



**Legislative Assembly
Province of Alberta**

No. 34

VOTES AND PROCEEDINGS

Third Session

Twenty-Fourth Legislature

Wednesday, April 21, 1999

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

The Speaker made a statement in recognition of the four year anniversary of the election of Mr. Shariff, Hon. Member for Calgary-McCall, first elected in the by-election of April 20, 1995.

Recognition was also given to Mr. Wolfgang Maul of the Legislative Assembly Office, winner of the Abstract Category in Computer Art of the Corel Corporation's World Design Contest for Web Site Abstract Creativity.

Presenting Petitions

Mr. Wickman, Hon. Member for Edmonton-Rutherford, presented a petition from 8 Peace River residents requesting a province-wide plebiscite to determine the fate of VLTs (Video Lottery Terminals) in Alberta.

Ms Leibovici, Hon. Member for Edmonton-Meadowlark, presented a petition from 95 Edmonton and area residents requesting increased funding for public and separate schools to levels which will cover increased costs.

Mr. Tannas, Hon. Member for Highwood, on behalf of Hon. Dr. Oberg, Minister of Family and Social Services, presented a petition from 430 Brooks and area residents regarding the lack of funding for suitable school space in the Christ the Redeemer Catholic School Division, and requesting approval for a new junior/senior high school in Brooks.

Mr. Gibbons, Hon. Member for Edmonton-Manning, presented a petition from 110 Edmonton and area residents requesting increased funding for public and separate schools to levels which will cover increased costs.

Tabling Returns and Reports

Ms Leibovici, Hon. Member for Edmonton-Meadowlark:

Letter dated April 19, 1999, from David Harrigan, Director of Labour Relations, United Nurses of Alberta (UNA), to Ms Shelley Ewart-Johnson, Assistant Deputy Minister, Workplace Health and Safety and Strategic Services, Alberta Labour, regarding an application for mediation submitted by Mr. Middleton of the Provincial Health Authorities of Alberta

Sessional Paper 575/99

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

13 proposed amendments dated April 20, 1999, regarding Bill 15, Natural Heritage Act

Sessional Paper 576/99

Hon. Mrs. McClellan, Minister of Community Development:

Memorandum dated April 21, 1999, from Hon. Mrs. McClellan, Minister of Community Development, to Mrs. Gordon, Hon. Member for Lacombe-Stettler, in response to a question raised on March 31, 1999 requesting additional information regarding the Cultural Diversity Institute

Sessional Paper 577/99

Ms Barrett, Hon. Member for Edmonton-Highlands:

News release dated February 12, 1998, entitled "Ensuring a quality health system now and in the future," produced by Alberta Health

Sessional Paper 578/99

Ministerial Statements

Hon. Mr. Hancock, Minister of Intergovernmental and Aboriginal Affairs, made a statement recognizing the Treaty 8 Centennial Anniversary as celebrated with an April 20, 1999 commemorative gala, to be followed with festivities June 17-21, 1999, as well as a June 21, 1999 celebration.

Ms Olsen, Hon. Member for Edmonton-Norwood, commented on the statement.

Recognitions

Mr. Johnson, Hon. Member for Wetaskiwin-Camrose: youth recipients of the Leaders of Tomorrow Award: Trista Wideman, William Rosebluff, Neil Parmar, and Blaine Stone for outstanding contributions through volunteer efforts as recognized on April 19, 1999.

Mr. White, Hon. Member for Edmonton-Calder: National Volunteer Week, April 18-24, 1999, as exemplified by Doug and Lois Sorenson's volunteer efforts.

Mrs. O'Neill, Hon. Member for St. Albert: valuable contribution of secretaries in both the public service sector as well as in the private sector.

Ms Leibovici, Hon. Member for Edmonton-Meadowlark: Jennifer Hart, constituent, on being selected for a second time as an annual member of the 1999 Cadet Honour Band of Prairie Regions.

