



**Legislative Assembly
Province of Alberta**

No. 12

VOTES AND PROCEEDINGS

Fourth Session

Twenty-Fifth Legislature

Monday, March 8, 2004

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

Oral Question Period

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

Letter dated March 8, 2004, from Douglas McBain, President, Jeff Nielsen, Vice President, and Albert Wagner, Past President, Western Barley Growers Association, to Hon. Mr. Klein, Premier, expressing appreciation for the Government's support of the beef industry after the discovery of bovine spongiform encephalopathy in Alberta

Sessional Paper 108/2004

Recognitions

Mrs. Ady, Hon. Member for Calgary-Shaw: International Women's Day, March 8, 2004

Ms Blakeman, Hon. Member for Edmonton-Centre: International Women's Day, March 8, 2004

Mr. Johnson, Hon. Member for Wetaskiwin-Camrose: City of Wetaskiwin, recently chosen as the site for filming of the movie "Santa's Slay"

Mr. Broda, Hon. Member for Redwater: Team Alberta North for its success at the 2004 Arctic Winter Games held in the Regional Municipality of Wood Buffalo, February 29 to March 6, 2004

Mr. Hlady, Hon. Member for Calgary-Mountain View: University of Calgary Dinos women's volleyball team on winning the 2004 Canadian Interuniversity Sport (CIS) championship and the University of Alberta Pandas women's volleyball team and University of Alberta Golden Bears men's volleyball team on each winning a silver medal at the 2004 CIS championship

Dr. Taft, Hon. Member for Edmonton-Riverview: 30th anniversary of the Canterbury Foundation which provides housing and care services to Edmonton's seniors

Presenting Petitions

Ms Graham, Hon. Member for Calgary-Lougheed, Chair, Select Standing Committee on Private Bills, presented the following petitions for Private Bills:

of St. Mary's College for the St. Mary's College Amendment Act, 2004;

of Sister Anne Murtagh and Sister Mary Anne Mulvilhill for the Sisters of Charity of St. Louis of Medicine Hat Act Repeal Act;

of Paul Reich, Randy Holt, William Dyck, Gordon Setterlund, Verdon Kerr, James Blair, Kathryn Wall, and Dennis Traverse for the Living Faith Bible College Act;

of Northwest Bible College for the Northwest Bible College Amendment Act, 2004;

of Brooklyn Rewega, an infant, by her legal guardian and father, Doug Rewega, for a Private Act that will grant an exception to the law that provides for maternal tort immunity for prenatal wrongful conduct.

Introduction of Bills (First Reading)

Notice having been given:

Bill 17 Agricultural Operation Practices Amendment Act, 2004 — Mr. Klapstein

Bill 18 Maintenance Enforcement Amendment Act, 2004 — Hon. Mr. Hancock

Bill 207 Traffic Safety (Emergency Vehicle) Amendment Act, 2004 — Mr. Magnus

Bill 208 Emblems of Alberta (Official Gemstone) Amendment Act, 2004 — Mrs. O'Neill

Bill 209 Insurance (Demerit Offences) Amendment Act, 2004 — Rev. Abbott

Bill 210 Matrimonial Property (Division of Property on Death) Amendment Act, 2004 — Ms Graham

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

Bill 17 Agricultural Operation Practices Amendment Act, 2004 — Mr. Klapstein

Tabling Returns and Reports

Hon. Mrs. McClellan, Minister of Agriculture, Food and Rural Development:

Letter dated March 8, 2004, from Hon. Mrs. McClellan, Minister of Agriculture, Food and Rural Development, to Fred Dunn, Auditor General of Alberta, requesting the proposed audit of the Government's bovine spongiform encephalopathy-related assistance programs be completed as quickly as possible
Sessional Paper 109/2004

Hon. Mr. Hancock, Minister of Justice and Attorney General, on behalf of Hon. Mr. Zwozdesky, Minister of Community Development:

Information bulletin dated March 8, 2004, entitled "Accomplishments of women honoured on International Women's Day" prepared by Alberta Community Development
Sessional Paper 110/2004

Dr. Taft, Hon. Member for Edmonton-Riverview:

