



**Legislative Assembly  
Province of Alberta**

No. 21

**VOTES AND PROCEEDINGS**

First Session

Twenty-Eighth Legislature

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Monday, November 26, 2012

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

**Members' Statements**

Mrs. Jablonski, Hon. Member for Red Deer-North, made a statement regarding former Ethics Commissioner, Donald M. Hamilton, who passed away on November 14, 2012.

Mrs. Forsyth, Hon. Member for Calgary-Fish Creek, made a statement regarding the recent contract put in place between Alberta Health and the Alberta Medical Association.

Dr. Starke, Hon. Member for Vermillion-Lloydminster, made a statement regarding the decorum of opposition Members of the Legislative Assembly.

Ms Olesen, Hon. Member for Sherwood Park, made a statement recognizing November 25, 2012, as the International Day for the Elimination of Violence Against Women and the beginning of the White Ribbon Campaign.

Ms Jansen, Hon. Member for Calgary-North West, made a statement regarding the Arthritis Alliance of Canada's Joint Action on Arthritis: A Framework to Improve Arthritis Prevention and Care in Canada.

Mr. Rowe, Hon. Member for Olds-Didsbury-Three Hills, made a statement regarding the Government's plan to build 140 family care clinics.

## Notices of Motions

Ms Notley, Hon. Member for Edmonton-Strathcona, gave oral notice of her intention to raise a purported question of privilege under Standing Order 15 regarding the actions and subsequent statements of the Chief Electoral Officer at the Legislative Offices Committee meeting on Friday, November 23, 2012, concerning the distribution of the recommendations of the Chief Electoral Officer regarding legislative amendments to the Elections Act.

## Tabling Returns and Reports

Mrs. Towle, Hon. Member for Innisfail-Sylvan Lake:

Page 8 of the minutes of the Regional Municipality of Wood Buffalo regular council meeting held on January 24, 2006

Sessional Paper 303/2012

Linkedin webpage biography of Mr Allen, Hon. Member for Fort McMurray-Wood Buffalo

Sessional Paper 304/2012

Page 1 of a document entitled “2007 Political Party Annual Financial Statement, Progressive Conservative Association of Alberta”

Sessional Paper 305/2012

Page 46 of a financial statement printed from the Elections Alberta website

Sessional Paper 306/2012

Hon. Mr. VanderBurg, Associate Minister of Seniors, on behalf of Hon. Mr. Horne, Minister of Health, pursuant to the Health Professions Act, cH-7, s4(2):

Alberta College of Medical Laboratory Technologists, 2011 Annual Report

Sessional Paper 307/2012

College of Alberta Denturists, Annual Report 2011

Sessional Paper 308/2012

Hon. Mr. Horne, Minister of Health:

Pursuant to the Health Professions Act, cH-7, s4(2), College of Licensed Practical Nurses of Alberta, 2011 Annual Report

Sessional Paper 309/2012

Pursuant to the Mental Health Act, cM-13, s47(2), Alberta Mental Health Patient Advocate Office, 2011-2012 Annual Report

Sessional Paper 310/2012

Ms Notley, Hon. Member for Edmonton-Strathcona:

Letter dated August 27, 2012, from O. Brian Fjeldheim, Chief Electoral Officer, to Hon. Mr. Denis, Minister of Justice and Solicitor General, providing recommendations for the consideration of the Assembly of the review conducted by the Chief Electoral Office of the Election Act, the Election Finances and Contributions Disclosure Act, and the Senatorial Selection Act

Sessional Paper 311/2012

Letter dated September 24, 2012, from O. Brian Fjeldheim, Chief Electoral Officer, to Mr. Xiao, Chair, Standing Committee on Legislative Offices, responding to questions asked at the meeting of the Standing Committee on Legislative Offices held on September 13, 2012

Sessional Paper 312/2012

Mr. Eggen, Hon. Member for Edmonton-Calder, on behalf of Mr. Bilous, Hon. Member for Edmonton-Beverly-Clareview:

Document, undated, entitled "Reality, a collection of photographs illustrating the common dangers on the torturous gateway to the north known as Highway 63"

