zwozdesky

Against the amendment: 35

Amery	Friedel	McClellan
Black	Gordon	McFarland
Brassard	Haley	Mirosh
Burgener	Havelock	Oberg
Cardinal	Herard	Paszkowski
Clegg	Jacques	Pham
Day	Jonson	Renner
Dinning	Laing	Taylor (Cypress-Medicine Hat)
Doerksen	Langevin	Trynchy
Dunford	Lund	West
Fischer	Magnus	Woloshyn
Forsyth	Mar	

25. Moved by Hon. Mr. Day:

Be it resolved that further consideration of any or all of the resolutions, clauses, sections or titles of Bill 35, Seniors Benefit Act, shall be the first business of the Committee and shall not be further postponed.

The question being put, the motion was agreed to. The names being called for were taken as follows:

For the motion: 35

Amery	Friedel	McClellan
Black	Gordon	McFarland
Brassard	Haley	Mirosh
Burgener	Havelock	Oberg
Cardinal	Herard	Paszkowski
Clegg	Jacques	Pham
Day	Jonson	Renner
Dinning	Laing	Taylor (Cypress-Medicine Hat)
Doerksen	Langevin	Trynchy
Dunford	Lund	West
Fischer	Magnus	Woloshyn
Forsyth	Mar	

Against the motion: 16

Abdurahman	Germain	Percy
Beniuk	Henry	Sapers
Bracko	Massey	White
Bruseker	Mitchell	Yankowsky
Carlson	Nicol	Zwozdesky
Collingwood		

Pursuant to Government Motion No. 25 and Standing Order 21(2), at 12:02 a.m., the question was immediately put on the amendment (as found in Sessional Paper 723/94) to Bill 35, Seniors Benefit Act, which was defeated.

Pursuant to Government Motion No. 25 and Standing Order 21(2), at 12:02 a.m., the question was immediately put on the title and preamble of Bill 35, Seniors Benefit Act, which was agreed to.

Pursuant to Government Motion No. 25 and Standing Order 21(2), at 12:03 a.m., the question was immediately put on the Bill itself, which was agreed to. The names being called for were taken as follows:

For the Bill: 36

Amery	Friedel	McClellan
Black	Gordon	McFarland
Brassard	Haley	Mirosh
Burgener	Havelock	Oberg
Cardinal	Herard	Paszowski
Clegg	Hierath	Pham
Day	Jacques	Renner
Dinning	Jonson	Smith
Doerksen	Laing	Taylor (Cypress-Medicine Hat)
Dunford	Lund	Trynchy
Fischer	Magnus	West
Forsyth	Mar	Woloshyn

Against the Bill: 16

Abdurahman	Germain	Percy
Beniuk	Henry	Sapers
Bracko	Massey	White
Bruseker	Mitchell	Yankowsky
Carlson	Nicol	Zwozdesky
Collingwood		

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

The following Bills were reported:

Bill 31 Municipal Government Act – Mrs. Gordon  
Bill 35 Seniors Benefit Act – Hon. Mr. Mar

The following Bill was reported (as amended):

Bill 18 Freedom of Information and Protection of Privacy Act – Hon. Mr. Klein

Mr. Tannas, Chairman of Committees, tabled copies of all amendments considered by the Committee of the Whole this date for the official records of the Assembly.

- Amendment to Bill 31 (Hon. Member for Leduc) – defeated  
Sessional Paper 702/94
- Amendment to Bill 31 (Hon. Member for Leduc) – defeated  
Sessional Paper 703/94
- Amendment to Bill 31 (Hon. Member for Leduc) – defeated  
Sessional Paper 704/94
- Amendment to Bill 31 (Hon. Member for Leduc) – defeated  
Sessional Paper 705/94
- Amendment to Bill 31 (Hon. Member for Sherwood Park) – defeated  
Sessional Paper 706/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated (on division)  
Sessional Paper 707/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated (on division)  
Sessional Paper 708/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated  
Sessional Paper 709/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – agreed to  
Sessional Paper 710/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated  
Sessional Paper 711/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated  
Sessional Paper 712/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated (on division)  
Sessional Paper 713/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated  
Sessional Paper 714/94
- Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of  
Hon. Member for Calgary-Buffalo) – defeated  
Sessional Paper 715/94

Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of Hon. Member for Calgary-Buffalo) – defeated

Sessional Paper 716/94

Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of Hon. Member for Calgary-Buffalo) – defeated

Sessional Paper 717/94

Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of Hon. Member for Calgary-Buffalo) – defeated

Sessional Paper 718/94

Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of Hon. Member for Calgary-Buffalo) – defeated (on division)

Sessional Paper 719/94

Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of Hon. Member for Calgary-Buffalo) – defeated

Sessional Paper 720/94

Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of Hon. Member for Calgary-Buffalo) – defeated

Sessional Paper 721/94

Amendment to Bill 18 (Hon. Member for Edmonton-Glenora on behalf of Hon. Member for Calgary-Buffalo) – defeated

Sessional Paper 722/94

Amendment to Bill 35 (Hon. Member for Edmonton-Beverly-Belmont) – defeated

Sessional Paper 723/94

## **Government Bills and Orders**

### **Third Reading**

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

Bill 35 Seniors Benefit Act – Hon. Mr. Mar

A debate followed.

Hon. Mr. Mar, Minister of Community Development, moved adjournment of the debate, which was agreed to.

## **Adjournment**

On motion by Hon. Mr. Day, Government House Leader, the Assembly adjourned at 12:19 a.m. Tuesday, May 31, 1994, until 1:30 p.m.

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Stanley S. Schumacher, Q.C.,  
Speaker

Title: Monday, May 30, 1994