



**Legislative Assembly  
Province of Alberta**

No. 52

## **VOTES AND PROCEEDINGS**

Fourth Session

Twenty-Third Legislature

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Wednesday, May 22, 1996

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

### **Presenting Petitions**

Mr. Collingwood, Hon. Member for Sherwood Park, presented a petition from 339 Edmonton and area residents urging the Government to provide instructional grant funding equally to Grade 1 to Grade 12 students attending independent and public schools.

Mr. Henry, Hon. Member for Edmonton-Centre, presented a petition from Edmonton and area residents urging the Government to maintain Catholic School Boards and oppose any move to amalgamate Catholic and Public School Boards.

Mr. Sapers, Hon. Member for Edmonton-Glenora, presented a petition from over 2,000 Albertans regarding Kristy Plotsky, Seven Persons, Alberta, not being eligible for double-listing on heart transplant lists in both Canada and the United.

### **Tabling Returns and Reports**

Mr. Zwozdesky, Hon. Member for Edmonton-Avonmore:

Curriculum Handbook, Education and Technology Resources Center, Association  
for Supervision and Curriculum Development, Alexandria, Virginia, 1996

Sessional Paper 1111/96

Calgary Herald newspaper articles, dated May 22, 1996, entitled "Language of protest, Heritage schools are battling to restore their provincial grants," and "Language schools fuel economy"

Sessional Paper 1112/96

Letters, variously dated and signed, from supporters of the Southern Alberta Language Association, to Hon. Mr. Klein, Premier, regarding funding for Heritage Language Education

Sessional Paper 1113/96

Hon. Mr. Mar, Minister of Community Development:

Return to Order of the Assembly No. M178 asked for by Mrs. Hewes on March 20, 1996:

Copies of all working documents, correspondence, and recommendations written by the Alberta Government's Interdepartmental Committee on Human Rights that pertain to the UN Convention on the Rights of the Child for the period January 1, 1991, through to December 31, 1993.

Sessional Paper M178/96

Mr. Yankowsky, Hon. Member for Edmonton-Beverly-Belmont:

190 letters, variously dated and signed, to Mr. Yankowsky, Hon. Member for Edmonton-Beverly-Belmont, regarding the Federal Task Force January 1995 proposed child support formula

Sessional Paper 1114/96

Mr. Sapers, Hon. Member for Edmonton-Glenora:

Letter, dated April 18, 1996, from Nursing Staff, Alberta Hospital Edmonton, to Mr. Yankowsky, Hon. Member for Edmonton-Beverly-Belmont, regarding concern for the Government's policy on health care delivery, with attached petition

Sessional Paper 1115/96

## **Oral Question Period**

During Oral Question Period, Hon. Mr. Klein, Premier, filed the following:

Letter, dated May 22, 1996, from Hon. Mr. Klein, Premier, to Brian Smith, Leduc, confirming the Government's position not to approve any health care project that contravenes the five principles of the Canada Health Act

Sessional Paper 1116/96

## **Privilege**

Mr. Jacques, Hon. Member for Grande Prairie-Wapiti, raised a purported point of Privilege regarding a letter he received May 17, 1996, from Mr. Dickson, Hon. Member for Calgary-Buffalo, relating to questions on discrimination against criminals. Mr. Jacques asked of Hon. Mr. Evans, Minister of Justice and Attorney General, during Oral Question Period, May 16, 1996.

Mr. Dickson, Hon. Member for Calgary-Buffalo, Hon. Mr. Evans, Minister of Justice and Attorney General, and Mr. Germain, Hon. Member for Fort McMurray, responded to the purported point of Privilege.

The Speaker advised the Assembly he would take the matter under advisement.

## **Speaker's Ruling — Amendment to Government Motion 18**

Last evening, May 21, 1996, oral notice was given by the Hon. Government House Leader of the motion for closure in Committee of the Whole on Bill 24. The Chair notes that this marks the first time that notice of a closure motion has appeared on the Order Paper since the Standing Orders were amended effective February 14, 1995. Members will note that Standing Order 21(1)(b) was amended at the time to include the phrase, "immediately after resuming a debate upon which progress has previously been reported by the committee." The change to the Standing Orders requires a slight change to the standard closure motion. To ensure that Motion 18 is consistent with the Standing Orders, the Chair wishes to advise the Assembly that a slight editorial change will be made to the motion to insert the words "when called" after the first use of the word "shall" which appears after the title of the Bill. Of course, the reference to the title of the Bill should read "Individual's Rights Protection Act, 1996" not "1994". The Chair's authority to make changes to proposed motions is referred to in Beauchesne's paragraph 173 (3). Given the importance of this motion, the Chair wanted to draw this matter to the attention of Members at the earliest opportunity.

