



**Legislative Assembly
Province of Alberta**

No. 127

VOTES AND PROCEEDINGS

Second Session

Thirtieth Legislature

Wednesday, November 17, 2021

The Speaker took the Chair at 9:00 a.m.

Government Bills and Orders

Second Reading

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

Bill 78 Alberta Housing Amendment Act, 2021 — Hon. Ms Pon

A debate followed.

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

Government Motions

101. Moved by Hon. Mr. Kenney:

Be it resolved that the Legislative Assembly

- (a) recognize the results of the referendum held on October 18, 2021, where 61.7 per cent of voters supported removing section 36(2) of the *Constitution Act, 1982* - Parliament and the Government of Canada's commitment to the principle of making equalization payments,

- (b) reaffirm the principle articulated by the Supreme Court of Canada in *the 1998 Reference re Secession of Quebec* that it is “the constitutional right of each participant in the federation to initiate constitutional change,” and that “this right implies a reciprocal duty on the other participants to engage in discussions to address any legitimate initiative to change the constitutional order,”
- (c) authorize *an amendment to the Constitution of Canada to be made by proclamation issued by Her Excellency the Governor General under the Great Seal of Canada* in accordance with the Schedule set forth below, and
- (d) direct the Government of Alberta to take all necessary steps to secure a fair deal for Alberta in the Canadian federation, including the reform of federal transfer programs, the defence of provincial powers enumerated in the Constitution, and the right to pursue responsible development of natural resources.

SCHEDULE

AMENDMENT TO THE CONSTITUTION OF CANADA

- 1. The *Constitution Act, 1982* is amended by repealing subsection 36(2) thereof.
- 2. This Amendment may be cited as the *Constitution Amendment, [year of proclamation]*.

MODIFICATION DE LA CONSTITUTION DU CANADA

- 1. Le paragraphe 36(2) de la *Loi constitutionnelle de 1982* est abrogé.
- 2. Titre de la présente modification : *Modification constitutionnelle de [l'année de la proclamation]*.

A debate followed.

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

Government Bills and Orders

Second Reading

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

Bill 73 Infrastructure Accountability Act — Hon. Mr. Panda

Mr. Eggen, Hon. Member for Edmonton-North West, on behalf of Mr. Nielsen, Hon. Member for Edmonton-Decore, moved that the motion be amended by deleting all of the words after “that” and substituting the following:

Bill 73, Infrastructure Accountability Act, be not now read a Second time but that it be read a Second time this day six months hence.

Sessional Paper 871/2020-21

A debate followed on the amendment.

Debate adjourned on the amendment, Ms Goehring speaking.

Adjournment

Pursuant to Standing Order 4(2.1), the Assembly adjourned at 12:00 p.m. until 1:30 p.m.

WEDNESDAY, NOVEMBER 17, 2021 — 1:30 P.M.

ROUTINE

Speaker's Statement – Emergency Alert Test

The Speaker made a statement regarding the testing of the Alert Ready Emergency Alert System, which will take place during Oral Question Period, and asking Members to turn off electronic devices to avoid disruption of the proceedings.

Members' Statements

Mr. Neudorf, Hon. Member for Lethbridge-East, made a statement regarding the Canada men's national soccer team.

Mr. Dach, Hon. Member for Edmonton-McClung, made a statement regarding the Cold Shot Bus Service.

Mr. Nixon, Hon. Member for Calgary-Klein, made a statement regarding the need for mental health supports for front-line workers.

Ms Notley, Hon. Leader of the Official Opposition, made a statement regarding Hon. Mr. Kenney, Premier, President of Executive Council, and Minister of Intergovernmental Relations.

Mr. Williams, Hon. Member for Peace River, made a statement regarding federal energy policies and their effects on Albertans.

Ms Goehring, Hon. Member for Edmonton-Castle Downs, made a statement regarding the impact of the COVID-19 pandemic on the arts and culture community.

Mr. Hanson, Hon. Member for Bonnyville-Cold Lake-St. Paul, made a statement regarding teacher accountability and Bill 85, Education Statutes (Students First) Amendment Act, 2021.

MLA Ceci, Hon. Member for Calgary-Buffalo, made a statement regarding provincial natural disasters and the need for disaster preparedness.

Mrs. Aheer, Hon. Member for Chestermere-Strathmore, made a statement regarding the provincial emergency medical services system.

