



**Legislative Assembly
Province of Alberta**

No. 45

VOTES AND PROCEEDINGS

Second Session

Twenty-Fourth Legislature

Wednesday, April 22, 1998

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

Presenting Petitions

Mr. Dickson, Hon. Member for Calgary-Buffalo, presented a petition from 153 Albertans expressing opposition to Bill 37, Health Statutes Amendment Act, 1998.

Mr. Dickson, Hon. Member for Calgary-Buffalo, presented a petition from 15 Albertans expressing opposition to Bill 37, Health Statutes Amendment Act, 1998.

Notices of Motions

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

Be it resolved that debate on Third Reading of Bill 27, Electric Utilities Amendment Act, 1998, shall not be further adjourned.

Tabling Returns and Reports

Hon. Ms Evans, Minister of Municipal Affairs:

Alberta Registries: Report to the Minister of Municipal Affairs, dated April 15, 1998, prepared by the Office of the Information and Privacy Commissioner and the Auditor General

Sessional Paper 627/98

Hon. Mr. Jonson, Minister of Health, pursuant to the Optometry Profession Act, c0-10, s6(4):

Alberta College of Optometrists, Annual Report 1997

Sessional Paper 628/98

Hon. Mrs. McClellan, Minister of Community Development:

Letter dated April 22, 1998, from Hon. Mrs. McClellan, Minister of Community Development, to Mr. Tololwa Mollel, President, Writers Guild of Alberta, expressing support for Canada Book Day, April 23, 1998

Sessional Paper 629/98

Letter dated April 22, 1998, from Hon. Mrs. McClellan, Minister of Community Development, to Mr. Pat Reid, President, Book Publishers Association of Alberta, expressing support for Canada Book Day, April 23, 1998

Sessional Paper 630/98

Information bulletin dated April 22, 1998, entitled "Albertans urged to commemorate Holocaust Remembrance Day" to be held on April 23, 1998

Sessional Paper 631/98

Mr. Magnus, Chair, Council on Professions and Occupations, pursuant to the Chiropractic Profession Act, cC-9.1, s7(4):

College of Chiropractors of Alberta, Annual Report 1997

Sessional Paper 632/98

Mr. Zwozdesky, Hon. Member for Edmonton-Mill Creek:

Bond no. 71-22661, bond amount \$30,000,000.00 or as specified on the date and times indicated, involving Bovar Technology Ltd., Axa Pacific Insurance Company, and the Alberta Special Waste Management Corporation, dated July 12, 1996

Sessional Paper 633/98

Letter dated December 31, 1995, from Bovar Technology Ltd. to Hon. Mr. Havelock, Chairman, Alberta Special Waste Management Corporation (ASWMC), excerpt pages 1, 6 and 7 regarding 542936 Alberta Ltd. and the sharing of operating profits

Sessional Paper 634/98

Mr. Dickson, Hon. Member for Calgary-Buffalo:

25 letters from Albertans expressing opposition to Bill 37, Health Statutes Amendment Act, 1998, and private for-profit health care

Sessional Paper 635/98

60 photocopied postcards addressed to Hon. Mr. Klein, Premier, from Albertans expressing opposition to Bill 37, Health Statutes Amendment Act, 1998, and private for-profit health care

Sessional Paper 636/98

60 photocopied postcards addressed to Hon. Mr. Jonson, Minister of Health, from Albertans expressing opposition to Bill 37, Health Statutes Amendment Act, 1998, and private for-profit health care

Sessional Paper 637/98

Mr. MacDonald, Hon. Member for Edmonton-Gold Bar:

Program overview of the D.A.R.E. (Drug Abuse Resistance Education) program

Sessional Paper 638/98

Mr. White, Hon. Member for Edmonton-Calder:

4 amendments dated March 25, 1998 to April 1, 1998, regarding Bill 27, Electric Utilities Amendment Act, 1998

Sessional Paper 639/98

Letter dated April 16, 1998, from Al Duerr, Mayor, City of Calgary, to Mr. White, Hon. Member for Edmonton-Calder, expressing concern regarding Bill 27, Electric Utilities Amendment Act, 1998

