



**Legislative Assembly
Province of Alberta**

No. 44

VOTES AND PROCEEDINGS

First Session

Twenty-Sixth Legislature

Wednesday, November 16, 2005

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

Speaker's Comment

The Speaker commented that on this day in 1966, the voice of the New Democrat Party was heard for the first time in the Legislative Assembly of Alberta when the New Democrat Member for Pincher Creek-Crowsnest, Garth Turcott, spoke during the debate on the Speech from the Throne. Mr. Turcott was elected in a by-election as a result of the death of Social Credit Member William Kovach. He was defeated in the next provincial general election on May 23, 1967, by Social Credit Member Charles Drain. There was not another New Democrat Member elected until the general election of August 30, 1971, when Grant Notley was elected to represent the constituency of Spirit River-Fairview.

Members' Statements

Mr. Knight, Hon. Member for Grande Prairie-Smoky, made a statement regarding a trail from Edson to Grande Prairie commemorated in a recent historical documentary film.

Mr. Danyluk, Hon. Member for Lac La Biche-St. Paul, made a statement regarding M tis Week in Alberta, November 13-19, 2005.

Mr. Pham, Hon. Member for Calgary-Montrose, made a statement regarding the volunteer efforts of the Vietnamese Cao Daist Society of Calgary and the Applewood Park Community Association.

Mr. Chase, Hon. Member for Calgary-Varsity, made a statement urging the Government to designate the Castle wilderness a wildland provincial park as a legacy to Andy Russell.

Mr. Agnihotri, Hon. Member for Edmonton-Ellerslie, made a statement regarding the International Day for Tolerance, November 16, 2005.

Mr. Johnson, Hon. Member for Wetaskiwin-Camrose, made a statement regarding International Education Week, November 14-18, 2005.

Presenting Petitions

Mr. Elsalhy, Hon. Member for Edmonton-McClung, presented a petition from 46 Albertans requesting the Government introduce legislation requiring schools to eliminate fees charged for textbooks, locker rentals, field trips, physical fitness programs, and music classes.

Mr. Bonko, Hon. Member for Edmonton-Decore, presented a petition from 79 Albertans requesting the Government introduce legislation declaring a moratorium on any future expansion of confined feeding operations with a view to phasing out existing operations within the next three years.

Mr. Backs, Hon. Member for Edmonton-Manning, presented a petition from 100 Albertans urging the Government to prohibit the importation of temporary foreign workers in oil sands facilities and on pipelines until several Albertan and Canadian groups have been accessed.

Introduction of Bills (First Reading)

Notice having been given:

Bill 49 Police Amendment Act, 2005 (No. 2) — Hon. Mr. Cenaiko

Tabling Returns and Reports

Hon. Mrs. McClellan, Minister of Finance:

Document dated November 2005, entitled “Cost Breakdown of Government Brochure on the Surplus”

Sessional Paper 539/2005

Hon. Mrs. McClellan, Minister of Finance, on behalf of Hon. Mr. Stelmach, Minister of International and Intergovernmental Relations:

Response to Written Question WQ6, asked for by Mr. MacDonald on behalf of Ms Pastoor on April 11, 2005:

How much money is being spent on leasing accommodation for the Alberta representative in Washington, D.C. for the 2004-05 fiscal year?

Sessional Paper 540/2005

Hon. Mr. Stevens, Deputy Government House Leader, on behalf of Hon. Mr. Hancock, Government House Leader:

Memorandum dated November 16, 2005, from Hon. Mr. Hancock, Government House Leader, to Ms Blakeman, Official Opposition House Leader, and Mr. Martin, Opposition House Leader, outlining the Fall 2005 Supplementary Estimates Schedule

Sessional Paper 541/2005

Mr. Johnson, Hon. Member for Wetaskiwin-Camrose, on behalf of Hon. Mr. Hancock, Minister of Advanced Education:

Brochure, undated, entitled "International Education, An Action Plan for the Future" prepared by Alberta Advanced Education

Sessional Paper 542/2005

Brochure, undated, entitled "Destination, Study in Alberta" prepared by Alberta Advanced Education

Sessional Paper 543/2005

Ms Blakeman, Hon. Member for Edmonton-Centre:

E-mail message dated November 8, 2005, from Tena Wiebe of Edmonton to Hon. Ms Evans, Minister of Health and Wellness, expressing concern regarding the recent hiring of Aon Consulting to study private health insurance and regarding the need for a commitment from the Government to fund staff required for new hospitals and hospital beds

