



**Legislative Assembly  
Province of Alberta**

No. 46

## **VOTES AND PROCEEDINGS**

Fourth Session

Twenty-Seventh Legislature

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Tuesday, December 6, 2011

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

### **Members' Statements**

Mr. Elniski, Hon. Member for Edmonton-Calder, made a statement regarding the Realtors Community Foundation.

Mrs. Forsyth, Hon. Member for Calgary-Fish Creek, made a statement regarding negotiations for physician and health care funding, primary care networks, and the need for a judicial independent public inquiry into the health care system.

Mr. Cao, Hon. Member for Calgary-Fort, made a statement congratulating the winners of the 2011 Alberta Export Awards.

Mr. Sandhu, Hon. Member for Edmonton-Manning, made a statement regarding the Our Lady Queen of Peace Foundation.

Mrs. Leskiw, Hon. Member for Bonnyville-Cold Lake, made a statement regarding the Lakeland Centre for FASD (Fetal Alcohol Spectrum Disorder).

Dr. Taft, Hon. Member for Edmonton-Riverview, made a statement regarding private sector spending on health care in Canada.

### **Deputy Speaker's Statement - Pages of the Legislative Assembly**

On behalf of the Speaker and Members, Mr. Cao, Deputy Speaker, made a statement recognizing the Pages and presented them with a Christmas gift.

## **Presenting Petitions**

Mr. Hehr, Hon. Member for Calgary-Buffalo, presented a petition from 242 Albertans urging the Government to introduce amendments to Bill 26, Traffic Safety Amendment Act, 2011, that remove all administrative penalties for individuals operating a motorized vehicle with a blood alcohol concentration between 50 milligrams and 80 milligrams in 100 millilitres of blood.

## **Tabling Returns and Reports**

Hon. Mr. Hancock, Minister of Human Services, pursuant to the Premier's Council on Alberta's Promise Act, cP-20.5, s7(2):

Alberta's Promise, Annual Report 2011

Sessional Paper 610/2011

Hon. Mr. Johnson, Minister of Infrastructure:

St. Albert Gazette web site article dated November 23, 2011, entitled "Province issues fixes for controversial land bill"

Sessional Paper 611/2011

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

4 letters between Mr. MacDonald, Hon. Member for Edmonton-Gold Bar, Mr. Zwozdesky, Hon. Member for Edmonton-Mill Creek (former Minister of Health and Wellness), and Hon. Mr. Horne, Minister of Health and Wellness, regarding the closure of the therapeutic warm water pool at the Grey Nuns Community Hospital

Sessional Paper 612/2011

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

E-mail message dated December 2, 2011, from Ryan Lawrence to Dr. Swann, Hon. Member for Calgary-Mountain View, expressing concern regarding the availability of ambulances in Edmonton and surrounding communities

Sessional Paper 613/2011

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

Report, undated, entitled "National Health Expenditure Trends, 1975 to 2011" prepared by the Canadian Institute for Health Information

Sessional Paper 614/2011

Letter dated November 20, 2011, from Don Thompson of Calgary to Dr. Taft, Hon. Member for Edmonton-Riverview, expressing concern regarding Alberta exporting bitumen to the United States for processing

Sessional Paper 615/2011

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

E-mail message dated November 30, 2011, from Richard Waller, President, Foothills Industrial Products, to Mr. Taylor, Hon. Member for Calgary-Currie, expressing concern regarding the lack of available taxi cabs and alternate driver options in Calgary

Sessional Paper 616/2011

2 e-mail messages, the first dated December 1, 2011, from Kelly Pearn and the second dated December 3, 2011, from Pete Hind, both to Mr. Taylor, Hon. Member for Calgary-Currie, expressing concern regarding proposed changes to drinking and driving legislation

Sessional Paper 617/2011

Hon. Mr. Denis, Solicitor General and Minister of Public Security:

Letter dated December 2, 2011, from Arlene Yakeley, Chair, Edmonton Police Commission, to Hon. Mr. Denis, Solicitor General and Minister of Public Security, expressing support for Bill 26, Traffic Safety Amendment Act, 2011