Introduction of Bills (First Reading)

Oral notice having been given November 15, 2021:

Bill 86 Electricity Statutes Amendment Act, 2021 — Hon. Mr. Nally

ORDERS OF THE DAY

Government Motions

101. Moved by Hon. Mr. Kenney:

Be it resolved that the Legislative Assembly

- (a) recognize the results of the referendum held on October 18, 2021, where 61.7 per cent of voters supported removing section 36(2) of the *Constitution Act, 1982* - Parliament and the Government of Canada's commitment to the principle of making equalization payments,
- (b) reaffirm the principle articulated by the Supreme Court of Canada in *the 1998 Reference re Secession of Quebec* that it is "the constitutional right of each participant in the federation to initiate constitutional change," and that "this right implies a reciprocal duty on the other participants to engage in discussions to address any legitimate initiative to change the constitutional order,"
- (c) authorize *an amendment to the Constitution of Canada to be made by proclamation issued by Her Excellency the Governor General under the Great Seal of Canada* in accordance with the Schedule set forth below, and
- (d) direct the Government of Alberta to take all necessary steps to secure a fair deal for Alberta in the Canadian federation, including the reform of federal transfer programs, the defence of provincial powers enumerated in the Constitution, and the right to pursue responsible development of natural resources.

SCHEDULE

AMENDMENT TO THE CONSTITUTION OF CANADA

1. The *Constitution Act, 1982* is amended by repealing subsection 36(2) thereof.
2. This Amendment may be cited as the *Constitution Amendment, [year of proclamation]*.

MODIFICATION DE LA CONSTITUTION DU CANADA

1. Le paragraphe 36(2) de la *Loi constitutionnelle de 1982* est abrogé.
2. Titre de la présente modification : *Modification constitutionnelle de [l'année de la proclamation]*.

A debate followed.

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

Government Bills and Orders

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)

Adjournment

Pursuant to Standing Order 4(4), the Committee recessed at 6:00 p.m. until 7:30 p.m.

WEDNESDAY, NOVEMBER 17, 2021 — 7:30 P.M.

Government Bills and Orders

Committee of the Whole

(Assembly in Committee)

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

The following Bill was reported:

Bill 74 Advanced Education Statutes Amendment Act, 2021 — Hon.
Mr. Nicolaides

Progress was reported on the following Bill:

Bill 75 Arts Professions Recognition Act — Hon. Mr. Orr

Mr. Singh, 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 74 (A1) (Official Opposition House Leader) — Defeated
Sessional Paper 872/2020-21

Second Reading

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

Bill 77 Municipal Government (Restoring Tax Accountability) Amendment Act,
2021 — Hon. Mr. McIver

Debate continued on the amendment introduced by Ms Ganley, Hon. Member for Calgary-Mountain View, on November 15, 2021, that the motion be amended by deleting all of the words after “that” and substituting the following:

Bill 77, Municipal Government (Restoring Tax Accountability) Amendment Act, 2021, 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.

Sessional Paper 864/2020-21

The question being put, the amendment was defeated. With Hon. Mr. Cooper in the Chair, the names being called for were taken as follows:

For the amendment: 8

Dang	Pancholi	Schmidt
Irwin	Phillips	Sigurdson (Edmonton-Riverview)
Nielsen	Renaud	

Against the amendment: 27

Amery	Long	Singh
Dreeshen	Lovely	Smith
Fir	Neudorf	Stephan
Frey	Nicolaides	Toor
Getson	Nixon (Rimbey-Rocky Mtn. House-Sundre)	Turton
Horner	Pon	Walker
Hunter	Rosin	Williams
Issik	Schow	Wilson
Jones	Schulz	Yaseen

Debate continued on the main motion.

The question being put, the motion was agreed to.

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

Bill 83 Environmental Protection and Enhancement Amendment Act, 2021 — Hon.
Mr. Nixon

A debate followed.

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

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

Bill 77 Municipal Government (Restoring Tax Accountability) Amendment Act,
2021 — Hon. Mr. McIver

Government Motions

101. Moved by Hon. Mr. Kenney:

Be it resolved that the Legislative Assembly

- (a) recognize the results of the referendum held on October 18, 2021, where 61.7 per cent of voters supported removing section 36(2) of the *Constitution Act, 1982* - Parliament and the Government of Canada's commitment to the principle of making equalization payments,
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2. This Amendment may be cited as the *Constitution Amendment, [year of proclamation]*.

MODIFICATION DE LA CONSTITUTION DU CANADA

1. Le paragraphe 36(2) de la *Loi constitutionnelle de 1982* est abrogé.
2. Titre de la présente modification : *Modification constitutionnelle de [l'année de la proclamation]*.

A debate followed

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

Adjournment

On motion by Hon. Mr. Nixon, Government House Leader, the Assembly adjourned at 10:38 p.m. until Thursday, November 18, 2021, at 9:00 a.m.

Hon. Nathan M. Cooper,
Speaker