Mr. Coutts, Hon. Member for Livingstone-Macleod: Mr. Speaker's Alberta Youth Parliament attended by 83 grade ten students on April 16, 1999 to learn about the parliamentary process.

Ms Barrett, Hon. Member for Edmonton-Highlands: Mr. Barrie Regan, Jim Shewchuk Award recipient in recognition of his commitment to the labour movement and community.

Mr. Broda, Hon. Member for Redwater: 50th Anniversary Celebration of the Radway Lions Club, April 17, 1999, and the Lions Clubs' community service through humanitarian efforts.

ORDERS OF THE DAY

Written Questions

The following Written Questions were accepted as amended:

WQ197. Moved by Ms Carlson:

On what dates between January 1, 1997 and December 31, 1998, did Alberta Environmental Protection conduct unannounced inspections of the Big Valley Industrial Landfill and the Ryley Hazardous Waste Landfill; on each occasion how many samples were taken of waste that had already been buried in the landfill and how many of waste being dumped; what substances, if any, were detected in excess of permissible limits and what action was taken?

Hon. Mr. Lund, Minister of Environmental Protection, moved the motion be amended to read:

On what dates between January 1, 1997 and December 31, 1998, did Alberta Environmental Protection conduct unannounced *and announced* inspections of the Big Valley Industrial Landfill and the Ryley Hazardous Waste Landfill; *for each inspection what field activity occurred and what followup action occurred for any noted Environmental Protection and Enhancement Act contravention?*

WQ198. Moved by Ms Carlson:

Between January 1, 1997 and February 16, 1999, at which provincial parks and recreation areas was a contract for the private sector management of a campground terminated; at which sites has a new contract been signed with another private sector operator; which sites are now being managed by the Government, and which sites have closed?

Hon. Mr. Lund, Minister of Environmental Protection, moved the motion be amended to read:

Between January 1, 1997 and February 16, 1999, at which provincial parks and recreation areas was a contract for the private sector management of a campground terminated *prior to the expiry date; at which of these sites has a new contract been signed with another private sector operator; which of these sites are now being managed by the Government, and which of these sites have closed?*

WQ204. Moved by Ms Carlson:

How many staff were employed by Alberta Environmental Protection on January 1, 1999 for the Pollution Control Division, how many announced and how many unannounced inspections did they make in the calendar year 1998, what infringements were detected and what was the outcome in each case?

Hon. Mr. Lund, Minister of Environmental Protection, moved the motion be amended to read:

How many staff were employed *to conduct compliance assurance activities* by Alberta Environmental Protection on January 1, 1999, how many inspections *and investigations* did they *conduct pursuant to the Environmental Protection and Enhancement Act* in the calendar year 1998, *and how many enforcement actions were undertaken by the Environmental Service under the Environmental Protection and Enhancement Act in the calendar year 1998?*

The following Written Question was rejected:

WQ199. Moved by Ms Carlson:

What is the name and legal description of each energy industry site at which vandalism or terrorist activity was recorded between January 1, 1997 and February 16, 1999, what is the name of the company owning or leasing the site, what damage was recorded and at which locations has a charge been laid?

The following Written Questions were ordered to stand:

WQ206, WQ210, WQ211, WQ212, WQ213, WQ214, WQ215, WQ216, WQ217.

Motions for Returns

The following Motions for Returns were accepted:

MR180. Moved by Mr. Sapers on behalf of Mr. MacDonald:

All Department of Labour Employment Standards Umpire Decisions for calendar years 1997, 1998 and 1999.

Hon. Mr. Smith, Minister of Labour, tabled Response to Motion for Returns No. MR180

Sessional Paper 579/99

MR181. Moved by Mr. Sapers:

The minutes of the meeting held on October 6, 1998, organized and chaired by the Alberta Government's Chief Information Officer and attended by Alberta Transportation and Utilities Disaster Services and over 60 senior representatives from key public and private sector organizations to discuss the potential impacts of Y2K (Year 2000) computer and equipment problems on essential services.