Sessional Paper 618/2011

Drive and Stay Alive web site article, undated, entitled "International Blood Alcohol Limits"

Sessional Paper 619/2011

Calgary Herald article, undated, entitled "Here's 300 reasons why tougher impaired laws are needed"

Sessional Paper 620/2011

E-mail message dated December 4, 2011, from Dan Laville to Hon. Mr. Denis, Solicitor General and Minister of Public Security, expressing concern regarding proposed changes to drinking and driving legislation

Sessional Paper 621/2011

Supreme Court of British Columbia Reasons for Judgment of the Honourable Mr. Justice Sigurdson dated November 30, 2011, between Aman Preet Sivia, Carol Marion Beam, Jamie Allen Chisholm, and Scott Roberts and the British Columbia (Superintendent of Motor Vehicles) and the Attorney General of British Columbia

Sessional Paper 622/2011

## **Tablings to the Clerk**

Clerk of the Assembly on behalf of Hon. Mr. Denis, Solicitor General and Minister of Public Security:

Alberta Law Enforcement Review Board, 2010 Annual Report

Sessional Paper 623/2011

Clerk of the Assembly on behalf of Hon. Mr. Horner, President of Treasury Board and Enterprise, 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 the Members and Former Members of the Legislative Assembly and Persons Directly Associated with Members of the Legislative Assembly, Year Ended March 31, 2011

Sessional Paper 624/2011

Clerk of the Assembly on behalf of Hon. Mr. Danyluk, Minister of Transportation:

Return to Order of the Assembly MR1, asked for by Mr. Kang on March 21, 2011:

A copy of all reports, studies, financial forecasts, and any other materials prepared for Alberta Transportation regarding the construction of the proposed Calgary airport trail tunnel.

Sessional Paper 625/2011

## **ORDERS OF THE DAY**

### **Government Motions**

Hon. Mr. Hancock, Government House Leader, requested and received the unanimous consent of the Assembly to waive Standing Order 39(1)(a) to allow for consideration of Government Motions 34 and 35.

**34.** Moved by Hon. Mr. Denis:

Be it resolved that the following change to the Special Standing Committee on Members' Services be approved:

that Mr. MacDonald replace Ms Pastoor.

The question being put, the motion was agreed to.

**35.** Hon. Mr. Denis to propose the following motion:

Be it resolved that the following changes to the Standing Committee on Public Health and Safety be approved:

that Dr. Taft replace Ms Pastoor,

that Dr. Taft replace Ms Pastoor as Deputy Chair.

The question being put, the motion was agreed to.

32. Oral notice having been given on December 5, 2011, moved by Hon. Mr. Hancock:

Be it resolved that when further consideration of Bill 24, Health Quality Council of Alberta Act, is resumed, not more than one hour shall be allotted to any further consideration of the Bill in Committee of the Whole, at which time every question necessary for the disposal of the Bill at this stage shall be put forthwith.

Pursuant to Standing Order 21(3), Hon. Mr. Hancock and Mr. Chase commented on the time allocation motion.

The question being 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: 35

Allred	Fritz	Leskiw
Amery	Goudreau	Liepert
Berger	Griffiths	Mitzel
Bhullar	Groeneveld	Ouellette
Brown	Hancock	Prins
Campbell	Horne	Rogers
Cao	Horner	Sandhu
Danyluk	Jablonski	Vandermeer
DeLong	Jacobs	Weadick
Denis	Johnson	Woo-Paw
Drysdale	Klimchuk	Zwozdesky
Fawcett	Knight	

Against the motion: 10

Anderson	Kang	Sherman
Boutilier	MacDonald	Swann
Chase	Notley	Taft
Forsyth		

33. Oral notice having been given on December 5, 2011, moved by Hon. Mr. Hancock:

Be it resolved that when further consideration of Bill 26, Traffic Safety Amendment Act, 2011, is resumed, not more than one hour shall be allotted to any further consideration of the Bill in Committee of the Whole, at which time every question necessary for the disposal of the Bill at this stage shall be put forthwith.

