



**Legislative Assembly
Province of Alberta**

No. 68

VOTES AND PROCEEDINGS

First Session

Twenty-Eighth Legislature

Tuesday, November 19, 2013

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

Members' Statements

Mr. Quest, Hon. Member for Strathcona-Sherwood Park, made a statement regarding the Government's small business strategy and the engagement sessions being held with small business owners across the province.

Mr. McAllister, Hon. Member for Chestermere-Rocky View, made a statement regarding the cost to taxpayers of Government billboards advertising current and completed projects.

Mr. McDonald, Hon. Member for Grande Prairie-Smoky, made a statement regarding Farm Fair International held in Edmonton from November 3 to 10, 2013, and the work of the Government to ensure ongoing agriculture market access.

Mrs. Leskiw, Hon. Member for Bonnyville-Cold Lake, made a statement regarding the Iron Horse Trail, part of the Trans Canada Trail, and the efforts to rehabilitate the fire-damaged Beaver River trestle.

Mrs. Jablonski, Hon. Member for Red Deer-North, made a statement recognizing Patrick Thomas Kennedy who, 30 years ago, founded Agritrade, now western Canada's largest farm implement exposition.

Mr. Hale, Hon. Member for Strathmore-Brooks, made a statement regarding unreasonable expectations faced by junior gas producers with regard to the Alberta Energy Regulator and regulation of the licensee liability rating program.

Presenting Reports by Standing and Special Committees

Mr. Luan, Chair, Select Special Conflicts of Interest Act Review Committee, presented the following report, pursuant to the Conflicts of Interest Act, cC-23, s48:

Select Special Conflicts of Interest Act Review Committee, Review of the Conflicts of Interest Act, Twenty-Eighth Legislature, First Session, dated November 2013

Sessional Paper 1118/2012-13

Mr. Anderson, Chair, Standing Committee on Public Accounts, presented the following report:

Standing Committee on Public Accounts, Report on 2012 Activities, Twenty-Eighth Legislature, First Session, dated November 2013

Sessional Paper 1119/2012-13

Notices of Motions

Ms Notley, Hon. Member for Edmonton-Strathcona, gave oral notice of her intention to move the following motion under Standing Order 42:

Be it resolved that the Legislative Assembly receive the final report of the Select Special Conflicts of Interest Act Review Committee as tabled.

Tabling Returns and Reports

Mrs. Jablonski, Hon. Member for Red Deer-North:

Petition signed by 185 Albertans urging the Legislative Assembly to keep Michener Centre in Red Deer open for the vulnerable Albertans with severe developmental disabilities who have called Michener home for decades, which would allow them to live out their lives with peace, dignity and stability

Sessional Paper 1120/2012-13

Ms Blakeman, Hon. Member for Edmonton-Centre:

2 recent email messages from Kyle Nuttall and Anand Pye to Ms Blakeman, Hon. Member for Edmonton-Centre, expressing concern regarding budget cuts to post-secondary education

Sessional Paper 1121/2012-13

Email message dated July 18, 2013, from Don Ryane of Lethbridge, unaddressed, expressing concern with the Government's process on water management consultation

Sessional Paper 1122/2012-13

Mr. Mason, Hon. Member for Edmonton-Highlands-Norwood:

Report dated November 12, 2013, entitled “Edmonton Zone Lab RFP - Report to Stakeholders,” prepared by Alberta Health Services, relating to comments made by Mr. Mason during Oral Question period on November 19, 2013

Sessional Paper 1123/2012-13

Copy of an Alberta Health Services presentation regarding the integrated lab model decision process and timelines, relating to comments made by Mr. Mason during Oral Question period on November 19, 2013

Sessional Paper 1124/2012-13

Ms Notley, Hon. Member for Edmonton-Strathcona:

Copies of 100 handwritten postcards and notes expressing opposition to post-secondary education funding cuts

Sessional Paper 1125/2012-13

Mr. Anderson, Hon. Member for Airdrie:

Email message dated November 8, 2013, from Cody Palmer to Mr. Anderson, Hon. Member for Airdrie, expressing concern regarding Bill 33, Tobacco Reduction Amendment Act, 2013, as it relates to the use of electronic cigarettes

Sessional Paper 1126/2012-13

Motions Under Standing Order 42

Ms Notley, Hon Member for Edmonton-Strathcona, requested the unanimous consent of the Assembly for consideration of the following motion:

Be it resolved that the Legislative Assembly receive the final report of the Select Special Conflicts of Interest Act Review Committee as tabled.

Unanimous consent to proceed was not granted.

ORDERS OF THE DAY

Government Bills and Orders

Second Reading

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

Bill 34 Building New Petroleum Markets Act (\$) — Hon. Mr. Hughes

A debate followed.

Ms Notley, Hon. Member for Edmonton-Strathcona, moved that the motion for Second Reading be amended by deleting all the words after “that” and substituting the following:

Bill 34, Building New Petroleum Markets Act, be not now read a Second time but that the subject matter of the Bill be referred to the Standing Committee on Resource Stewardship in accordance with Standing Order 74.2.

A debate followed on the amendment.

The question being put, the amendment was defeated.

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

Bill 35 Financial Administration Amendment Act, 2013 — Hon. Mr. Horner

A debate followed.

Debate adjourned, Mr. Allen speaking.