MR184. Moved by Ms Carlson on behalf of Mr. MacDonald:

The Department of Labour's Year 2000 project definition that outlines a high-level plan for addressing the Department's Year 2000 risks.

Hon. Mr. Smith, Minister of Labour, tabled Response to Motions for Returns No. MR184 and No. MR186

Sessional Paper 580/99
(MR184 and MR186)

MR186. Moved by Ms Carlson on behalf of Mr. MacDonald:

The Department of Labour's Year 2000 (Y2K) assessment and comprehensive plan to address identified problems.

Hon. Mr. Smith, Minister of Labour, tabled Response to Motions for Returns No. MR184 and No. MR186

Sessional Paper 580/99
(MR184 and MR186)

MR200. Moved by Ms Carlson:

A copy of the minutes of each meeting between January 1, 1997 and February 16, 1999, of the Endangered Species Conservation Committee and the Independent Scientific Subcommittee, established in accordance with section 9.1 of the Wildlife Act.

MR205. Moved by Ms Carlson:

A copy of the most recent inventory of oilfield waste in Alberta, including inverts and/or oil based drilling mud and the methods being used for their disposal.

The following Motions for Returns were accepted as amended:

MR182. Moved by Mr. Sapers:

The Government's Y2K (Year 2000) consequence management plan developed by Alberta Transportation and Utilities Disaster Services as referenced in an October 9, 1998 Government news release.

Hon. Mr. Paszkowski, Minister of Transportation and Utilities, moved the motion be amended to read:

The progress of the Government's Y2K (Year 2000) consequence management plan developed by Alberta Transportation and Utilities Disaster Services as referenced in an October 9, 1998 Government news release.

MR201. Moved by Ms Carlson:

A copy of the most recent inventory of sites contaminated by oilfield activity including their current status and a summary of any plans for remediation.

Hon. Mr. Lund, Minister of Environmental Protection, moved the motion be amended to read:

A copy of the most recent inventory of upstream oil and gas sites with substance releases, and a summary of the Department's approach for ensuring the remediation of the sites.

MR202. Moved by Ms Carlson:

A copy of the most recent statistics and evaluation on the status of fish populations in the lakes in the north east boreal region of Alberta.

Hon. Mr. Lund, Minister of Environmental Protection, moved the motion be amended to read:

A list of the year and the type of fish sampling programs that have been conducted at specific lakes in the north east boreal region of Alberta since 1984.

MR203. Moved by Mr. Wickman on behalf of Mr. White:

A copy of any surveys, statistics and reports completed since January 1, 1995 indicating the timber supply that is available and being reserved for allocation to Grande Alberta Paper, together with the assumptions made in establishing harvest levels (including growth and yield information, reforestation standards, areas set aside for future non-timber uses and all other information pertaining to the estimation of the annual allowance cut).

Hon. Mr. Lund, Minister of Environmental Protection, moved the motion be amended to read:

A copy of *the reports* completed since January 1, 1995 (*namely, the Grande Alberta Paper Joint Fibre Supply - July 31, 1995 and the Joint Timber Supply Analysis - November 1996*), indicating the *conifer* timber supply that is available and being reserved for allocation to Grande Alberta Paper *which include* the assumptions made in establishing harvest levels (including growth and yield information, reforestation *assumptions*, areas set aside for non-timber uses and all other information pertaining to the estimation of the annual *allowable* cut).