Pursuant to Standing Order 21(3), Hon. Mr. Hancock and Mr. MacDonald commented on the time allocation motion.

The question being 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: 33

Allred	Goudreau	Liepert
Amery	Griffiths	McFarland
Bhullar	Groeneveld	Mitzel
Campbell	Hancock	Ouellette
Cao	Horne	Pastoor
Danyluk	Horner	Prins
DeLong	Jablonski	Rogers
Denis	Jacobs	Sandhu
Drysdale	Johnson	Vandermeer
Fawcett	Klimchuk	Woo-Paw
Fritz	Leskiw	Zwozdesky

Against the motion: 9

Anderson	Kang	Sherman
Chase	MacDonald	Swann
Forsyth	Notley	Taft

## **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)

The following Bill was taken under consideration:

Bill 24 Health Quality Council of Alberta Act — Hon. Mr. Horne

Pursuant to Government Motion 32 agreed to on December 6, 2011, and Standing Order 21(1), at 4:40 p.m. the question was immediately put on the amendment to Bill 24 (A4), introduced by the Hon. Member for Calgary-Mountain View, on December 6, 2011, that the Bill be amended in section 19 by striking out subsection (2), which was defeated.

Pursuant to Government Motion 32 agreed to on December 6, 2011, and Standing Order 21(1), at 4:40 p.m. the question was immediately put on the clauses of Bill 24, Health Quality Council of Alberta Act, which was agreed to.

Pursuant to Government Motion 32 agreed to on December 6, 2011, and Standing Order 21(1), at 4:40 p.m. the question was immediately put on the title and preamble to Bill 24, Health Quality Council of Alberta Act, which was agreed to.

Pursuant to Government Motion 32 agreed to on December 6, 2011, and Standing Order 21(1), at 4:41 p.m. the question was immediately put that Bill 24, Health Quality Council of Alberta Act, be reported, which was agreed to. With Mr. Cao at the Table, the names being called for were taken as follows:

For the motion: 32

Allred	Griffiths	Liepert
Amery	Groeneveld	Marz
Bhullar	Hancock	Mitzel
Campbell	Horne	Ouellette
Danyluk	Horner	Pastoor
DeLong	Jablonski	Prins
Denis	Jacobs	Rogers
Drysdale	Johnson	Sandhu
Fawcett	Klimchuk	Vandermeer
Fritz	Knight	Woo-Paw
Goudreau	Leskiw	

Against the motion: 9

Anderson	Forsyth	Notley
Boutilier	Kang	Sherman
Chase	MacDonald	Swann

The following Bill was taken under consideration:

Bill 26 Traffic Safety Amendment Act, 2011 — Hon. Mr. Danyluk

Pursuant to Government Motion 33 agreed to on December 6, 2011, and Standing Order 21(1), at 5:54 p.m. the question was immediately put on the clauses of Bill 26, Traffic Safety Amendment Act, 2011, which was agreed to.

Pursuant to Government Motion 33 agreed to on December 6, 2011, and Standing Order 21(1), at 5:54 p.m. the question was immediately put on the title and preamble to Bill 26, Traffic Safety Amendment Act, 2011, which was agreed to.

Pursuant to Government Motion 33 agreed to on December 6, 2011, and Standing Order 21(1), at 5:54 p.m. the question was immediately put that Bill 26, Traffic Safety Amendment Act, 2011, be reported, which was agreed to. With Mr. Cao at the Table, the names being called for were taken as follows:

For the motion: 28

Amery	Groeneveld	Leskiw
Bhullar	Hancock	Liepert
Campbell	Horne	Mitzel
Danyluk	Horner	Pastoor
DeLong	Jablonski	Prins
Denis	Jacobs	Sandhu
Drysdale	Johnson	Vandermeer
Fawcett	Klimchuk	Weadick
Goudreau	Knight	Woo-Paw
Griffiths		

Against the motion: 8

Anderson	Forsyth	Marz
Boutilier	Kang	Sherman
Chase	MacDonald	

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

The following Bills were reported with some amendments:

Bill 24 Health Quality Council of Alberta Act — Hon. Mr. Horne

Bill 26 Traffic Safety Amendment Act, 2011 — Hon. Mr. Danyluk

Mr. Goudreau, Acting Chair of Committees, tabled copies of all amendments considered by Committee of the Whole on this date for the official records of the Assembly.