Sessional Paper 640/98

Letter dated April 22, 1998, from Craighton O. Twa, President and Chief Operating Officer, Atco Group (Atco Ltd. and Canadian Utilities Limited), to Mr. White, Hon. Member for Edmonton-Calder, expressing concern regarding Bill 27, Electric Utilities Amendment Act, 1998, with attached background letters

Sessional Paper 641/98

Mr. Sapers, Acting "Hon. Leader of the Official Opposition":

3 letters dated April 21 to 22, 1998, from Albertans expressing opposition to Bill 37, Health Statutes Amendment Act, 1998, and private for-profit health care

Sessional Paper 642/98

Edmonton-Glenora Constituency Report summarizing responses received between April 20 to 22, 1998, regarding Bill 37, Health Statutes Amendment Act, 1998

Sessional Paper 643/98

Ms Barrett, Hon. Member for Edmonton-Highlands:

3 amendments dated April 21 to 22, 1998, regarding Bill 37, Health Statutes Amendment Act, 1998

Sessional Paper 644/98

Ms Sloan, Hon. Member for Edmonton-Riverview:

Edmonton-Riverview Constituency Annual Report 1997-98

Sessional Paper 645/98

Dr. Pannu, Hon. Member for Edmonton-Strathcona:

Letter dated April 16, 1998, from Al Duerr, Mayor, City of Calgary, to Dr. Pannu, Hon. Member for Edmonton-Strathcona, expressing concern regarding Bill 27, Electric Utilities Amendment Act, 1998

Sessional Paper 646/98

Letter dated April 22, 1998, from Lisa Jensen-Hengstler and Paul Hengstler to Hon. Mr. Jonson, Minister of Health, expressing opposition to Bill 37, Health Statutes Amendment Act, 1998, and private for-profit health care

Sessional Paper 647/98

Hon. Mr. Smith, Minister of Labour, pursuant to the Safety Codes Act, cS-0.5, s22(3):

Safety Codes Council, Annual Report 1997

Sessional Paper 648/98

Mr. Tannas, Deputy Speaker of the Legislative Assembly:

Memorandum dated April 21, 1998, from Mrs. Gordon, Hon. Member for Lacombe-Stettler, to Hon. Mr. Kowalski, Speaker of the Legislative Assembly, requesting that Bill 213, School (Computer Instruction) Amendment Act, 1998, come up for Committee of the Whole consideration on Tuesday, April 28, 1998

Sessional Paper 649/98

Oral Question Period

During Oral Question Period, Mr. Bonner, Hon. Member for Edmonton-Glengarry, tabled the following:

Letter dated March 25, 1998, from Wm. D. McFetridge, Chair, Board of Management, Alberta and Northwest Territories Division, Canadian National Institute for the Blind (CNIB), to Hon. Mr. Klein, Premier, regarding the cancellation of the seniors education component of service programs due to lack of funding

Sessional Paper 650/98

Recognitions

Mr. Langevin, Hon. Member for Lac La Biche-St. Paul: 20th anniversary of the Alberta Conservation Tillage Society (ACTS).

Mr. Gibbons, Hon. Member for Edmonton-Manning: 20th anniversary of the Northgate Seniors' Centre.

Mr. Johnson, Hon. Member for Wetaskiwin-Camrose: Leaders of Tomorrow Award nominees and recipients.

Ms Olsen, Hon. Member for Edmonton-Norwood: Canadian cadet Kimberly Preston, member of the 1998 Cadet Honour Band.

Mr. Boutilier, Hon. Member for Fort McMurray: Mr. Dave Tuccaro, President, National Aboriginal Business Association.

Ms Barrett, Hon. Member for Edmonton-Highlands: Mr. Dave Thiele, 1998 Jim Shewcuk Award recipient.

Mrs. Gordon, Hon. Member for Lacombe-Stettler: Evening to Remember Charity Fashion Show held April 18, 1998 in Lacombe.