Sessional Paper 544/2005

E-mail message dated November 7, 2005, from S. Sexauer to Ms Blakeman, Hon. Member for Edmonton-Centre, expressing concern that her relative waited in an Edmonton hospital emergency room for three days after suffering a stroke and regarding the need for a commitment from the Government to fund staff required for new hospitals and hospital beds

Sessional Paper 545/2005

Letter dated July 20, 2005, unsigned, from Verna M. Pollack of Calgary to Hon. Ms Evans, Minister of Health and Wellness, requesting the Government provide funding for Herceptin, a therapy used to treat breast cancer

Sessional Paper 546/2005

E-mail message dated July 27, 2005, from Robert Pollack on behalf of his mother, Verna Pollack, to Ms Blakeman, Hon. Member for Edmonton-Centre, requesting the Government provide funding for Herceptin, a therapy used to treat breast cancer

Sessional Paper 547/2005

Mr. Elsalhy, Hon. Member for Edmonton-McClung:

Report dated November 4, 2005, entitled "The Federal Accountability Act, Stephen Harper's commitment to Canadians to clean up government" prepared by the Federal Conservative Party

Sessional Paper 548/2005

Mr. Agnihotri, Hon. Member for Edmonton-Ellerslie:

E-mail message dated October 26, 2005, from Barbara White of Edmonton to Mr. Agnihotri, Hon. Member for Edmonton-Ellerslie, expressing concern over her four-hour wait at the Grey Nuns Hospital emergency room

Sessional Paper 549/2005

Dr. Swann, Hon. Member for Calgary-Mountain View:

News release dated November 15, 2005, entitled "Proposed EnCana development in the Suffield National Wildlife Area could set precedent for other Federal Protected Areas" prepared by the Canadian Parks and Wilderness Society, Edmonton Chapter

Sessional Paper 550/2005

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

Brochure, undated, entitled "Introduction to Cooperative Housing" prepared by Artspace

Sessional Paper 551/2005

Dr. Miller, Hon. Member for Edmonton-Glenora:

5 letters dated October 29, 2005, from Edmonton residents to Hon. Mr. Stevens, Minister of Justice and Attorney General, requesting that his office seek the prosecution of Chinese Consular officials involved in the willful promotion of hatred against Falun Gong

Sessional Paper 552/2005

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

Brochure, undated, entitled "The Third Way or the Third Hoax" prepared by the Seniors' Action and Liaison Team (SALT)

Sessional Paper 553/2005

Letter dated November 9, 2005, from Irene Payne of Edmonton to Hon. Mr. Klein, Premier, expressing opposition to private health care and suggesting the Government cancel their contract with Aon Consulting
Sessional Paper 554/2005

Tablings to the Clerk

Clerk of the Assembly on behalf of Hon. Mrs. McClellan, Minister of Finance:

Pursuant to the Government Accountability Act, cG-7, s10, Government of Alberta 2004-05 Annual Report

Sessional Paper 555/2005

Pursuant to the Government Accountability Act, cG-7, s8(1), Budget 2005, 2005-06 Quarterly Budget Report, Q1 Fiscal Update

Sessional Paper 556/2005

Pursuant to the Government Accountability Act, cG-7, s8(1), Budget 2005, 2005-06 Quarterly Budget Report, Q1 Activity Report

Sessional Paper 557/2005

Pursuant to the Members of the Legislative Assembly Pension Plan Act, cM-12, s4, Members of the Legislative Assembly Pension Plan, Annual Report for the year ended March 31, 2005

Sessional Paper 558/2005

Pursuant to the Insurance Act, cI-3, s655(2), Alberta Automobile Insurance Rate Board, Annual Report for Year Ending December 31, 2004

Sessional Paper 559/2005

Pursuant to the Securities Act, cS-4, s20(2), Alberta Securities Commission, 2005 Annual Report

Sessional Paper 560/2005

Clerk of the Assembly on behalf of Hon. Mrs. McClellan, Minister of Finance:

ATB (Alberta Treasury Branch) Financial, Annual Report 2005

Sessional Paper 561/2005

Clerk of the Assembly, pursuant to the Legislative Assembly Act, cL-9, s45 and the Government Accountability Act, cG-7, s14 on behalf of:

Hon. Ms Calahasen, Minister of Aboriginal Affairs and Northern Development:

