



**Legislative Assembly
Province of Alberta**

No. 44

VOTES AND PROCEEDINGS

Third Session

Twenty-Fifth Legislature

Tuesday, May 13, 2003

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

Members' Statements

Mr. Lord, Hon. Member for Calgary-Currie, made a statement regarding business revitalization zones.

Ms Kryczka, Hon. Member for Calgary-West, made a statement regarding a ceremony held on May 3, 2003 at the Calgary-West constituency office to honour 7 recipients of the Queen's Golden Jubilee Medal.

Mrs. Tarchuk, Hon. Member for Banff-Cochrane, made a statement regarding Karalee Derkson on winning the junior essay category of the National Literacy and Poster Contest sponsored by the Royal Canadian Legion.

Dr. Massey, Hon. Member for Edmonton-Mill Woods, made a statement regarding the involvement of parents and parents' groups in the public education system.

Notices of Motions

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

Be it resolved that when further consideration of Bill 42, Electoral Divisions Act, is resumed, not more than one hour shall be allotted to any further consideration of the Bill at Committee of the Whole, at which time every question necessary for the disposal of this stage of the Bill shall be put forthwith.

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

Be it resolved that when an adjourned debate on Third Reading of Bill 42, Electoral Divisions Act, is resumed, not more than one hour shall be allotted to any further consideration at this stage of the Bill, at which time every question necessary for the disposal of this stage of the Bill shall be put forthwith.

Dr. Pannu, Hon. Member for Edmonton-Strathcona, gave oral notice of his intention to move the following motion under Standing Order 40:

Be it resolved that the Legislative Assembly urge the Government to adjust school board operating grants to fully fund the arbitrated teachers' settlement, cover rising school utility costs, and remove the cap on grade 10 credits.

Introduction of Bills (First Reading)

Notice having been given:

Bill 41 Alberta Corporate Tax Amendment Act, 2003 — Hon. Mr. Melchin

Tabling Returns and Reports

Hon. Mrs. Forsyth, Solicitor General:

Alberta Law Enforcement Review Board, 2001 Annual Report
Sessional Paper 514/2003

Victims Programs Status Report 2001/2002
Sessional Paper 515/2003

Hon. Mr. Cardinal, Minister of Sustainable Resource Development:

News release, brochure, and poster regarding an information campaign entitled "We're Growing Alberta's Future" prepared by the Alberta Forest Products Association

Sessional Paper 516/2003

Hon. Mr. Hancock, Minister of Justice and Attorney General, pursuant to the Legal Profession Act, cL-8, s5(4):

The Law Society of Alberta, Annual Report 2002

Sessional Paper 517/2003

Mr. Maskell, Hon. Member for Edmonton-Meadowlark:

Letter dated April 27, 2003, from Lois Bell of Edmonton to Mr. Maskell, Hon. Member for Edmonton-Meadowlark, expressing concern regarding the loss of teaching positions due to proposed school budget cuts

Sessional Paper 518/2003

Mr. Lord, Hon. Member for Calgary-Currie:

Report dated April 2003, entitled "Energy Efficiency Leadership in California" prepared by the Natural Resources Defense Council and Silicon Valley Manufacturing Group

Sessional Paper 519/2003

World Nuclear Association web page article dated March 2002, entitled "California's Electricity"

Sessional Paper 520/2003

GeoInvestor.com web page article dated February 12, 2001, entitled "California's Dreaming, Energy Policymakers Can't Defy Economics Forever" prepared by William P. Kucewicz

Sessional Paper 521/2003

Energy Information Administration web page article, undated, entitled "Electricity Shortage in California: Issues for Petroleum and Natural Gas Supply"

Sessional Paper 522/2003

GeoInvestor.com web page article dated October 19, 2002, entitled "Power Politics: Drawing Lessons From California's Electricity Crisis" prepared by William P. Kucewicz

Sessional Paper 523/2003

Reason Public Policy Institute web page article dated October 9, 2002, entitled "Vernon L. Smith and Experimental Economics and Retail Electricity Deregulation: Demonstrating the Benefits of Choice" prepared by Lynne Kiesling

Sessional Paper 524/2003

Ms Blakeman, Hon. Member for Edmonton-Centre:

Letter dated April 10, 2003, from Sue Knowlton of Edmonton to Ms Blakeman, Hon. Member for Edmonton-Centre, stating she may be forced out of the teaching profession due to conflicts with the Government and requesting Ms Blakeman's assistance in protecting education and educators

Sessional Paper 525/2003

Publication, undated, entitled “A Handbook for Employers of Live-In Caregivers in Alberta” prepared by Caridad Bernardino, Ph.D., and Denise L. Spitzer, Ph.D.
Sessional Paper 526/2003

Publication, undated, entitled “A Handbook for Live-In Caregivers in Alberta” prepared by Idalia Ivon Pereira, M.Sc. and Denise L. Spitzer, Ph.D.
Sessional Paper 527/2003

Ms Carlson, Hon. Member for Edmonton-Ellerslie:

