



**Legislative Assembly
Province of Alberta**

No. 47

VOTES AND PROCEEDINGS

First Session

Twenty-Sixth Legislature

Tuesday, November 22, 2005

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

Speaker's Statement

The Speaker made a statement congratulating Mr. Martin, Hon. Member for Edmonton-Beverly-Clareview, on his return to the Legislative Assembly and 27 other Members of the Legislative Assembly elected for their first time on November 22, 2004.

Members' Statements

Mr. Cao, Hon. Member for Calgary-Fort, made a statement regarding international students in the Alberta school system.

Mrs. Ady, Hon. Member for Calgary-Shaw, made a statement congratulating first-year teachers Shane Clark, Kristy Purcell, Fred Wilkes, Erin Bodnar, Stephen Kotkas, and Brandon Fletcher, recipients of an Edwin Parr Education Award.

Ms Haley, Hon. Member for Airdrie-Chestermere, made a statement regarding Alberta Centennial events held in Airdrie.

Mr. Rodney, Hon. Member for Calgary-Lougheed, made a statement regarding the accomplishments of the Alberta Alcohol and Drug Abuse Commission (AADAC).

Mr. Flaherty, Hon. Member for St. Albert, made a statement regarding the need to promote and provide more funding for vocational education.

Mr. Mason, Hon. Leader of the New Democrat Opposition, made a statement regarding the Alberta New Democrats' vision for resource revenues.

Speaker's Comment

The Speaker commented that a Special Session of the Legislative Assembly wrapped up on this day in 1938. The Session was called primarily to deal with legislation regarding oil and gas conservation in the province. The sitting lasted from November 15 to November 22 and resulted in the passage of eight Bills. Bill 1, An Act for the Conservation of the Oil and Gas Resources of the Province of Alberta, gave the Oil and Gas Conservation Board the power to enforce its regulations. At that time the question of conservation had been an issue for Members for over 10 years.

Presenting Reports by Standing and Special Committees

Dr. Brown, Chair, Select Standing Committee on Private Bills, presented the following report:

Mr. Speaker, the Select Standing Committee on Private Bills has had a certain Bill under consideration and wishes to report as follows:

The Committee recommends that the following Private Bill proceed with an amendment:

Bill Pr4 Brooklynn Hannah George Rewega Right of Civil Action Act —
Mr. Oberle

Dr. Brown, Chair, Select Standing Committee on Private Bills, tabled copies of an amendment considered by the Select Standing Committee on Private Bills on this date for the official records of the Assembly.

Proposed amendment to Bill Pr4, Brooklynn Hannah George Rewega Right of Civil Action Act

Sessional Paper 647/2005

Mr. Speaker, I request concurrence of the Assembly in this recommendation.

The question being put, concurrence in the report was granted.

Presenting Petitions

Mrs. Mather, Hon. Member for Edmonton-Mill Woods, presented a petition from 20 Edmonton residents requesting an increase in AISH (Assured Income for the Severely Handicapped) rates based on the Government's low-income review.

Mr. Backs, Hon. Member for Edmonton-Manning, presented a petition from 106 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.

Mr. Eggen, Hon. Member for Edmonton-Calder, presented a petition from 509 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.

Tabling Returns and Reports

Hon. Mr. Hancock, Government House Leader, on behalf of Hon. Mrs. McClellan, Minister of Finance:

Response to Written Question WQ36, asked for by Mr. Miller on November 21, 2005:

What steps has the Department of Finance taken in 2004 since the receipt of the Auditor General's 2003-04 Annual Report recommending that ATB Investment Services Inc., ATB Investment Management Inc., and ATB Securities Inc. enhance their control processes to ensure they meet regulatory requirements?

Sessional Paper 648/2005

Mr. Rodney, Hon. Member for Calgary-Lougheed, pursuant to the Alcohol and Drug Abuse Act, cA-38, s12:

AADAC (Alberta Alcohol and Drug Abuse Commission), Annual Report 2004-2005

Sessional Paper 649/2005

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

Letter dated November 15, 2005, from Steve Olsson, Kane Veterinary Supplies Ltd., expressing opposition to a proposed amendment to the Veterinary Profession Act

Sessional Paper 650/2005

Series of e-mail messages dated November 2001 between Robert Hemstock, Ricardo Shillingford, Executive Assistant to the Minister of Energy, and Larry Charach regarding Cabinet and ministerial approval of a division regulation

Sessional Paper 651/2005

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

E-mail message dated November 8, 2005, from Janice Radloff of Edmonton to Mr. Agnihotri, Hon. Member for Edmonton-Ellerslie, proposing changes to legislation dealing with the custody of children

Sessional Paper 652/2005

Dr. Pannu, Hon. Member for Edmonton-Strathcona, on behalf of Mr. Mason, Hon. Leader of the New Democrat Opposition:

Letter dated October 17, 2005, from Alice L. Williamson of Red Deer to Mrs. Jablonski, Hon. Member for Red Deer-North, expressing opposition to the Government's plans to modify health care

Sessional Paper 653/2005

Letter dated November 2005 from Reverend Lynn Maki, Executive Secretary, United Church of Alberta, to Hon. Mr. Klein, Premier, outlining a motion agreed to by the Executive of the Alberta and Northwest Conference on October 5, 2005, regarding several social and economic issues

Sessional Paper 654/2005

Hon. Mr. Kowalski, Speaker of the Legislative Assembly, pursuant to the Ombudsman Act, cO-8, s28:

Alberta Ombudsman, 38th Annual Report for the period April 1, 2004 through March 31, 2005