## **ORDERS OF THE DAY**

### **Written Questions**

The following Written Questions were ordered to stand:

Q206, Q207, Q208, Q211.

## **Motions for Returns**

The following Motions for Returns were accepted:

**M195.** Moved by Mr. Kirkland on behalf of Mr. Collingwood:

Copies of any reports by TransAlta Energy Corporation or TransAlta Utilities Corporation to the Department of Environmental Protection between January 1 and December 31, 1995 concerning the timing and volume of water release from dams controlled by either corporation.

**M197.** Moved by Mr. Germain on behalf of Mr. Collingwood:

A list of all Government programs for controlling pests and predators on public lands, together with the associated implementation policies and the name of the department and branch responsible for carrying out the control.

The following Motions for Returns were rejected:

**M196.** Moved by Kirkland on behalf of Mr. Collingwood:

Copies of any agreements between TransAlta Energy Corporation or TransAlta Utilities Corporation and any irrigation district supplied to the Department of Environmental Protection from January 1, 1990 to March 31, 1996 regarding the regulation of water release from dams controlled by either corporation.

**M198.** Moved by Mr. Sekulic on behalf of Dr. Percy:

A copy of the December 16, 1985 letter from the Chairman of the Alberta Special Waste Management Corporation to the Minister of Environmental Protection, as referred to on page 24 of the Auditor General's Annual Report, 1994-95.

**M202.** Moved by Mr. Sekulic on behalf of Dr. Percy:

Copies of all working documents, memorandum and studies prepared by or for the Minister of Environmental Protection between March 30, 1989 and December 31, 1992 resulting in the decision to defer the June 1989 review of the Alberta Special Waste Management Corporation Joint Venture Agreement until 1992, as noted on page 27 of the Auditor General's Annual Report, 1994-95.

The following Motions for Returns were ordered to stand:

M199, M200, M203, M204, M205, M209, M210, M212, M213.

## **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 and referred to Committee of the Whole:

Bill 215 Crown Grazing Lease Statutes Amendment Act, 1996 — Mr. Collingwood

A debate followed.

Pursuant to Standing Order 8(5)(a)(i), the question being put, the motion was defeated.

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

Bill 216 Crown Contracts Dispute Resolution Act — Mr. Jacques

A debate followed.

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

### **Adjournment**

On motion by Hon. Mr. Evans, Deputy Government House Leader, that it be called 5:30 p.m., the Assembly adjourned at 5:23 p.m., until 8:00 p.m.

WEDNESDAY, MAY 22, 1996 — 8:00 P.M.

## **Government Bills and Orders**

### **Second Reading**

The following Bill was read a Second time and referred to Committee of the Whole:

Bill 45 Miscellaneous Statutes Amendment Act, 1996 — Hon. Mr. Evans

### **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)

18. Oral notice having been given May 21, 1996, Hon. Mr. Day, moved the following motion:

Be it resolved that further consideration of any or all of the resolutions, clauses, sections or titles of Bill 24, Individual's Rights Protection Amendment Act, 1996, shall, when called, be the first business of the Committee and shall not be further postponed.

The question being put, the motion was agreed to.

The following Bill was taken under consideration:

Bill 24 Individual's Rights Protection Amendment Act, 1996 — Hon. Mr. Mar

A debate followed.

Pursuant to Government Motion No. 18 and Standing Order 21(2), at 12:03 a.m. the question was immediately put on the amendment to Bill 24, Individual's Rights Protection Amendment Act, 1996, as found in Sessional Paper 1146/96, which was defeated.