ORDERS OF THE DAY

Written Questions

Hon. Mrs. Black, Deputy Government House Leader, moved that Written Questions appearing on today's Order Paper stand and retain their places with the exception of Written Questions WQ92 and WQ93. The question being put, with Mr. Tannas in the Chair, the motion was agreed to. The names being called for were taken as follows:

For the motion: 58

Amery	Haley	Olsen
Barrett	Hancock	Pannu
Black	Havelock	Paszkowski
Bonner	Jacques	Paul
Boutilier	Johnson	Pham
Broda	Jonson	Renner
Burgener	Klapstein	Severtson
Cao	Kryczka	Shariff
Cardinal	Laing	Smith
Clegg	Langevin	Soetaert
Coutts	MacDonald	Stelmach
Dickson	Magnus	Strang
Doerksen	Mar	Tarchuk
Ducharme	Marz	Thurber
Dunford	Massey	Trynchy
Forsyth	McClellan	West
Friedel	Mitchell	White
Fritz	O'Neill	Yankowsky
Gordon	Oberg	Zwozdesky
Graham		

Against the motion: 0

The following Written Question was accepted:

WQ93. Moved by Dr. Pannu:

What is the explanation for the drop in royalties from synthetic crude oil and bitumen from \$512 million in the 1996-97 fiscal year to \$50 million in the 1998-99 fiscal year (Government Estimates 1998-99); how much of this drop off is due to anticipated lower prices and how much is due to the capital write-off provisions of the Transition Agreements and the Generic Royalty terms?

The following Written Question was rejected:

WQ92. Moved by Dr. Pannu:

What are the costs and benefits, detailed item-by-item and program-by-program, for the Ministries of Labour and Municipal Affairs accruing to Albertans as a result of the privatization and contracting out of Government services since 1993?

Motions for Returns

The following Motions for Returns were accepted as amended:

MR87. Moved by Mr. Zwozdesky:

Copies of all approved three-to-five-year strategic plans prepared by, or on behalf of, the Alberta Treasury Branches between January 1, 1993 and January 26, 1998.

Hon. Mrs. Black, Minister of Economic Development, on behalf of the Hon. Mr. Day, Provincial Treasurer, moved the motion be amended to read:

Copies of all approved three-to-five-year strategic plans *that are publicly available* prepared by, or on behalf of, the Alberta Treasury Branches between January 1, 1993 and January 26, 1998.

MR88. Moved by Mr. Zwozdesky:

A breakdown of the \$1.257 million in expenditures contained under Vote 3.1.4 Project Management/Transition, Department of Treasury, 1995/96 Public Accounts, Vol. 2, page 113, providing a breakdown of expenditures on consulting services, an identification of each fee-for-service contractor, and the nature of the project engaged in by fee-for-service contractors.

Hon. Mrs. Black, Minister of Economic Development, on behalf of the Hon. Mr. Day, Provincial Treasurer, moved the motion be amended to read:

A breakdown of the *\$1.196 million* in expenditures contained under Vote 3.1.4 Project Management/Transition, Department of Treasury, 1995/96 Public Accounts, Vol. 2, page 113, providing a breakdown of expenditures on consulting services, an identification of each fee-for-service contractor, and the nature of the project engaged in by fee-for-service contractors.

MR89. Moved by Mr. Zwozdesky:

Copies of all memoranda of understanding (MOUs) and amended schedules of MOUs between the Government and the AI-Pac joint venture and the joint venture partners for the period January 1, 1989 to January 26, 1998, setting out the obligations and commitments of the Government and the joint venture/joint venture partners to construct and operate a kraft pulp mill and paper mill.

Hon. Mrs. Black, Minister of Economic Development, on behalf of the Hon. Mr. Day, Provincial Treasurer, moved the motion be amended to read:

Summaries of memoranda of understanding (MOUs) and amended schedules of MOUs between the Government and the AI-Pac joint venture and the joint venture partners for the period January 1, 1989 to January 26, 1998, setting out the obligations and commitments of the Government and the joint venture/joint venture partners to construct and operate a kraft pulp mill and paper mill.

The following Motions for Returns were rejected:

MR84. Moved by Mr. Dickson:

Copies of all analyses of Section 33 of the Canadian Charter of Rights and Freedoms and analyses of circumstances for invocation of Section 33 prepared by or for the Government in the last year with respect to the possible application of Section 33 by the Government.