Aboriginal Affairs and Northern Development, Annual Report 2004-2005

Sessional Paper 562/2005

Hon. Mr. Hancock, Minister of Advanced Education:

Alberta Advanced Education, Annual Report 2004-2005

Sessional Paper 563/2005

- Hon. Mr. Horner, Minister of Agriculture, Food and Rural Development:
 Alberta Agriculture, Food and Rural Development, Annual Report 2004-2005
 Sessional Paper 564/2005
- Hon. Mrs. Forsyth, Minister of Children's Services:
 Alberta Children's Services, Annual Report 2004-2005
 Sessional Paper 565/2005
- Hon. Mr. Mar, Minister of Community Development:
 Annual Report, Alberta Community Development, for the Fiscal Year Ended
 March 31, 2005
 Sessional Paper 566/2005
- Hon. Mr. Dunford, Minister of Economic Development:
 Alberta Economic Development, 2004-2005 Annual Report
 Sessional Paper 567/2005
- Hon. Mr. Zwozdesky, Minister of Education:
 Alberta Education, Annual Report 2004/05
 Sessional Paper 568/2005
- Hon. Mr. Melchin, Minister of Energy:
 Alberta Ministry of Energy, 2004-2005 Annual Report
 Sessional Paper 569/2005
- Hon. Mr. Boutilier, Minister of Environment:
 Ministry of Environment, 2004-05 Annual Report
 Sessional Paper 570/2005
- Hon. Mr. Klein, Premier:
 Executive Council, Annual Report 2004-2005
 Sessional Paper 571/2005
- Hon. Mrs. McClellan, Minister of Finance:
 Alberta Finance, Annual Report 2005, for the fiscal year ended March 31, 2005
 Sessional Paper 572/2005
- Hon. Mr. Graydon, Minister of Gaming:
 Alberta Gaming, 2004-2005 Annual Report
 Sessional Paper 573/2005
- Hon. Mr. Lund, Minister of Government Services:
 Annual Report, Alberta Government Services, 2004-2005
 Sessional Paper 574/2005

Hon. Ms Evans, Minister of Health and Wellness:

Alberta Ministry of Health and Wellness, Annual Report 2004/2005, Section I
Sessional Paper 575/2005

Alberta Ministry of Health and Wellness, Annual Report 2004/2005, Section II
Sessional Paper 576/2005

Hon. Mr. Cardinal, Minister of Human Resources and Employment:

Human Resources and Employment, Ministry Annual Report 2004/2005
Sessional Paper 577/2005

Hon. Dr. Oberg, Minister of Infrastructure and Transportation:

Alberta Infrastructure and Transportation, Annual Report 2004-2005
Sessional Paper 578/2005

Hon. Mr. Doerksen, Minister of Innovation and Science:

Alberta Innovation and Science, Annual Report 2004-2005 (includes Alberta Science and Research Authority, Alberta Research Council Inc., Alberta Informatics Circle of Research Excellence Inc., Alberta Heritage Foundation for Medical Research, and Alberta Heritage Foundation for Science and Engineering Research)

Sessional Paper 579/2005

Hon. Mr. Stelmach, Minister of International and Intergovernmental Relations:

Alberta International and Intergovernmental Relations, Annual Report 2004-05
Sessional Paper 580/2005

Hon. Mr. Stevens, Minister of Justice and Attorney General:

Alberta Justice, Annual Report, 2004-05
Sessional Paper 581/2005

Hon. Mr. Renner, Minister of Municipal Affairs:

Alberta Municipal Affairs, 2004-2005 Annual Report
Sessional Paper 582/2005

Hon. Mr. Ouellette, Minister of Restructuring and Government Efficiency:

Restructuring and Government Efficiency, Annual Report 2004-2005
Sessional Paper 583/2005

Hon. Mrs. Fritz, Minister of Seniors and Community Supports:

Alberta Seniors and Community Supports, Annual Report 2004/2005
Sessional Paper 584/2005

Hon. Mr. Cenaiko, Solicitor General:

Alberta Solicitor General, Annual Report 2004-2005
Sessional Paper 585/2005

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

Ministry of Sustainable Resource Development, Annual Report 2004-2005
Sessional Paper 586/2005

Clerk of the Assembly on behalf of Hon. Mr. Horner, Minister of Agriculture, Food and Rural Development, pursuant to the Agriculture Financial Services Act, cA-12, s15:

