



## LEGISLATIVE ASSEMBLY OF NEW BRUNSWICK First Session, 58<sup>th</sup> Legislative Assembly

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ORDER AND NOTICE PAPER - Sitting No. 20  
Friday, February 20, 2015

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### ROUTINE PROCEEDINGS

Prayers  
Condolences and Messages of Sympathy (*Prior Notice to Speaker*)  
Introduction of Guests  
Messages of Congratulation and Recognition (10 minutes)  
Presentations of Petitions  
Answers to Petitions and Written Questions  
Presentations of Committee Reports  
Tabling of Documents  
Statements by Ministers  
Statements by Members (10 minutes)  
Oral Questions (30 minutes)  
Introduction of Bills  
Notices of Motions  
Notice of Opposition Members' Business  
Government Motions for the Ordering of the Business of the House  
Orders of the Day

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## ORDERS OF THE DAY

### GOVERNMENT BILLS AND ORDERS

#### GOVERNMENT BILLS FOR SECOND READING

##### *Bills Ordered for Second Reading*

Bill 12, An Act Respecting the Revised Statutes, 2014 - Hon. Mr. Rousselle, Q.C.

##### *Adjourned Debates*

Bill 6, Opportunities New Brunswick Act - Hon. Mr. Gallant

Bill 9, An Act to Amend the Oil and Natural Gas Act - Hon. Mr. Arseneault

#### COMMITTEE OF THE WHOLE

Bill 4, An Act to Amend the Prescription and Catastrophic Drug Insurance Act  
- Hon. Mr. Boudreau

Bill 7, An Act to Dissolve the Energy Efficiency and Conservation Agency of New Brunswick  
- Hon. Mr. Arseneault

#### COMMITTEE OF SUPPLY

Capital Estimates, 2015-2016

Supplementary Estimates, Volume I, 2013-2014

#### GOVERNMENT MOTIONS

**Motion 7 by Hon. Mr. Fraser**, seconded by Mr. Albert to propose the following resolution on Tuesday, December 16, 2014:

THAT the recommendations contained in the First Report of the Standing Committee on Procedure be concurred in by the House.

**Amendment moved by Hon. Mr. Fraser, seconded by Mr. Albert that Motion 7 be amended as follows:**

**By deleting all of the words following "THAT" and substituting the following:**

**"recommendations 1 to 25 and 27 to 31, inclusive, contained in the First Report of the Standing Committee on Procedure be concurred in by the House;**

**THAT recommendation 26 contained in the said report not be concurred in by the House;**

**THAT Standing Rule 102 be repealed and the following substituted:**

**102(1) Subject to subrule (2), any Member of the House who is not a member of a Committee may, unless the House or the Committee concerned otherwise orders, take part in the proceedings of the Committee and offer comments, questions or amendments to Bills or estimates, but may not vote nor move any motion other than an amendment, nor be part of a quorum.**

**102(2) A Minister who introduces a Bill or is responsible for a departmental estimate shall be entitled to sit as a participating member of the Committee that considers the Bill or estimate, and shall be entitled to vote, move any motion including an amendment, and be part of a quorum.”**

**Subamendment moved by Mr. B. Macdonald, seconded by Mr. Fitch that the amendment to Motion 7 be amended as follows:**

**By adding after the proposed Standing Rule 102(2) as it is set out in the amendment, the following:**

**AND THAT the Standing Rules are amended by adding after the heading “PART V SITTINGS OF THE HOUSE AND QUORUM” the following:**

**“28.01(1) The Speaker of the House shall, by October 30, after consultation with the House Leaders, table in the House a calendar for the following year setting out the sitting and non-sitting weeks between the last Tuesday in November and the Friday before Christmas Day, and between the second Tuesday in March and the last Friday in June.**

**28.01(2) If there is no Speaker on October 30, the Speaker shall, within two weeks of being elected, table in the House the calendar described in subrule (1).**

**28.01(3) If the House is not sitting when the Speaker has prepared the calendar in accordance with subrule (1) or (2), the Speaker shall provide the calendar to the House Leaders forthwith upon its preparation and shall table the calendar in the House at its next sitting.**

**28.01(4) The Speaker shall prepare the calendar described in subrule (1) such that, during the periods mentioned in subrule (1), at no time shall the number of consecutive non-sitting weeks exceed two.**

**28.01(5) The House shall follow the calendar described in subrule (1), and the House may decide to schedule its sittings notwithstanding the calendar only where there is agreement amongst the government, the Official Opposition, and the other recognized parties to do so.”**

*[Debate interrupted due to expiration of time.]*

## **CONCLUDED**

**Motion 4 by Hon. Mr. Fraser.** Carried December 4, 2014.

**Motion 5 by Hon. Mr. Fraser.** Debated and carried December 10, 2014.

**Motion 6 by Hon. Mr. Melanson.** Debated and carried December 17, 2014.

**Motion 8 by Hon. Mr. Fraser.** Carried December 11, 2014.

**Motion 12 by Hon. Mr. Fraser.** Carried December 19, 2014.

**Motion 15 by Hon. Mr. Fraser.** Carried February 12, 2015.

## **GOVERNMENT PRIVATE MEMBERS’ MOTIONS**

**Motion 16 by Mr. Bourque,** seconded by Ms. LeBlanc to propose the following resolution on Wednesday, February 18, 2015:

**THAT,** in addition to the existing sitting hours prescribed in Standing Rule 29(1), the House sit on Tuesday, Wednesday, and Thursday evenings from 7:00 p.m. to 10:00 p.m.;

THAT this Special Order come into effect immediately upon its adoption and remain in effect for the remainder of the First Session of the Fifty-eighth Legislative Assembly.