Letter dated April 20, 2003, from Alvin Reib of Edmonton to Ms Carlson, Hon. Member for Edmonton-Ellerslie, expressing concern regarding the treatment seniors are receiving from the medical system
Sessional Paper 528/2003

Petition signed by 91 Albertans requesting the Government withdraw the draft management plan for the Evan-Thomas Provincial Recreation Area and disallow any further commercial or residential development of the Kananaskis Valley
Sessional Paper 529/2003

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

Report dated May 2003, entitled “Response to the Minister of Learning Regarding Alberta Learning’s Operational Review of Edmonton Public Schools” prepared by Edmonton Public Schools
Sessional Paper 530/2003

Letter dated April 17, 2003, from Hermina Dykxhoorn, Executive Director, Alberta Federation of Women for United Families, to Hon. Mr. Hancock, Minister of Justice and Attorney General, requesting changes to existing legislation to enable grandparents to maintain access to their grandchildren
Sessional Paper 531/2003

Dr. Massey, Hon. Member for Edmonton-Mill Woods:

Letter dated May 12, 2003, from the École Chinook Park School Council to Hon. Mr. Klein, Premier, expressing concern regarding public education under-funding, the funding formula, and the unfunded arbitrated teachers’ settlement
Sessional Paper 532/2003

Mr. Mason, Hon. Member for Edmonton-Highlands:

News release dated March 19, 2003, entitled “Parents question decision to open new Charter School” prepared by the Calgary Association of Parents and School Councils
Sessional Paper 533/2003

Letter dated March 18, 2003, from Liz Greenaway of Edmonton to Dr. Pannu, Hon. Member for Edmonton-Strathcona, expressing concern regarding the possible loss of staff at King Edward Public School and regarding the school's dependency on casinos to fund education

Sessional Paper 534/2003

E-mail message dated March 5, 2003, from Rusty Foerger of Edmonton to Hon. Mr. Zwozdesky, Minister of Community Development, expressing concern regarding education under-funding

Sessional Paper 535/2003

E-mail message dated March 20, 2003, from Cindy LeClerc of Hinton to Hon. Mr. Lund, Minister of Infrastructure, expressing concern regarding the formula used to determine school utilization and capacity

Sessional Paper 536/2003

Letter dated March 21, 2003, from Brenda Davidson of Edmonton to Hon. Mr. Klein, Premier, expressing concern regarding the lack of necessary education funding, large class sizes, and the loss of teaching staff at Lorelei Elementary School

Sessional Paper 537/2003

Hon. Mr. Kowalski, Speaker of the Legislative Assembly:

Brochure dated Spring 2003, entitled "Page Biographies, Legislative Assembly of Alberta, 25th Legislature, 3rd Session" prepared by Visitor, Ceremonial and Security Services, Legislative Assembly of Alberta

Sessional Paper 538/2003

Tablings to the Clerk

Clerk of the Assembly on behalf of Hon. Mr. Mar, Minister of Health and Wellness:

Pursuant to the Regional Health Authorities Act, cR-10, s14(3), Mistahia Health Region, 2002 Annual Report

Sessional Paper 539/2003

Clerk of the Assembly on behalf of Hon. Dr. Oberg, Minister of Learning:

Research Technology Management Inc., Financial Statements, March 31, 2000
Sessional Paper 540/2003

Research Technology Management Inc., Financial Statements, March 31, 2001
Sessional Paper 541/2003

Research Technology Management Inc., Financial Statements, March 31, 2002
Sessional Paper 542/2003

Research Technology Management Inc., Financial Statements, January 24, 2003
Sessional Paper 543/2003

Response to Written Question WQ9, asked for by Dr. Massey on March 17, 2003:

What were the total operational costs of the following committees: Review Committee on Outcomes, MLA Committee on Lifelong Learning, and MLA Post-Secondary Funding Review Committee?

Sessional Paper 544/2003

Alberta Learning, 2002-2005 Business Plan

Sessional Paper 545/2003

School Jurisdictions Audited Financial Statements for the Year Ended August 31, 2001, Sections 1 to 3

Sessional Paper 546/2003

Public Post-Secondary Institutions Audited Financial Statements, including Public Colleges and Technical Institutes for the Year/Period Ended June 30, 2001 and Universities and Banff Centre for Continuing Education for the Year/Period Ended March 31, 2002

Sessional Paper 547/2003

Clerk of the Assembly on behalf of Hon. Dr. Oberg, Minister of Learning, pursuant to the Advanced Education Foundations Act, cA-5, s16(2):

University of Alberta 1991 Foundation, Financial Statements for the Period Ended November 7, 2000

Sessional Paper 548/2003

The Arctic Institute of North America, Financial Statements, March 31, 2001

Sessional Paper 549/2003

Olympic Oval/Anneau Olympique, Statements, March 31, 1999

Sessional Paper 550/2003

Olympic Oval/Anneau Olympique, Statements, March 31, 2000

Sessional Paper 551/2003

Olympic Oval/Anneau Olympique, Financial Statements, March 31, 2001

Sessional Paper 552/2003

Public Colleges Foundation of Alberta, Financial Statements, March 31, 1998

Sessional Paper 553/2003

Public Colleges Foundation of Alberta, Financial Statements, March 31, 1999

Sessional Paper 554/2003

Motions Under Standing Order 40

Dr. Pannu, Hon. Member for Edmonton-Strathcona, requested the unanimous consent of the Assembly for consideration of the following motion:

Be it resolved that the Legislative Assembly urge the Government to adjust school board operating grants to fully fund the arbitrated teachers' settlement, cover rising school utility costs, and remove the cap on grade 10 credits.

