



**Legislative Assembly
Province of Alberta**

No. 29

VOTES AND PROCEEDINGS

Fourth Session

Twenty-Third Legislature

Wednesday, April 3, 1996

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

Reading and Receiving Petitions

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

We, the undersigned residents of Alberta, petition the Legislative Assembly to urge the Government of Alberta to introduce legislation supporting the establishment of a provincial child abuse registry paralleling that of Manitoba, and provincial support for a national child abuse registry.

Notices of Motions

Ms Haley, Hon. Member for Three Hills-Airdrie, gave oral notice of her intention to introduce the following Bill, Thursday, April 4, 1996:

Bill 35 Personnel Directives Act — Ms Haley

Mr. Yankowsky, Hon. Member for Edmonton-Beverly-Belmont, gave oral notice of his intention to introduce the following Bill, Thursday, April 4, 1996:

Bill 36 Alberta Hospital Association Amendment Act, 1996 — Mr. Yankowsky

Introduction of Bills (First Reading)

Notice having been given:

Bill 27 Public Health Amendment Act, 1996 — Mr. Dunford

Bill 28 Dependent Adults Amendment Act, 1996 — Mr. Brassard

Oral notice having been given April 2, 1996:

Bill 31 Business Financial Assistance Limitation Statutes Amendment Act, 1996 —
Hon. Mr. Klein

On motion by Hon. Mr. Day, Government House Leader, the following Bills were placed on the Order Paper under Government Bills and Orders:

Bill 27 Public Health Amendment Act, 1996 — Mr. Dunford

Bill 28 Dependent Adults Amendment Act, 1996 — Mr. Brassard

Tabling Returns and Reports

Hon. Mr. Klein, Premier:

Report Concerning the Credentials of Dr. M. Jane Fulton
Sessional Paper 843/96

Letter, dated April 3, 1996, from Timothy J. Christian, Q.C., Dean, Faculty of Law, University of Alberta, to Jim Dixon, Personnel Administration Office, regarding the academic credentials of Dr. Jane Fulton, with attached copy of Mr. Christian's report on the academic credentials of Dr. Jane Fulton
Sessional Paper 844/96

Statement by Premier Ralph Klein regarding credentials of Dr. Jane Fulton
Sessional Paper 845/96

Hon. Mrs. McClellan, Minister of Health:

Letter, dated April 3, 1996, from Campbell Miller, Chair, Capital Health Authority, to Hon. Mrs. McClellan, Minister of Health, regarding the Capital Health Authority Community Rehabilitation Program and physical therapy contracts
Sessional Paper 846/96

Hon. Mr. Schumacher, Speaker of the Legislative Assembly, pursuant to the Ombudsman Act, cO-7, s27:

Office of the Ombudsman, Annual Report 1995
Sessional Paper 7/96

Oral Question Period

During Oral Question Period, Mr. Tannas, Hon. Member for Highwood, filed the following:

BK177 aircraft specifications with attached graph

Sessional Paper 847/96

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

Graph regarding numbers of business incorporations, business bankruptcies and consumer bankruptcies in Alberta

Sessional Paper 848/96

ORDERS OF THE DAY

Written Questions

The following Written Questions were accepted:

Q179. Moved by Mr. Collingwood:

How many times did the Natural Resources and Sustainable Development Policy Committee meet, between the period December 2, 1994 and December 31, 1995, how many of those meetings were completely in camera, how many presentations were made to the Committee, and how many of these presentations were made in camera?

Q181. Moved by Mr. Dickson:

What are the "meaningful activities" referred to on page 12 of the 1994-95 Annual Report of the Justice and Attorney General department and how many individuals are participating in each of these activities?

Q187. Moved by Mr. Dickson:

What is the breakdown by location of library usage for circulation and reference as referred to on page 7 of the 1994-95 Annual Report of the Justice Department?

The following Written Question was rejected:

Q180. Mr. Dickson:

What is the average number of files or cases handled by each of the lawyers in the Civil Law Division during the period January 1, 1995 through December 31, 1995 and how is the use of each lawyer's time evaluated?

The following Written Questions were ordered to stand:

Q189, Q192, Q193, Q194.

Motions for Returns

The following Motion for Return was accepted:

M188. Moved by Dr. Percy:

A copy of the 1984 Memorandum of Intent between the Alberta Special Waste Management Corporation and Chem-Security Limited, as noted on page 22 of the Annual Report of the Auditor General of Alberta, 1994-95.

The following Motion for Return was rejected:

M183. Moved by Dr. Percy:

A copy of the October 5, 1992 and October 7, 1992 minutes of the Board of Directors meeting of the Alberta Special Waste Management Corporation as noted on page 28 of the Annual Report of the Auditor General of Alberta, 1994-95.

A debate followed.