Sessional Paper 313/2012

Ms Blakeman, Hon. Member for Edmonton-Centre, on behalf of Dr. Sherman, Hon. Member for Edmonton-Meadowlark:

Document, undated, entitled "President's Letter from Dr. R. Michael Giuffre"

Sessional Paper 314/2012

Dr. Starke, Hon. Member for Vermillion-Lloydminster:

Letter dated May 23, 2012, from Ms Smith, Hon. Leader of the Official Opposition, to Hon. Mr. Zwozdesky, Speaker of the Legislative Assembly, regarding several House-related matters

Sessional Paper 315/2012

3 recent webpages from Twitter.com

Sessional Paper 316/2012

Hon. Mr. McIver, Minister of Transportation:

Invoice dated November 6, 2012, from Ledcor Alberta Limited to Alberta Transportation for supplying an asphalt heater

Sessional Paper 317/2012

### **Privilege - Chief Electoral Officer**

Ms Notley, Hon. Member for Edmonton-Strathcona, raised a purported question of privilege under Standing Order 15 regarding the actions and subsequent statements of the Chief Electoral Officer at the Legislative Offices Committee meeting on Friday, November 23, 2012, concerning the distribution of the recommendations of the Chief Electoral Officer regarding legislative amendments to the Elections Act.

The Speaker heard from Ms Notley, Hon. Mr. Denis, Ms Blakeman, Mr. Saskiw, Hon. Mr. Hancock, Mr. Anderson, and Dr. Brown.

The Speaker made some comments and advised that he would rule at a later date.

### **Speaker's Statement - Early Consideration of a Private Member's Public Bill**

Before we go to Orders of the Day, I want to comment briefly on the order of business that is about to occur. Last Thursday the Chair received a request from the Member for Strathcona-Sherwood Park requesting early consideration of his private Member's Bill, Bill 201, for third reading, immediately following Committee of the Whole this afternoon. The Chair tabled the memorandum last Thursday, November 22, 2012, and it is recorded as Sessional Paper 301/2012. Given that this is the first time in this Legislature that this issue of early consideration of a private Member's Bill has arisen, the Chair would like to explain to the Members how we are going to proceed with this.

First of all, I'm obliged to inform you at the very edge here that this request is hypothetical at this point as there are still 74 minutes remaining for consideration of this Bill in Committee of the Whole. Before Committee of the Whole is called, the House must first conclude second reading debate on Bill 202, of which 23 minutes still remain. If there is any available time remaining for private Members' Bills this afternoon, then further to the Honourable Member's request, the House would then proceed to third reading of Bill 201. If there is no time remaining following the Bill being reported from Committee of the Whole, Standing Order 8 requires that third reading of the Bill be called first next Monday, December 3.

By way of background, this process concerning early consideration of private Members' Bills has been in place since 1997, and there have been numerous occasions when the Speaker has cautioned the House about these types of requests as they give rise to potential conflicts with other Members. Previous Legislatures have been cautioned about this practice as recently, in fact, even the one immediately before us, on March 14 of this year and can be found at page 514 of Hansard for that day, and I would reiterate the suggestions of Speaker Kowalski on March 14 and going back to 2001 that this matter should be given further review by either House Leaders or a committee of the Assembly so that due consideration is given to options that do not unduly prejudice other Members and the progress of their private Member's Bills.

Just to recap, we'll see how this goes with time allocation and everything else. I did have an opportunity to hear from the Member, and I believe that Member took some liberties to speak with others so that potential conflict could be avoided. So there's a good spirit of cooperation that was attempted to be built. That will be the process that we will follow for this afternoon.

## ORDERS OF THE DAY

### Written Questions

The following Written Questions were accepted:

**WQ2.** Asked for by Mrs. Forsyth:

How many mental health beds and addiction beds on average were available to Albertans in 2011?

**WQ3.** Asked for by Dr. Swann:

What was the original 2007 estimate of construction costs and projected opening day for the South Campus Hospital in Calgary versus the actual cost on completion, and actual opening date?

The following Written Question was accepted as amended:

**WQ1.** Moved by Ms. Forsyth:

How many long-term care nursing beds on average were available to Albertans in 2011?