Unanimous consent to proceed was not granted.

ORDERS OF THE DAY

Private Bills

Third Reading

The following Bills were read a Third time and passed:

Bill Pr1 Sisters of St. Joseph of the Province of Alberta Statutes Repeal Act —
Mr. Griffiths

Bill Pr2 Forest Lawn Bible College Act — Mr. Pham

Government Bills and Orders

Second Reading

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

Bill 42 Electoral Divisions Act — Hon. Mr. Hancock

Ms Carlson, Hon. Member for Edmonton-Ellerslie, moved the motion be amended by deleting all the words after the word "that" and substituting the following:

Bill 42, Electoral Divisions Act, be not now read a Second time but that it be read a Second time this day six months hence.

A debate followed on the amendment.

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

For the amendment: 6

Bonner	Mason	Nicol
Carlson	Massey	Taft

Against the amendment: 35

Ady	Hancock	Masyk
Cao	Herard	Nelson
Cardinal	Hutton	Norris
Coutts	Jacobs	O'Neill
Evans	Jonson	Pham
Friedel	Klapstein	Renner
Fritz	Kryczka	Snelgrove
Gordon	Lord	Tannas
Graham	Lukaszuk	VanderBurg
Graydon	Mar	Vandermeer
Griffiths	Marz	Zwozdesky
Haley	Maskell	

The question for Second Reading of Bill 42, Electoral Divisions Act being immediately put, the motion was agreed to. With Hon. Mr. Kowalski in the Chair, the names being called for were taken as follows:

For the motion: 37

Ady	Herard	Nelson
Cao	Hutton	O'Neill
Cardinal	Jacobs	Pham
Ducharme	Jonson	Renner
Evans	Klapstein	Shariff
Friedel	Kryczka	Smith
Fritz	Lord	Snelgrove
Gordon	Lukaszuk	Stevens
Graham	Mar	Tannas
Graydon	Marz	VanderBurg
Griffiths	Maskell	Vandermeer
Haley	Masyk	Zwozdesky
Hancock		

Against the motion: 7

Bonner	Massey	Pannu
Carlson	Nicol	Taft
Mason		

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

Bill 39 Miscellaneous Statutes Amendment Act, 2003 — Hon. Mr. Hancock
Bill 40 Appropriation Act, 2003 (\$) — Hon. Mr. Hancock on behalf of Hon. Mrs. Nelson
Bill 42 Electoral Divisions Act — Hon. Mr. Hancock

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 assumed the Chair.

The following Bill was reported with some amendments:

Bill 39 Miscellaneous Statutes Amendment Act, 2003 — Hon. Mr. Hancock

Mr. Shariff, Deputy Chair of Committees, tabled copies of an amendment considered by Committee of the Whole on this date for the official records of the Assembly.

Amendment to Bill 39 (Hon. Minister of Justice and Attorney General) —
Agreed to

Sessional Paper 555/2003

Government Motions

20. Moved by Hon. Mr. Hancock:

Be it resolved that the Legislative Assembly concur in the May 8, 2003 Report - Part One of the Select Special Ethics Commissioner and Ombudsman Search Committee and recommend to the Lieutenant Governor in Council that Donald M. Hamilton be appointed Ethics Commissioner of Alberta for a 5-year term.

The question being put, the motion was agreed to.

Government Bills and Orders

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 42 Electoral Divisions Act — Hon. Mr. Hancock

A debate followed on the amendment introduced by the Minister of Justice and Attorney General as found in Sessional Paper 556/2003.

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

For the amendment: 36

Ady	Hancock	Masyk
Cao	Herard	Nelson
Cardinal	Hutton	Norris
Coutts	Jacobs	O'Neill
Evans	Jonson	Ouellette
Friedel	Klapstein	Pham
Fritz	Kryczka	Renner
Gordon	Lord	Smith
Graham	Lukaszuk	Snelgrove
Graydon	Mar	Stevens
Griffiths	Marz	VanderBurg
Haley	Maskell	Vandermeer

Against the amendment: 4

Carlson	Massey	Taft
Mason		

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

The following Bill was reported with some amendments:

Bill 42 Electoral Divisions Act — Hon. Mr. Hancock

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

Amendment to Bill 42 (Hon. Minister of Justice and Attorney General) —
Agreed to on division

Sessional Paper 556/2003

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 5:25 p.m. until Wednesday, May 14, 2003, at 1:30 p.m.

Hon. Ken Kowalski,
Speaker

Title: Tuesday, May 13, 2003