The following Motions for Returns were rejected:

MR142. Moved by Mr. Sapers:

Copies of the letters from Triple Five Corporation and the fax cover sheet sent by Hugh Tadman to the former Acting Superintendent of the Alberta Treasury Branches on May 24, 1994, as cited on page 40 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR143. Moved by Mr. Sapers:

Copies of the August 8, 1994 and August 10, 1994 letters from the former Deputy Premier to Gentra Canada Investments Inc., as cited on page 44 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR145. Moved by Mr. Sapers:

Copies of draft memoranda prepared by the former Deputy Premier for the Premier of Alberta for the period February 14, 1994 to February 22, 1994, relating to the decision of the February 14, 1994 Agenda and Priorities Committee on refinancing of the West Edmonton Mall, as cited on page 36 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR146. Moved by Mr. Sapers:

A copy of the handwritten note of the former Deputy Premier to the Premier recording the decision of the February 14, 1994 Agenda and Priorities Committee, as cited on page 36 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR147. Moved by Mr. Sapers:

A copy of the briefing document about the proposed Gentra Canada Investments Inc./ATB (Alberta Treasury Branches) arrangement presented to the February 14, 1994 meeting of the Agenda and Priorities Committee, as cited on pages 34 and 35 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR148. Moved by Mr. Sapers:

Copies of briefing documents, memoranda, correspondence and background documents prepared for the January 24, 1994, February 1, 1994, and February 8, 1994 Agenda and Priorities Committee dealing with the refinancing of the West Edmonton Mall, as cited on page 34 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR149. Moved by Mr. Sapers:

Copies of the portions of the minutes of the January 24, 1994, February 1, 1994, and February 8, 1994 Agenda and Priorities Committee dealing with the refinancing of the West Edmonton Mall, as cited on page 34 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR150. Moved by Mr. Sapers:

Copies of letters, memoranda and briefing notes between the former Deputy Premier and the Premier for the period October 29, 1993 to November 1, 1994, relating to the West Edmonton Mall refinancing.

MR157. Moved by Mr. Sapers:

Copies of minutes of meetings between the Premier of Alberta, the former Deputy Premier, the former Acting Superintendent, and the Ghermezians, for the period October 1, 1993 to November 1, 1994, relating to the refinancing of the West Edmonton Mall, as cited on pages 31 and 32 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR158. Moved by Mr. Sapers:

Copies of portions of minutes from the February 14, 1994 meeting of the Agenda and Priorities Committee during which the refinancing of the West Edmonton Mall was discussed.

MR163. Moved by Mr. Sapers:

Copies of written briefings or notes, as well as written representations from the Ghermezians, provided to the February 14, 1994 meeting of the Agenda and Priorities Committee, relating to the refinancing of the West Edmonton Mall, as cited on page 11 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR165. Moved by Mr. Sapers:

Copies of briefings received by the former Deputy Premier from Hugh Tadman between December 1993 and August 1994, related to the refinancing of the West Edmonton Mall, as cited on page 12 of the Report of the Auditor General on the 1994 Refinancing of the West Edmonton Mall, February 1999.

MR168. Moved by Mr. Sapers:

Copies of letters, memoranda and briefing notes between the former Deputy Premier and the Premier for the period October 29, 1993 to November 1, 1994, relating to the West Edmonton Mall refinancing.

MR169. Moved by Ms Olsen:

Copies of all studies undertaken between January 1, 1988 to March 1, 1999 by the Department of Municipal Affairs, the Department of Justice and Attorney General, and the Department of Transportation and Utilities on the merits of requiring motor vehicles to display a single license plate or two license plates.

MR185. Moved by Ms Carlson on behalf of Mr. MacDonald:

The Department of Labour's Year 2000 (Y2K) contingency plan.

MR194. Moved by Dr. Massey:

Copies of the Campus Alberta Partnership Initiative, as outlined in the Department of Advanced Education and Career Development's 1998-99 Business Plan.

MR195. Moved by Dr. Massey:

Copies of the Request for Proposals for the two Youth Connections pilot projects, and the resulting audits after the completion of the projects, as outlined in the Department of Advanced Education and Career Development's 1998-99 Business Plan.

The following Motions for Returns were ordered to stand:

MR207, MR208, MR209.

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 205 School (Early Childhood Services) Amendment Act, 1999 — Mr. Amery

A debate followed.