Agriculture Financial Services Corporation, Annual Report 2004-2005
Sessional Paper 587/2005

Clerk of the Assembly on behalf of Mr. Liepert, Chair, Alberta Heritage Savings Trust Fund Committee:

Alberta Heritage Savings Trust Fund, 2005 Annual Report
Sessional Paper 588/2005

Alberta Heritage Savings Trust Fund, 2005-06 First Quarter Update
Sessional Paper 589/2005

Clerk of the Assembly on behalf of Hon. Mr. Klein, Premier, pursuant to the Premier's Council on Alberta's Promise Act, cP-20.5, s7(2):

Alberta's Promise Partners' Report 2004
Sessional Paper 590/2005

Clerk of the Assembly on behalf of Hon. Mr. Stevens, Minister of Justice and Attorney General, pursuant to the Legal Profession Act, cL-8, s124(2):

Alberta Law Foundation, Thirty-second Annual Report 2005 (Fiscal Year Ended March 31st)
Sessional Paper 591/2005

Alberta Law Foundation, Audited Financial Statements and Other Financial Information, Year ended March 31, 2005
Sessional Paper 592/2005

Point of Privilege - Raised by Mr. Mason

Further to the point of privilege raised under Standing Order 15 by Mr. Mason on November 15, 2005, the Speaker heard from Hon. Mr. Boutilier and Mr. Martin.

The Speaker indicated he would rule on the matter by November 21, 2005.

ORDERS OF THE DAY

Message From His Honour the Honourable the Lieutenant Governor

Hon. Mrs. McClellan, Minister of Finance, delivered a Message from His Honour the Honourable the Lieutenant Governor.

The Speaker read the Message to the Assembly (Members standing).

Hon. Mrs. McClellan, Minister of Finance, tabled the following budget-related documents:

Pursuant to the Government Accountability Act, cG-7, s8(1):

2005-06 Supplementary Estimates, General Revenue Fund and Lottery Fund
Sessional Paper 593/2005

Government of Alberta Second Quarter Fiscal Update, 2005-06 Quarterly Budget Report

Sessional Paper 594/2005

Government of Alberta Second Quarter Activity Report, 2005-06 Quarterly Budget Report

Sessional Paper 595/2005

Hon. Mrs. McClellan, Minister of Finance, then tabled the following budget-related document, on behalf of Mr. Liepert, Chair, Alberta Heritage Savings Trust Fund Committee:

Alberta Heritage Savings Trust Fund, 2005-06 Second Quarter Update for the six months ended September 30, 2005

Sessional Paper 596/2005

Government Motions

22. Moved by Hon. Mrs. McClellan:

Be it resolved that the Message from His Honour, the Honourable the Lieutenant Governor, the 2005-06 Supplementary Estimates for the General Revenue Fund and Lottery Fund, and all matters connected therewith, be referred to Committee of Supply.

A debate followed.

The question being put, the motion was agreed to.

23. Moved by Hon. Mrs. McClellan:

Be it resolved that pursuant to Standing Order 58(9), the number of days that Committee of Supply will be called to consider the 2005-06 Supplementary Estimates for the General Revenue Fund and Lottery Fund shall be three days.

The question being put, the motion was agreed to.

Government Bills and Orders

Second Reading

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

Bill 45 Maternal Tort Liability Act — Mr. Oberle

A debate followed.

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

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

Bill 46 Criminal Notoriety Act — Mrs. Jablonski

A debate followed.

Dr. Miller moved adjournment of the debate, which was agreed to.

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

Bill 48 Justice of the Peace Amendment Act, 2005 — Hon. Mr. Stevens

Adjournment

On motion by Hon. Mr. Stevens, Deputy Government House Leader, that it be called 5:30 p.m., the Assembly adjourned at 5:20 p.m. until 8:00 p.m.

WEDNESDAY, NOVEMBER 16, 2005 — 8:00 P.M.

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 with some amendments:

Bill 9 Post-secondary Learning Amendment Act, 2005 — Hon. Mr. Hancock

Mr. Rogers, 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.

Second Reading

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

Bill 43 Alberta Resource Rebate Statutes Amendment Act, 2005 (\$) — Hon.
Mrs. McClellan

A debate followed.

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

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned
at 10:01 p.m. until Thursday, November 17, 2005, at 1:30 p.m.

Hon. Ken Kowalski,
Speaker

Title: Wednesday, November 16, 2005