Letter dated February 25, 2004, from Linda Telgarsky of Edmonton to Hon. Mr. Klein, Premier, expressing concern regarding the behaviour of Members of the Legislative Assembly on February 23, 2004 during Second Reading consideration of Bill 1, Alberta Centennial Education Savings Plan Act,
Sessional Paper 111/2004

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

Document, undated, entitled "Annual General Meeting Resolutions" prepared by Alberta Beef Producers
Sessional Paper 112/2004

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

Letter dated February 12, 2004, from Hon. Denis Marshall, QSO, Secretary-General, Commonwealth Parliamentary Association (CPA), to all Branch Secretaries, CPA, enclosing the Commonwealth Day 2004 Message from Her Majesty The Queen
Sessional Paper 113/2004

School at the Legislature participant package including the School at the Legislature Report Card 2002-2003
Sessional Paper 114/2004

ORDERS OF THE DAY

Written Questions

The following Written Questions were accepted:

- WQ1.** Moved by Dr. Taft on behalf of Mr. MacDonald:
What increase in remuneration or salary and benefits is required for the Department of Agriculture, Food and Rural Development to attract and maintain sufficient numbers of veterinary pathologists to meet requirements for timely testing of animals since the discovery of bovine spongiform encephalopathy in Alberta?
- WQ4.** Moved by Mr. Bonner on behalf of Ms Carlson:
What programs are being developed to aid elk ranchers who have suffered economic losses due to shrinking markets as well as the recent case of bovine spongiform encephalopathy?
- WQ5.** Moved by Dr. Taft on behalf of Ms Carlson:
What consultations are presently taking place between the Government and game farm operators regarding the future of the elk ranching industry in Alberta?
- WQ15.** Moved by Mr. Bonner on behalf of Mr. MacDonald:
How much was spent on division and branch restructuring initiatives within the Department of Agriculture, Food and Rural Development, broken down by initiative, for the fiscal year 2002-2003?

The following Written Question was rejected:

- WQ33.** Moved by Dr. Taft on behalf of Ms Blakeman:
What measures has the Department of Justice taken to establish statistical measures to determine the number of grandparents who apply to the courts for access rights to their grandchildren; the number who are successful when applying for access; and the number who are unsuccessful when applying for access?

The following Written Questions were ordered to stand:

WQ2, WQ3, WQ6, WQ7, WQ8, WQ9, WQ10, WQ11, WQ12, WQ13, WQ14, WQ16, WQ17, WQ18, WQ19, WQ20, WQ21, WQ22, WQ23, WQ24, WQ25, WQ26, WQ27, WQ28, WQ29, WQ30, WQ31, WQ32, WQ34, WQ35, WQ36, WQ37, WQ38, WQ39, WQ40, WQ41, WQ42, WQ43, WQ44, WQ45.

Motions for Returns

The following Motions for Returns were accepted:

MR21. Moved by Dr. Taft on behalf of Ms Carlson:

That an Order of the Assembly do issue for a Return showing:
Any report received by the Government from the Society for the Prevention of Cruelty to Animals in calendar years 2003, 2002, 2001, and 2000 regarding the well-being of animals at the Kneehill Animal Control and Rehabilitation Centre Ltd. (GuZoo).

MR43. Moved by Mr. Bonner on behalf of Ms Carlson:

That an Order of the Assembly do issue for a Return showing:
The total dollar amount allocated by the Department of Agriculture, Food and Rural Development to applied research and forage associations, broken down by the amount given to each association, for the fiscal year 2002-2003.

The following Motions for Returns were ordered to stand:

MR1, MR2, MR3, MR4, MR5, MR6, MR7, MR8, MR9, MR10, MR11, MR12, MR13, MR14, MR15, MR16, MR17, MR18, MR19, MR20, MR22, MR23, MR24, MR25, MR26, MR27, MR28, MR29, MR30, MR31, MR32, MR33, MR34, MR35, MR36, MR37, MR38, MR39, MR40, MR41, MR42, MR44, MR45, MR46, MR47, MR48, MR49, MR50, MR51, MR52, MR53, MR54, MR55, MR56, MR57, MR58, MR59, MR60, MR61, MR62, MR63, MR64, MR65, MR66, MR67, MR68, MR69, MR70, MR71, MR72, MR73, MR74, MR75, MR76, MR77, MR78, MR79, MR80, MR81, MR82, MR83.