Hon. Mr. VanderBurg, Associate Minister of Seniors, on behalf of Hon. Mr. Horne, Minister of Health, moved that the motion be amended to read:

How many long-term care nursing beds were available to Albertans *as of March 31, 2012*?

A debate followed on the amendment.

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

For the amendment: 41

|           |                                       |            |
|-----------|---------------------------------------|------------|
| Allen     | Fritz                                 | McQueen    |
| Amery     | Goudreau                              | Olesen     |
| Bhardwaj  | Hancock                               | Olson      |
| Bhullar   | Horner                                | Quadri     |
| Brown     | Hughes                                | Quest      |
| Calahasen | Jablonski                             | Rodney     |
| Campbell  | Jansen                                | Sarich     |
| Cao       | Johnson (Athabasca-Sturgeon-Redwater) | Scott      |
| Casey     | Johnson (Calgary-Glenmore)            | Starke     |
| Dallas    | Khan                                  | VanderBurg |
| Denis     | Kubinec                               | Webber     |
| Fawcett   | Leskiw                                | Xiao       |
| Fenske    | Luan                                  | Young      |
| Fraser    | McDonald                              |            |

Against the amendment: 20

|          |            |           |
|----------|------------|-----------|
| Anderson | Hale       | Saskiw    |
| Anglin   | Hehr       | Smith     |
| Bikman   | Kang       | Stier     |
| Blakeman | McAllister | Strankman |
| Donovan  | Notley     | Towle     |
| Forsyth  | Pedersen   | Wilson    |
| Fox      | Rowe       |           |

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

For the motion: 36

|           |                                       |            |
|-----------|---------------------------------------|------------|
| Allen     | Fritz                                 | McDonald   |
| Amery     | Goudreau                              | McQueen    |
| Bhardwaj  | Hughes                                | Olesen     |
| Bhullar   | Jablonski                             | Olson      |
| Calahasen | Jansen                                | Quadri     |
| Cao       | Johnson (Athabasca-Sturgeon-Redwater) | Rodney     |
| Casey     | Johnson (Calgary-Glenmore)            | Sarich     |
| Dallas    | Khan                                  | Scott      |
| Denis     | Kubinec                               | Starke     |
| Fawcett   | Leskiw                                | VanderBurg |
| Fenske    | Luan                                  | Webber     |
| Fraser    | Lukaszuk                              | Xiao       |

Against the motion: 23

|          |            |           |
|----------|------------|-----------|
| Anglin   | Hancock    | Saskiw    |
| Bikman   | Hehr       | Sherman   |
| Blakeman | Horner     | Stier     |
| Brown    | Kang       | Strankman |
| Donovan  | McAllister | Swann     |
| Forsyth  | Notley     | Towle     |
| Fox      | Pedersen   | Wilson    |
| Hale     | Rowe       |           |

## **Motions Other Than Government Motions**

### **Conflict of Interest**

Mr. Webber, Hon. Member for Calgary-Foothills, declared a potential conflict of interest regarding Motion Other Than a Government Motion 504 and absented himself from the debate on the motion.

**504.** Moved by Mr. Hehr:

Be it resolved that the Legislative Assembly urge the Government to implement a policy to eliminate public funding to private schools.

A debate followed.

Debate adjourned.

### **Adjournment**

The Deputy Speaker adjourned the Assembly at 6:00 p.m. until 7:30 p.m.

MONDAY, NOVEMBER 26, 2012 — 7:30 P.M.

## **Government Bills and Orders**

### **Second Reading**

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

Bill 7 Election Accountability Amendment Act, 2012 — Hon. Mr. Denis

A debate followed.

Hon. Mr. Hancock, Government House Leader, moved that the question be now put, pursuant to Standing Order 49.

A debate followed on the motion for the previous question.

The question being put on the motion for the previous question, the motion was agreed to.

Pursuant to Standing Order 49(3), the question being put on the motion for Second Reading of Bill 7, Election Accountability Amendment Act, 2012, the motion was agreed to.

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

Bill 7 Election Accountability Amendment Act, 2012 — Hon. Mr. Denis

### **Adjournment**

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 11:05 p.m. until Tuesday, November 27, 2012, at 1:30 p.m.

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Hon. Gene Zwozdesky,  
Speaker

Title: Monday, November 26, 2012