Sessional Paper 655/2005

Tablings to the Clerk

Clerk of the Assembly on behalf of Hon. Mrs. McClellan, Minister of Finance, pursuant to the Conflicts of Interest Act, cC-23, s16(5) and the Legislative Assembly Act, cL-9, s37(4):

Report of Selected Payments to Members and Former Members of the Legislative Assembly and Persons Directly Associated with Members of the Legislative Assembly for the Year Ended March 31, 2005

Sessional Paper 656/2005

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

Report entitled "General Revenue Fund, Details of Grants, Supplies and Services, Capital Assets and Other, by Payee for the Year Ended March 31, 2005"

Sessional Paper 657/2005

Clerk of the Assembly on behalf of Hon. Mr. Cardinal, Minister of Human Resources and Employment:

Alberta Dental Association and College, 2004 Radiation Health and Safety Program, Annual Report, January 1, 2004 - December 31, 2004, with attached Alberta Dental Association and College Radiation Administration Program, Financial Statements, dated December 31, 2004

Sessional Paper 658/2005

Alberta Veterinary Medical Association, Radiation Protection Program, 2004 Annual Report

Sessional Paper 659/2005

College of Chiropractors of Alberta, Radiation Health Administrative Organization, Annual Report, Year End June 30, 2005, with attached College of Chiropractors of Alberta, Financial Statements, dated June 30, 2005

Sessional Paper 660/2005

College of Physicians and Surgeons of Alberta, Radiation Health Administrative Organization, Annual Report for the period April 1, 2004 - March 31, 2005

Sessional Paper 661/2005

University of Alberta, Authorized Radiation Health Administrative Organization, Annual Report 2004-2005

Sessional Paper 662/2005

University of Calgary, Radiation Health Administration Organization, Annual Report for the period April 1, 2004 to March 31, 2005, with attached University of Calgary, Authorized Radiation Health Administration Organization, Financial Statements for the years ended March 31, 2004 and March 31, 2005

Sessional Paper 663/2005

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 664/2005

Clerk of the Assembly on behalf of Hon. Mr. Horner, Minister of Agriculture, Food and Rural Development, pursuant to the Marketing of Agricultural Products Act, cM-4, s14(2):

Alberta Agricultural Products Marketing Council, Annual Report 2002-2003

Sessional Paper 665/2005

Hon. Mr. Horner, Minister of Agriculture, Food and Rural Development, pursuant to the Brand Act, cB-6, s24(3), the Livestock Identification and Brand Inspection Act, cL-16, s38(3), the Livestock and Livestock Products Act, cL-18, s46(3), and the Stray Animals Act, cS-20, s33(3):

Livestock Identification Services Ltd., Manager's Report, April 1, 2004 to March 31, 2005, with attached Livestock Identification Services Ltd., Financial Statements for the year ended March 31, 2005

Sessional Paper 666/2005

Clerk of the Assembly on behalf of Hon. Mr. Melchin, Minister of Energy:

Return to Order of the Assembly MR8, asked for by Mr. Eggen on April 11, 2005:

A copy of the P2406 Sour Gas Blowout Ignition Study, or a copy of the most recent draft of the study, prepared by the Bercha Group of Calgary for the Department of Energy.

Sessional Paper 667/2005

Speaker's Ruling - Duplication of Bills

The Chair needs to update the Assembly with respect to two Bills. Bill 47, Alberta Association of Former MLAs Act, is now at Committee of the Whole stage having passed Second Reading in the afternoon of November 15, 2005. Members will note that the Bill is virtually identical to Bill 207 which has the same title and has yet to come up for Second Reading. The authorities are clear that no two Bills that are virtually the same can proceed after the House has made a decision on one. The House has already made a decision with respect to Second Reading of Bill 47 so Bill 207 will not be proceeded with and will come off the Order Paper.

ORDERS OF THE DAY

Committee of Supply (Day 2 — Supplementary Estimates)

According to Order, the Assembly resolved itself into Committee of Supply.

(Assembly in Committee)

And after some time spent therein, the Deputy Speaker assumed the Chair and Mr. Johnson reported as follows:

Mr. Speaker:

The Committee of Supply has had under consideration certain resolutions of the 2005-06 Supplementary Estimates, General Revenue Fund and Lottery Fund, reports as follows, and requests leave to sit again:

Resolved that a sum not exceeding the following be granted to Her Majesty for the fiscal year ending March 31, 2006, for the Departments and purposes indicated:

Advanced Education

Expense and Equipment / Inventory Purchases	\$99,000,000
---	--------------

Gaming

Expense	\$75,000,000
Lottery Fund Payments	\$5,000,000

Mr. Speaker, the Committee of Supply has also had under consideration certain resolutions of the Department of Infrastructure and Transportation, reports progress thereon, and requests leave to sit again.

The question being put, the report and the request for leave to sit again were agreed to.

Government Bills and Orders

Second Reading

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

Bill 44 Residential Tenancies Amendment Act, 2005 (No. 2) — Hon. Mr. Lund

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

Third Reading

The following Bill was read a Third time and passed:

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

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 5:24 p.m. until 8:00 p.m.

TUESDAY, NOVEMBER 22, 2005 — 8:00 P.M.

Government Bills and Orders

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.

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

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

Bill 44 Residential Tenancies Amendment Act, 2005 (No. 2) — Hon. Mr. Lund

Bill 50 Workers' Compensation Amendment Act, 2005 (No. 2) — Mr. Magnus

Committee of the Whole

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

(Assembly in Committee)

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

The following Bill was reported:

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

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 10:32 p.m. until Wednesday, November 23, 2005, at 1:30 p.m.

Hon. Ken Kowalski,
Speaker

Title: Tuesday, November 22, 2005