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

Adjournment

On motion by Mr. Renner, Deputy Government House Leader, it was agreed at 5:18 p.m. that when the Assembly reconvened at 8:00 p.m. it would be in Committee of the Whole, and the Acting Speaker left the Chair.

WEDNESDAY, APRIL 21, 1999 — 8:00 P.M.

Private Bills/Government Bills and Orders

Committee of the Whole

(Assembly in Committee)

The following Bill was taken under consideration:

Bill 17 Quality Assurance Activity Statutes Amendment Act, 1999 —
Mr. Doerksen

A debate followed.

Mr. Dickson, Hon. Member for Calgary-Buffalo, moved the Bill be amended in section 1(2) as follows:

A. in the proposed section 9(1) by renumbering clause (a) as clause (a.1) and by adding the following before clause (a.1):

- (a) “personal health information” means any information, whether oral or recorded in any manner,
 - (i) about the health of an individual, including the past, present or future physical or mental health of that individual,
 - (ii) about any health service that is being provided or has been provided to an individual,

- (iii) about the donation, by an individual, of any body part or any bodily substance of that individual or information derived from the testing or examination of any body part or any bodily substance of that individual, or
- (iv) about an individual that is collected before or while a health service is provided to that individual or incidentally to any health service being provided to that individual;

B. by adding the following after the proposed section 9(5):

(6) If a quality assurance record provided to a quality assurance committee includes personal health information, then the committee shall ensure that such record is either destroyed or returned to the person or body that furnished the record in such a way that the confidentiality of the personal health information is maintained.

A debate followed (on amendment).

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

For the amendment: 6

Carlson	Olsen	Soetaert
Dickson	Sloan	White

Against the amendment: 28

Boutilier	Fritz	O'Neill
Broda	Hancock	Paszkowski
Burgener	Klapstein	Pham
Cao	Kryczka	Renner
Clegg	Lund	Severtson
Day	Magnus	Smith
Doerksen	Marz	Strang
Ducharme	Melchin	Tarchuk
Dunford	Nelson	Trynchy
Evans		

The following Bill was taken under consideration:

Bill 33 Appropriation Act, 1999 — Hon. Mr. Day

A debate followed.

Pursuant to Standing Order 61(4), at 11:45 p.m. the Chairman interrupted the proceedings and immediately put the question on the appropriation Bill standing on the Order Paper referred to Committee of the Whole, which was agreed to.

The Acting Speaker assumed the Chair.

The following Bills were reported:

Bill 17 Quality Assurance Activity Statutes Amendment Act, 1999 —
Mr. Doerksen

Bill 33 Appropriation Act, 1999 — Hon. Mr. Day

The following Bills were reported with some amendments:

Bill 14 Municipal Government Amendment Act, 1999 — Mr. Klapstein

Bill Pr1 National Bond Insurance Corporation Act — Mrs. O'Neill

Bill Pr3 Consumers Insurance Company Act — Ms Blakeman

Progress was reported on the following Bill:

Bill 15 Natural Heritage Act — Hon. Mr. Lund

Mr. Tannas, 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 Pr1 (Hon. Member for St. Albert) — Agreed to
Sessional Paper 581/99

Amendment to Bill Pr3 (Hon. Member for Calgary-Currie on behalf of the
Hon. Member for Edmonton-Centre) — Agreed to
Sessional Paper 582/99

Amendment to Bill 14 (Hon. Member for Leduc) — Agreed to
Sessional Paper 583/99

Amendment to Bill 15 (Minister of Environmental Protection) — Debate
adjourned
Sessional Paper 584/99

Amendment to Bill 17 (Hon. Member for Calgary-Buffalo) — Defeated
Sessional Paper 585/99

Amendment to Bill 17 (Hon. Member for Calgary-Buffalo) — Defeated on
division
Sessional Paper 586/99

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 11:48 p.m. until Thursday, April 22, 1999, at 1:30 p.m.

Hon. Ken Kowalski,
Speaker

Title: Wednesday, April 21, 1999