Amendment to Bill 24 (A2) (introduced by the Hon. Member for Calgary-Varsity on behalf of the Hon. Member for Calgary-Mountain View on December 5, 2011) — Defeated

Sessional Paper 609/2011

Amendment to Bill 24 (A3) (Hon. Member for Calgary-Mountain View) — Ruled out of order by the Chair

Sessional Paper 626/2011

Amendment to Bill 24 (A4) (Hon. Member for Calgary-Mountain View) — Defeated

Sessional Paper 627/2011

## **Adjournment**

The Assembly adjourned at 6:09 p.m. until 7:30 p.m.



## Government Bills and Orders

### Third Reading

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

Bill 26 Traffic Safety Amendment Act, 2011 — Hon. Mr. Hancock on behalf of  
Hon. Mr. Danyluk

A debate followed.

During consideration of Bill 26, Traffic Safety Amendment Act, 2011, Hon. Mr. Hancock, Government House Leader, requested and received the unanimous consent of the Assembly to reduce the interval between division bells to one minute for the balance of the evening sitting.

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

For the motion: 30

Amery	Groeneveld	Mitzel
Bhullar	Hancock	Notley
Campbell	Horne	Olson
Danyluk	Horner	Prins
DeLong	Jablonski	Redford
Denis	Johnson	Renner
Drysdale	Klimchuk	Sandhu
Fawcett	Knight	Vandermeer
Goudreau	Leskiw	Weadick
Griffiths	Liepert	Woo-Paw

Against the motion: 7

Anderson	Hehr	Swann
Boutilier	Marz	Taft
Forsyth		

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

Bill 24 Health Quality Council of Alberta Act — Hon. Mr. Horne

A debate followed.

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

For the motion: 27

Amery	Griffiths	Mitzel
Bhullar	Hancock	Olson
Campbell	Horne	Ouellette
Danyluk	Horner	Prins
DeLong	Jablonski	Renner
Denis	Johnson	Sandhu
Drysdale	Klimchuk	Vandermeer
Fawcett	Leskiw	Weadick
Goudreau	Liepert	Woo-Paw

Against the motion: 7

Anderson	Hehr	Swann
Boutilier	Notley	Taft
Forsyth		

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

Bill 21 Election Amendment Act, 2011 — Hon. Mr. Olson

A debate followed.

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

For the motion: 28

Amery	Hancock	Mitzel
Bhullar	Hayden	Olson
Campbell	Horner	Ouellette
Danyluk	Jablonski	Prins
DeLong	Johnson	Renner
Denis	Klimchuk	Sandhu
Drysdale	Knight	Vandermeer
Fawcett	Leskiw	Weadick
Goudreau	Liepert	Woo-Paw
Griffiths		

Against the motion: 4

Anderson	Swann	Taft
Boutilier		

The following Bills were read a Third time and passed:

- Bill 21 Election Amendment Act, 2011 — Hon. Mr. Olson
- Bill 22 Justice and Court Statutes Amendment Act, 2011 — Ms Woo-Paw
- Bill 23 Land Assembly Project Area Amendment Act, 2011 — Hon. Mr. Johnson
- Bill 24 Health Quality Council of Alberta Act — Hon. Mr. Horne
- Bill 25 Child and Youth Advocate Act — Hon. Mr. Hancock
- Bill 26 Traffic Safety Amendment Act, 2011 — Hon. Mr. Hancock

## **Adjournment**

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 12:13 a.m. Wednesday, December 7, 2011, until 1:30 p.m.

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Hon. Ken Kowalski,  
Speaker

Title: Tuesday, December 6, 2011