The question being put, with Mr. Tannas in the Chair, the motion was defeated. The names being called for were taken as follows:

For the motion: 9

Dickson	Mitchell	Paul
MacDonald	Olsen	Soetaert
Massey	Pannu	Zwozdesky

Against the motion: 38

Black	Herard	Paszkowski
Broda	Hierath	Pham
Burgener	Jacques	Renner
Cao	Jonson	Severtson
Cardinal	Kryczka	Shariff
Clegg	Laing	Stelmach
Doerksen	Langevin	Strang
Ducharme	Magnus	Tarchuk
Forsyth	Mar	Thurber
Friedel	Marz	Trynchy
Fritz	McClellan	West
Graham	Melchin	Yankowsky
Haley	Oberg	

MR85. Moved by Mr. Zwozdesky:

Copies of all annual and interim financial statement analyses prepared by the Ministry of Treasury, as set out under sections 5.2 and 5.3 of the Loans and Guarantees Procedures Manual, for the period January 1, 1996 to January 26, 1998, underlying the monitoring of guarantees provided to Canadian Airlines International Ltd., Kananaskis Alpine Resort Inc., Centre for Frontier Engineering Research, Pocaterra Development Corporation, and North Saskatchewan River Boat Ltd.

MR86. Moved by Mr. Zwozdesky:

Copies of all annual and interim financial statement analyses prepared by the Ministry of Treasury, as set out under sections 5.2 and 5.3 of the Loans and Guarantees Procedures Manual, for the period January 1, 1996 to January 26, 1998, underlying the monitoring of loans provided to Pratt & Whitney Canada Inc., Centennial Food Corporation, and Ridley Grain Ltd.

MR90. Moved by Mr. Zwozdesky:

Copies of all forensic audit reports prepared by, or on behalf of, the Alberta Treasury Branches for the period January 1, 1995 to January 26, 1998, relating to allegations of inappropriate business practices at the Alberta Treasury Branches.

MR91. Moved by Mr. Zwozdesky:

A breakdown of the \$408.171 million in guarantees by borrower provided by the Alberta Treasury Branches Deposits Fund as of March 31, 1997, as contained in the 1996/97 Public Accounts, Vol. 3, note 14, page 240.

MR94. Moved by Dr. Pannu:

Copies of all documents, studies, reports, projections, or analyses from each Ministry from January 1, 1992 to the present supporting the Government's conclusion that it would be to the taxpayers' advantage to provide most Government computing services through outsourcing by privatization or contracting out.

A debate followed.

Pursuant to Standing Order 4(1), debate adjourned, Dr. Pannu speaking.

The following Motions for Returns were ordered to stand:

MR94 (debate adjourned), MR95, MR96.

Adjournment

The Assembly adjourned at 5:30 p.m. until 8:00 p.m.

WEDNESDAY, APRIL 22, 1998 — 8:00 P.M.

Government Bills and Orders

Second Reading

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

Bill 38 Public Health Amendment Act, 1998 — Hon. Mr. Jonson

A debate followed.

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

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

Bill 40 Senatorial Selection Amendment Act, 1998 — Hon. Mr. Hancock

A debate followed.

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

Committee of the Whole

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

(Assembly in Committee)

The following Bill was taken under consideration:

Bill 37 Health Statutes Amendment Act, 1998 — Hon. Mr. Jonson

A debate followed.

Hon. Mrs. McClellan moved adjournment of the debate. The question being put, with Mr. Shariff in the Chair, the motion was agreed to. The names being called for were taken as follows:

For the motion: 32

Black	Herard	Paszkowski
Boutilier	Hierath	Pham
Burgener	Johnson	Renner
Cao	Jonson	Severtson
Cardinal	Laing	Smith
Clegg	Magnus	Stelmach
Day	Marz	Strang
Doerksen	McClellan	Tarchuk
Ducharme	Melchin	Thurber
Haley	O'Neill	West
Hancock	Oberg	

Against the motion: 13

Bonner	Mitchell	Sapers
Dickson	Nicol	Sloan
Leibovici	Olsen	White
MacDonald	Pannu	Zwozdesky
Massey		

The following Bill was taken under consideration:

Bill 27 Electric Utilities Amendment Act, 1998 — Hon. Dr. West

28. Hon. Mrs. Black, on behalf of Hon. Mr. Havelock, moved the following motion:

Be it resolved that further consideration of any or all of the resolutions, clauses, sections or titles of Bill 27, Electric Utilities Amendment Act, 1998, shall, when called, be the first business of the Committee and shall not be further postponed.

