



**Legislative Assembly
Province of Alberta**

No. 39

VOTES AND PROCEEDINGS

First Session

Twenty-Seventh Legislature

Tuesday, October 28, 2008

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

Members' Statements

Mr. Doerksen, Hon. Member for Strathmore-Brooks, made a statement regarding the Cactus Pheasant Classic curling event to be held in Brooks from October 30 to November 2, 2008.

Mr. Oberle, Hon. Member for Peace River, made a statement regarding the World's Longest Walk held on October 25, 2008, in support of organ and tissue donation awareness, and recognizing the efforts of volunteer Maria Stranaghan.

Ms Woo-Paw, Hon. Member for Calgary-Mackay, made a statement recognizing the 300th anniversary of the Sikh Scriptures, Sri Guru Granth Sahib Ji.

Mr. Bhardwaj, Hon. Member for Edmonton-Ellerslie, made a statement recognizing October 28, 2008, as Diwali, also known as the Festival of Lights, an important event in the Indian culture.

Mr. Hehr, Hon. Member for Calgary-Buffalo, made a statement regarding Scarboro United Church in Calgary which now recognizes men and women as ministers of the faith regardless of their sexual orientation.

Mr. Fawcett, Hon. Member for Calgary-North Hill, made a statement recognizing the 18 members of the Alberta Youth Secretariat.

Speaker's Statement - Electoral Boundaries

By current law this Legislature must deal with the boundaries of Alberta's 83 constituencies prior to the next provincial election, assuming the normal pattern for Alberta elections.

Section 5 of the Electoral Boundaries Commission Act states that "Commissions are to be appointed during the first Session of a Legislature following every 2nd second general election after the appointment of the last Commission." However, section 5(3) states:

- (3) Notwithstanding subsection (2), if less than 8 years has elapsed since the appointment of the last Commission, the Commission is to be appointed
 - (a) no sooner than 8 years, and
 - (b) no later than 10 yearsafter the appointment of the last Commission.

The last Electoral Boundaries Commission was established on March 25, 2002. Therefore, under section 5(3) of the Act, the next commission could not be established until after March 25, 2010. Under the operation of sections 6 and 8 of the Act, the commission has seven months to submit a report to the Speaker, then five months to submit a final report. If the full year was taken, and assuming that the commission was established as soon as possible under the Act, the final report would not be submitted until March 26, 2011.

The Act could be amended to remove or amend subsection (3) so that a commission could be formed before the passage of eight years since the establishment of the last commission. The Act would also have to be amended if there was to be an increase or decrease from the current 83 constituencies.

On occasion some have confused the commission with a committee of the Assembly. The commission operates separately from the Assembly. The government brings in a Bill based on the commission's report. Under section 11 of the Act, the Assembly may approve, or approve with alterations, the proposals of the commission and the government shall introduce a Bill in accordance with the resolution.

In 1992 when the then Electoral Boundaries Commission failed to come to a single conclusion and issued reports from each commissioner, the Assembly established a committee, under the chairmanship of MLA (Member of the Legislative Assembly) Bob Bogle, to examine and report on electoral boundaries. The report was presented in the Assembly on January 25, 1993, and the legislation setting new constituency boundaries was passed on February 12, 1993.

Striking a committee of the Assembly was an exceptional circumstance. Section 9 of the Act now reads that "... the report of a majority ... is the report of the Commission, but if there is no majority, the report of the chair is the report of the Commission." The circumstances that led to the formation of a committee in 1993 no longer exist.

Presenting Petitions

Mr. Chase, Hon. Member for Calgary-Varsity, presented a petition from 35 Calgary residents requesting the Legislative Assembly pass legislation that will prohibit emotional bullying and psychological harassment in the workplace.

Introduction of Bills (First Reading)

Notice having been given:

Bill 42 Health Governance Transition Act — Hon. Mr. Liepert

Tabling Returns and Reports

Hon. Mr. Zwozdesky, Minister of Aboriginal Relations, pursuant to the Metis Settlements Act, cM-14, s211(2):

Metis Settlements Appeal Tribunal, 2007 Annual Report
Sessional Paper 426/2008

Mr. Chase, Hon. Member for Calgary-Varsity:

Program from the Canada Lands Company Peacekeepers Day ceremony held in Calgary on August 10, 2008
Sessional Paper 427/2008