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

Bill 34 Building New Petroleum Markets Act (\$) — Hon. Mr. Hughes

Bill 43 Alberta Economic Development Authority Amendment Act, 2013 — Hon. Mr. Lukaszuk

Adjournment

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

TUESDAY, NOVEMBER 19, 2013 — 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 35 Financial Administration Amendment Act, 2013 — Hon. Mr. Horner

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)

Hon. Mr. Denis, Deputy Government House Leader, requested and received the unanimous consent of the Assembly to shorten the interval between division bells to one minute.

The following Bill was taken under consideration:

Bill 30 Building Families and Communities Act (\$) — Hon. Mr. Hancock

Dr. Swann, Hon. Member for Calgary-Mountain View, moved that the Bill be amended in section 2 by adding the following after subsection (3):

- (3.1) The membership of a Council must include at least one member who has involvement and experience with
- (a) developmental disabilities, and
 - (b) child, youth and family services.

The question being put, the amendment was defeated. With Mr. Rogers at the Table, the names being called for were taken as follows:

For the amendment: 5

Anglin	Notley	Wilson
Bilous	Swann	

Against the amendment: 33

Allen	Fraser	McDonald
Bhardwaj	Fritz	Oberle
Brown	Goudreau	Olesen
Calahasen	Hancock	Pastoor
Cao	Horner	Rowe
Casey	Jansen	Sarich
Cusanelli	Jeneroux	Starke
DeLong	Kubinec	VanderBurg
Denis	Leskiw	Weadick
Drysdale	Lukaszuk	Webber
Fawcett	McAllister	Xiao

Ms Notley, Hon. Member for Edmonton-Strathcona, moved that the Bill be amended in section 8(5) as follows:

- (a) by renumbering the proposed section 1.2 as section 1.2(1);
- (b) by adding to the proposed section 1.2(1) “as described in the regulations,” after “has a developmental disability,”;
- (c) by adding the following after the proposed section 1.2(1):
 - (2) The director must develop a plan in consultation with the adult, the adult’s family or guardian, or existing service provider.;

- (d) by adding the following after the proposed section 1.2:

Duty of care to adults with developmental disabilities

1.3(1) If the director receives information in the form of a report or any other allegation or evidence that an adult with a developmental disability may be endangered or neglected and is in need of care, the director must investigate the adult's need for care unless the director is satisfied that the information was provided maliciously or is unfounded or that the report or allegation was made without reasonable and probable grounds.

(2) For the purposes of this section, an adult with developmental disabilities is endangered or neglected and in need of care if

- (a) the adult has been or there is substantial risk that the adult will be physically or emotionally injured or sexually abused,
- (b) the guardian of the adult has subjected the adult to or is unable or unwilling to protect the adult from cruel and unusual treatment or punishment, or
- (c) the guardian of the adult is unable or unwilling to provide the adult with the necessities of life.

(3) If, after an investigation referred to in subsection (1), the director is of the opinion that the adult is endangered or neglected and in need of care, the director must take whatever action that the director considers appropriate, including the provision of services and supports, to ensure the safety and personal dignity of the adult.

The question being put, the amendment was defeated. With Mr. Rogers at the Table, the names being called for were taken as follows:

For the amendment: 5

Bilous	Rowe	Wilson
Notley	Swann	

Against the amendment: 35

Allen	Fawcett	McDonald
Bhardwaj	Fraser	Oberle
Brown	Fritz	Olesen
Calahasen	Goudreau	Pastoor
Cao	Hancock	Quest
Casey	Horner	Sarich
Cusanelli	Jansen	Starke
DeLong	Jeneroux	VanderBurg
Denis	Johnson	Weadick
Donovan	Kubinec	Webber
Dorward	Leskiw	Xiao
Drysdale	Lukaszuk	

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

The following Bill was reported with some amendments:

Bill 30 Building Families and Communities Act (\$) — Hon. Mr. Hancock

Mr. Bhardwaj, 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 30 (A1) (Hon. Member for Calgary-Shaw) — Agreed to

Sessional Paper 1127/2012-13

Amendment to Bill 30 (A2) (Hon. Member for Calgary-Shaw) — Defeated
Sessional Paper 1128/2012-13

Amendment to Bill 30 (A3) (Hon. Member for Calgary-Mountain View) — Defeated on division

Sessional Paper 1129/2012-13

Amendment to Bill 30 (A4) (Hon. Member for Edmonton-Strathcona) — Defeated on division

Sessional Paper 1130/2012-13

Amendment to Bill 30 (A5) (Hon. Member for Calgary-Shaw) — Defeated
Sessional Paper 1131/2012-13

Amendment to Bill 30 (A6) (Hon. Member for Calgary-Mountain View) — Defeated

Sessional Paper 1132/2012-13

Amendment to Bill 30 (A7) (Hon. Member for Edmonton-Strathcona) — Defeated

Sessional Paper 1133/2012-13

Amendment to Bill 30 (A8) (Hon. Member for Calgary-Shaw) — Defeated
Sessional Paper 1134/2012-13

Second Reading

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

Bill 37 Statutes Repeal Act (\$) — Hon. Mr. Denis

Bill 38 Statutes Amendment Act, 2013 (No. 2) (\$) — Hon. Mr. Denis

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 11:55 p.m. until Wednesday, November 20, 2013, at 1:30 p.m.

Hon. Gene Zwozdesky,
Speaker

Title: Tuesday, November 19, 2013