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

For the motion: 13

Abdurahman	Kirkland	Vasseur
Beniuk	Nicol	White
Bracko	Percy	Zariwny
Hanson	Sekulic	Zwozdesky
Hewes		

Against the motion: 45

Ady	Forsyth	Mirosh
Amery	Friedel	Oberg
Black	Gordon	Pham
Brassard	Haley	Renner
Burgener	Hierath	Rostad
Calahasen	Hlady	Severtson
Cardinal	Jacques	Shariff
Clegg	Jonson	Smith
Coutts	Kowalski	Stelmach
Day	Langevin	Taylor
Dinning	Lund	Thurber
Doerksen	Magnus	Trynchy
Dunford	Mar	West
Evans	McClellan	Woloshyn
Fischer	McFarland	Yankowsky

The following Motions for Returns were ordered to stand:

M182, M184, M185, M186, M190, M191.

Public Bills and Orders Other Than Government Bills and Orders

Committee of the Whole

According to Order, the Assembly resolved itself into Committee of the Whole, and the Speaker left the Chair.

(Assembly in Committee)

And after some time spent therein the Deputy Speaker resumed the Chair.

The following Bill was reported:

Bill 208 Highway Traffic Amendment Act, 1996 — Mrs. Gordon

Second Reading

On the motion that the following Bill be now read a Second time and referred to Committee of the Whole:

Bill 210 Citizen's Initiative Act — Dr. L. Taylor

Mr. Brassard, Hon. Member for Old-Didsbury, requested the unanimous consent of the Assembly to permit Dr. L. Taylor, Hon. Member for Cypress-Medicine Hat, to close debate on Bill 210, Citizen's Initiative Act. Unanimous consent was not granted.

A debate followed.

Unanimous consent of the Assembly was granted to waive Standing Order 29(c) allowing Dr. L. Taylor to speak beyond his allotted 20 minutes of debate.

Debate continued.

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

Adjournment

On motion by Mr. Woloshyn, Acting Government House Leader, the Assembly adjourned at 5:23 p.m. until 8:00 p.m.

WEDNESDAY, APRIL 3, 1996 — 8:00 P.M.

Government Bills and Orders

14. Moved by Hon. Mr. Day:

Be it resolved that when the Assembly adjourns on Thursday, April 4, 1996, at the regular hour of 5:30 p.m., it shall stand adjourned to Monday, April 15, 1996, at 1:30 p.m.

The question being put, the motion was agreed to.

15. Moved by Hon. Mr. Day:

Be it resolved that when the Assembly adjourns to recess the Spring Sitting of the Fourth Session of the 23rd Legislature, it shall stand adjourned until a time and date for the Fall Sitting of the Fourth Session of the 23rd Legislature, as determined by the Speaker after consultation with the Lieutenant-Governor in Council.

The question being put, the motion was agreed to.

16. Moved by Hon. Mr. Day:

Be it resolved that when the House rises on Tuesday, April 16, 1996, in order to facilitate the installation of His Honour the Honourable the Lieutenant Governor, it shall stand adjourned to Wednesday, April 17, 1996, at 3:00 p.m.

The question being put, the motion was agreed to.

17. Moved by Hon. Mr. Day:

Be it resolved that the Assembly, as required under section 26(3) of the Conflicts of Interest Act, deal with the reports of the Ethics Commissioner, dated November 10, 1995 and February 14, 1996, by receiving them.

A debate followed.

Mr. Bruseker, Hon. Member for Calgary-North West, raised a purported point of order under Standing Order 33(1) and (2), claiming that the direct pecuniary interest of some Members of Legislative Assembly should disallow those Members from voting on Government Motion No. 17.

Hon. Mr. Day, Government House Leader, Mr. Collingwood, Hon. Member for Sherwood Park, Ms Abdurahman, Hon. Member for Clover Bar-Fort Saskatchewan, Mr. Jacques, Hon. Member for Grande Prairie-Wapiti, Mr. Tannas, Hon. Member for Highwood, and Hon. Mr. Evans, Minister of Justice and Attorney General, responded to the purported point of order.

The Speaker ruled there was no point of order under Standing Order 33(1) and (2).

Debate continued.

Mr. Bruseker moved the motion be amended by adding the following after "by receiving them":

and by referring the Ethics Commissioner's report dated November 10, 1995 to a Justice of the Court of Appeal of Alberta to review the report to determine whether the report is accurate, complete, thorough and whether the evidence supports the conclusions reached by the Ethics Commissioner and to report the findings to the Legislative Assembly.

Debate continued (on amendment).

Mr. Renner moved adjournment of the debate (on amendment), which was agreed to. The names being called for were taken as follows:

For the motion: 34

Amery
Beniuk
Brassard
Burgener
Calahasen
Clegg
Coutts
Day
Dinning
Doerksen
Dunford
Evans

Friedel
Hierath
Hlady
Jacques
Jonson
Kowalski
Langevin
Lund
Magnus
Mar
Mirosh

Renner
Rostad
Severtson
Shariff
Stelmach
Tannas
Taylor
Thurber
Trynchy
Woloshyn
Yankowsky

Against the motion: 13

Bracko
Bruseker
Collingwood
Dalla-Longa
Dickson

Henry
Massey
Nicol
Percy

Sekulic
Van Binsbergen
White
Zwozdesky

Adjournment

On motion by Hon. Mr. Evans, Deputy Government House Leader, the Assembly adjourned at 10:24 p.m. until Thursday, April 4, 1996, at 1:30 p.m.

Title: Wednesday, April 3, 1996