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

Memorandum of Understanding on Governance dated May 29, 2008, between The Queen in Right of Alberta as represented by the Minister, Alberta Health and Wellness, the Alberta Health Services Board, and Charlotte Robb
Sessional Paper 428/2008

Report dated February 2008 entitled “Public Agencies Governance Framework” prepared by the Government of Alberta

Sessional Paper 429/2008

Tablings to the Clerk

Clerk of the Assembly on behalf of Hon. Mr. Goudreau, Minister of Employment and Immigration, pursuant to the Regulated Forestry Profession Act, cR-13, s4(2):

College of Alberta Professional Foresters, Annual Report 2007-08
Sessional Paper 430/2008

Clerk of the Assembly on behalf of Hon. Mr. Goudreau, Minister of Employment and Immigration, pursuant to the Government Organization Act, cG10, sch10, s10(3):

Alberta College and Association of Chiropractors Radiation Health Administrative Organization, Annual Report Year End June 30, 2008, with attached Alberta College and Association of Chiropractors Financial Statements dated June 30, 2008

Sessional Paper 431/2008

Alberta Dental Association and College 2006 Radiation Health and Safety Program, Annual Report, January 1, 2007 to December 31, 2007, with attached Alberta Dental Association and College Radiation Administration Program Financial Statements dated December 31, 2007

Sessional Paper 432/2008

Alberta Veterinary Medical Association Radiation Protection Program, 2007 Annual Report, with attached Auditor's Report on Radiation Protection Program dated November 16, 2007

Sessional Paper 433/2008

College of Physicians and Surgeons of Alberta Radiation Health Administrative Organization, Annual Report for the period of April 1, 2007 to March 31, 2008, with attached Auditor's Report dated March 16, 2008

Sessional Paper 434/2008

University of Alberta Authorized Radiation Health Administrative Organization, Annual Report 2007-2008

Sessional Paper 435/2008

University of Calgary Authorized Radiation Health Administration Organization, Annual Report for the period April 1, 2007 to March 31, 2008, with attached Financial Statements for the year ended March 31, 2008

Sessional Paper 436/2008

ORDERS OF THE DAY

Government Bills and Orders

Second Reading

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

Bill 24 Adult Guardianship and Trusteeship Act — Hon. Mrs. Jablonski

A debate followed.

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

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

Bill 18 Film and Video Classification Act — Hon. Mr. Blackett

A debate followed.

Debate adjourned.

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

Bill 36 Land Titles Amendment Act, 2008 — Dr. Brown

A debate followed.

Debate adjourned, Ms Blakeman speaking.

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

Bill 10 Security Services and Investigators Act — Mr. Anderson

Bill 34 Employment Pension Plans Amendment Act, 2008 — Dr. Brown

Adjournment

Pursuant to Standing Order 4(3), the Assembly adjourned at 5:30 p.m. until 7:30 p.m.

TUESDAY, OCTOBER 28, 2008 — 7:30 P.M.

Government Bills and Orders

Second Reading

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

Bill 36 Land Titles Amendment Act, 2008 — Dr. Brown

Third Reading

The following Bill was read a Third time and passed:

Bill 9 Land Agents Licensing Amendment Act, 2008 — Mr. Mitzel

Second Reading

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

Bill 27 Funeral Services Amendment Act, 2008 — Mr. Johnson

A debate followed.

Ms Notley 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 23 Weed Control Act — Mr. Mitzel

Bill 24 Adult Guardianship and Trusteeship Act — Hon. Mrs. Jablonski

Bill 38 Securities Amendment Act, 2008 — Mr. Fawcett

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 Bills were reported:

Bill 30 Alberta Evidence Amendment Act, 2008 — Mr. Bhullar

Bill 31 Financial Administration Amendment Act, 2008 — Hon. Mr. Snelgrove

Progress was reported on the following Bills:

Bill 32 Meat Inspection Amendment Act, 2008 — Mr. Griffiths

Bill 33 Agriculture Financial Services Amendment Act, 2008 (\$) — Hon. Mr. Groeneveld

Mr. Johnston, 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 33 (Hon. Member for Leduc-Beaumont-Devon) —
Adjourned debate

Sessional Paper 437/2008

Adjournment

On motion by Hon. Mr. Zwozdesky, Deputy Government House Leader, the Assembly adjourned at 10:07 p.m. until Wednesday, October 29, 2008, at 1:30 p.m.

Hon. Ken Kowalski,
Speaker

Title: Tuesday, October 28, 2008