Pursuant to Government Motion No. 18 and Standing Order 21(2), at 12:04 a.m. the question was immediately put on the remaining clauses of Bill 24, Individual's Rights Protection Amendment Act, 1996, which was agreed to. The names being called for were taken as follows:

For the clauses: 35

Ady	Fritz	Oberg
Amery	Haley	Paszkowski
Burgener	Havelock	Renner
Calahasen	Hierath	Rostad
Cardinal	Hlady	Shariff
Coutts	Jacques	Smith
Day	Laing	Stelmach
Dinning	Langevin	Taylor
Doerksen	Magnus	Trynchy
Dunford	Mar	Woloshyn
Evans	McClellan	Yankowsky
Friedel	McFarland	

Against the clauses: 19

Abdurahman	Henry	Sekulic
Bracko	Kirkland	Soetaert
Chadi	Leibovici	Van Binsbergen
Collingwood	Nicol	White
Dickson	Percy	Zariwny
Germain	Sapers	Zwozdesky
Hanson		

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

The following Bills were reported:

- Bill 29 Employment Standards Code — Hon. Mr. Day
- Bill 42 Wildlife Amendment Act, 1996 — Mr. Amery
- Bill 44 Motor Vehicle Accident Claims Amendment Act, 1996 — Hon. Mr. Evans
- Bill 45 Miscellaneous Statutes Amendment Act, 1996 — Hon. Mr. Evans

The following Bill were reported with some amendments:

- Bill 24 Individual's Rights Protection Amendment Act, 1996 — Hon. Mr. Mar
- Bill 30 Health Statutes Amendment Act, 1996 — Dr. Oberg
- Bill 35 Personal Directives Act — Ms Haley
- Bill 39 Environmental Protection and Enhancement Amendment Act, 1996 — Mr. Hlady

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

Amendment to Bill 39 (Hon. Member for Sherwood Park) — Defeated  
Sessional Paper 1117/96

Amendment to Bill 39 (Hon. Member for Sherwood Park) — Defeated  
Sessional Paper 1118/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1119/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1120/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1121/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1122/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1123/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1124/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1125/96

Amendment to Bill 29 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Edmonton-Meadowlark) — Defeated  
Sessional Paper 1126/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Debate adjourned (See Sessional Paper 1134/96)  
Sessional Paper 1127/96

Amendment to Bill 35 (Hon. Member for Sherwood Park on behalf of the Hon. Member for Calgary-Buffalo) — Defeated  
Sessional Paper 1128/96

Amendment to Bill 35 (Hon. Member for Fort McMurray on behalf of the Hon. Member for Calgary-Buffalo) — Defeated  
Sessional Paper 1129/96

Amendment to Bill 42 (Hon. Member for Sherwood Park) — Defeated  
Sessional Paper 1130/96

Amendment to Bill 42 (Hon. Member for Sherwood Park) — Defeated  
Sessional Paper 1131/96

Amendment to Bill 42 ((Hon. Member for Sherwood Park) — Defeated  
Sessional Paper 1132/96

Amendment to Bill 44 (Hon. Member for Calgary-Buffalo) — Defeated  
Sessional Paper 1133/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1134/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1135/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1136/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Agreed to  
Sessional Paper 1137/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1138/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1139/96



Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1140/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1141/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Defeated  
Sessional Paper 1142/96

Amendment to Bill 30 (Hon. Member for Edmonton-Glenora) — Agreed to  
Sessional Paper 1143/96

Amendment to Bill 24 (Hon. Member for Stony Plain) — Agreed to  
Sessional Paper 1144/96

Amendment to Bill 24 (Hon. Member for Calgary-Buffalo) — Defeated  
Sessional Paper 1145/96

Amendment to Bill 24 (Hon. Member for Spruce Grove-Sturgeon-St. Albert) —  
Defeated  
Sessional Paper 1146/96

### **Third Reading**

Unanimous consent of the Assembly was granted to waive Standing Order 73(2) allowing for Third reading consideration of Bill 45, Miscellaneous Statutes Amendment Act, 1996.

The following Bills were read a Third time and passed:

Bill 29 Employment Standards Code — Hon. Mr. Day

Bill 30 Health Statutes Amendment Act, 1996 — Dr. Oberg

Bill 35 Personal Directives Act — Ms Haley

Bill 42 Wildlife Amendment Act, 1996 — Mr. Amery

Bill 45 Miscellaneous Statutes Amendment Act, 1996 — Hon. Mr. Evans

### **Adjournment**

On motion by Hon. Mr. Day, Government House Leader, the Assembly adjourned at 1:44 a.m. Thursday, May 23, 1996, until 1:30 p.m.

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Title: Wednesday, May 22, 1996