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 assumed the Chair.

The following Bill was reported:

Bill 201 Safety Codes (Barrier-free Design and Access) Amendment Act, 2004 —
Mr. Lougheed

Hon. Mr. Hancock, Government House Leader requested and received the unanimous consent of the Assembly to call it 5:15 p.m.

Consideration of Her Honour the Lieutenant Governor's Speech (Day 10)

Pursuant to Standing Order 19(1)(c), at 5:15 p.m. the Deputy Speaker immediately put the question on the following motion which was agreed to:

Moved by Mr. Griffiths and seconded by Mr. Herard:

That an humble address be presented to Her Honour the Lieutenant Governor as follows:

To Her Honour Mrs. Lois E. Hole, C.M., the Lieutenant Governor of the Province of Alberta:

We, Her Majesty's most dutiful and loyal subjects, the Legislative Assembly, now assembled, beg leave to thank Your Honour for the gracious speech Your Honour has been pleased to address to us at the opening of the present session.

Government Motions

10. Moved by Hon. Mr. Hancock on behalf of Hon. Mr. Klein:

Be it resolved that the Address in Reply to the Speech from the Throne be engrossed and presented to Her Honour the Honourable the Lieutenant Governor by such Members of the Assembly as are Members of Executive Council.

The question being put, the motion was agreed to.

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 5:10 p.m. until 8:00 p.m.

MONDAY, MARCH 8, 2004 — 8:00 P.M.

Motions Other Than Government Motions

502. Moved by Mr. Mason:

Be it resolved that the Legislative Assembly urge the Government to eliminate seniors' health care premiums immediately and phase out premiums for all Albertans within three years.

A debate followed.

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

For the motion: 6

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|---------|-------|------------|
| Carlson | Masyk | Taft |
| Mason | Pannu | Vandermeer |

Against the motion: 33

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|-----------|------------|------------|
| Abbott | Horner | Pham |
| Broda | Lord | Rathgeber |
| Calahasen | Lougheed | Renner |
| Cenaiko | Lukaszuk | Snelgrove |
| Doerksen | Lund | Stelmach |
| Evans | Magnus | Stevens |
| Forsyth | McClelland | Strang |
| Friedel | McFarland | Tarchuk |
| Graham | Melchin | Taylor |
| Griffiths | O'Neill | VanderBurg |
| Herard | Ouellette | Zwozdesky |

503. Moved by Rev. Abbott:

Be it resolved that the Legislative Assembly urge the Government to introduce legislation which would make special constables accountable to the Law Enforcement Review Board, and require special constables to take enhanced weapons training, thereby creating the appropriate conditions under which the Province could consider allowing the option of arming special constables with better defensive weapons such as tasers.

A debate followed.

Mr. Magnus, Hon. Member for Calgary-North Hill, moved the motion be amended

- (a) by striking out “make special constables accountable” and substituting “provide the option of making special constables accountable”;
- (b) by striking out “enhanced weapons training” and substituting “enhanced training”; and
- (c) by striking out the following:

“, thereby creating the appropriate conditions under which the Province could consider allowing the option of arming special constables with better defensive weapons such as tasers.”

A debate followed on the amendment.

Pursuant to Standing Order 8(3), debate adjourned on the amendment, Mr. Cenaiko speaking.

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)

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

The following Bill was reported:

Bill 12 Financial Administration Amendment Act, 2004 — Mr. McFarland

Second Reading

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

Bill 15 Fiscal Responsibility Amendment Act, 2004 — Hon. Mrs. Nelson

Adjournment

On motion by Hon. Mr. Zwozdesky, Deputy Government House Leader, the Assembly adjourned at 9:40 p.m. until Tuesday, March 9, 2004, at 1:30 p.m.

Hon. Ken Kowalski,
Speaker

Title: Monday, March 8, 2004