The question being put, with Mr. Shariff in the Chair, the motion was agreed to. The names being called for were taken as follows:

For the motion: 32

Black	Herard	Paszkowski
Boutilier	Hierath	Pham
Burgener	Johnson	Renner
Cao	Jonson	Severtson
Cardinal	Laing	Smith
Clegg	Magnus	Stelmach
Day	Marz	Strang
Doerksen	McClellan	Tarchuk
Ducharme	Melchin	Thurber
Haley	O'Neill	West
Hancock	Oberg	

Against the motion: 13

Bonner	Mitchell	Sapers
Dickson	Nicol	Sloan
Leibovici	Olsen	White
MacDonald	Pannu	Zwozdesky
Massey		

A debate followed.

Pursuant to Government Motion 28 and Standing Order 21(2), at 12:01 a.m., the question was immediately put on the amendment to Bill 27, Electric Utilities Amendment Act, 1998, as found in Sessional Paper 651/98, which was defeated.

Pursuant to Government Motion 28 and Standing Order 21(2), at 12:02 a.m., the question was immediately put on the remaining clauses of Bill 27, Electric Utilities Amendment Act, 1998, which was agreed to.

Pursuant to Government Motion 28 and Standing Order 21(2), at 12:03 a.m., the question was immediately put on the title and preamble to Bill 27, Electric Utilities Amendment Act, 1998, which was agreed to, with Mr. Shariff in the Chair. The names being called for were taken as follows:

For the motion: 32

Black	Herard	Paszkowski
Boutilier	Hierath	Pham
Burgener	Johnson	Renner
Cao	Jonson	Severtson
Cardinal	Laing	Smith
Clegg	Magnus	Stelmach
Day	Marz	Strang
Doerksen	McClellan	Tarchuk
Ducharme	Melchin	Thurber
Haley	O'Neill	West
Hancock	Oberg	

Against the motion: 10

Bonner	Mitchell	Pannu
Dickson	Nicol	Sapers
Leibovici	Olsen	White
Massey		

During Committee of the Whole consideration of Bill 27, Electric Utilities Amendment Act, 1998, Dr. Nicol, Official Opposition House Leader, requested and received the unanimous consent of the Committee to waive Standing Order 32(2) to reduce the time between division bells from ten to one minute.

Pursuant to Government Motion 28 and Standing Order 21(2), at 12:17 a.m., the

question was immediately put that Bill 27, Electric Utilities Amendment Act, 1998, be reported, which was agreed to, with Mr. Shariff in the Chair. The names being called for were taken as follows:

For the motion: 32

Black	Herard	Paszkowski
Boutilier	Hierath	Pham
Burgener	Johnson	Renner
Cao	Jonson	Severtson
Cardinal	Laing	Smith
Clegg	Magnus	Stelmach
Day	Marz	Strang
Doerksen	McClellan	Tarchuk
Ducharme	Melchin	Thurber
Haley	O'Neill	West
Hancock	Oberg	

Against the motion: 10

Bonner	Mitchell	Pannu
Dickson	Nicol	Sapers
Leibovici	Olsen	White
Massey		

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

The following Bill was reported with some amendments:

Bill 27 Electric Utilities Amendment Act, 1998 — Hon. Dr. West

Progress was reported on the following Bill:

Bill 37 Health Statutes Amendment Act, 1998 — Hon. Mr. Jonson

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

Amendment to Bill 27 (Introduced by the Hon. Member for Edmonton-Calder on April 7, 1998) — Defeated

Sessional Paper 651/98

Third Reading

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

Bill 27 Electric Utilities Amendment Act, 1998 — Hon. Dr. West

A debate followed.

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

Adjournment

On motion by Hon. Mrs. Black, Deputy Government House Leader, the Assembly adjourned at 12:37 a.m. Thursday, April 23, 1998, until 1:30 p.m.

Hon. Ken Kowalski,
Speaker

Title: Wednesday, April 22, 1998