**Motion 18 by Mr. Guitard**, seconded by Mr. Bertrand LeBlanc to propose the following resolution on Friday, February 20, 2015:

THAT, notwithstanding the Standing Rules of the Assembly, following the adoption of this motion, there shall be three days of debate remaining for the consideration of Motion 7 to concur in the recommendations contained in the First Report of the Standing Committee on Procedure, and any amendments thereto, which shall include the days spent considering Motion 7 from February 17, 2015, and onward, and, at the expiration of the said three days, unless sooner concluded, the Speaker shall interrupt the proceedings and put every question necessary to dispose of Motion 7 and any amendments thereto, which shall be decided without further amendment or debate.

## **CONCLUDED**

**Motion 11 by Mr. Bourque.** Debated and carried December 19, 2014.

## **OPPOSITION MEMBERS' BUSINESS**

### **OPPOSITION MEMBERS' PUBLIC BILLS FOR SECOND READING**

Bill 10, An Act to Amend the Elections Act - Mr. Coon

Bill 11, Local Food Security Act - Mr. Coon

Bill 13, An Act to Return to the Crown Certain Rights Relating to Wood Supply and Forest Management - Mr. Coon

## **OPPOSITION MEMBERS' MOTIONS**

### ***Debatable Motions***

**Motion 2 by Mr. Steeves**, seconded by Ms. Wilson to propose the following resolution on Thursday, December 11, 2014:

WHEREAS the President of the Riverview Liberal Association sent an email on November 10, 2014, advising that government road contracts would be made available to supporters of the government, and that the Executive Assistant to the Minister of Social Development had enquired with respect to Liberal companies and individuals to be awarded road work contracts;

WHEREAS the Minister of Health, on November 21, 2014, terminated the employment of the President and Chief Executive Officer of the Vitalité Health Network;

WHEREAS the Board of Directors of Vitalité Health Network issued a statement on November 25, 2014, to indicate that it did not question the qualifications of the former President and Chief Executive Officer, that to the best of its knowledge, the former President and Chief Executive Officer met all the requirements of his mandate, that it was not consulted prior to the termination, and that if it had been consulted, it would have indicated that there were no reasons for the dismissal of the former President and Chief Executive Officer;

AND WHEREAS these instances fall short of the government's commitment to do things differently;

BE IT THEREFORE RESOLVED that the Legislative Assembly condemn the government for its failure to live up to its commitment to increase transparency and accountability in government.

***[Debate interrupted due to expiration of time.]***

**Motion 13 by Mr. Jeff Carr**, seconded by Mr. Holder to propose the following resolution on Thursday, February 19, 2015:

WHEREAS power outages are more and more frequent in New Brunswick;

WHEREAS power outages can cause considerable damage to the homes of New Brunswickers;

WHEREAS power outages can result in significant financial losses and costs for the citizens of this province;

WHEREAS a reliable and safe supply is considered an essential safety element for our population;

BE IT THEREFORE RESOLVED that the Legislative Assembly call on the government to look at implementing either a tax credit, a rebate, or a refund to the residents of this province who want to invest in alternative energy sources to supply their homes with power during outages.

**Motion 17 by Mr. Steeves**, seconded by Mr. Urquhart to propose the following resolution on Thursday, February 19, 2015:

WHEREAS alcohol ignition interlocks are an effective tool in the ongoing fight to stop impaired driving;

WHEREAS the New Brunswick ignition interlock program, administered by the Department of Public Safety, is a voluntary program in which persons convicted of impaired driving must request to participate;

WHEREAS New Brunswick is one of the only Canadian jurisdictions where an ignition interlock program exists but is not mandatory for all persons convicted of impaired driving;

WHEREAS stakeholders concerned with the continued societal problem of impaired driving have called for the New Brunswick ignition interlock program to be made mandatory;

BE IT THEREFORE RESOLVED THAT the Legislative Assembly urge the government to make the changes necessary to the New Brunswick ignition interlock program such that it become mandatory for all persons convicted of impaired driving.

**Amendment moved by Hon. Mr. Horsman, seconded by Mr. LePage that Motion 17 be amended as follows:**

**At the end of the fourth "Whereas" clause, add the words**

**"as part of a broader legislative package that includes additional impaired driving countermeasures"**

**In the resolution clause, delete all words after "urge the government" and replace them with**

**"to complete its consultations with key stakeholders, including police forces and Mothers Against Drunk Driving Canada, and develop legislation to better address impaired driving in New Brunswick, potentially to include mandatory ignition interlock for all persons convicted of impaired driving offenses"**

***[Debate interrupted due to expiration of time.]***

**Motion 20 by Mr. B. Macdonald**, seconded by Mr. Urquhart to propose the following resolution on Thursday, February 26, 2015:

WHEREAS fire, police, ambulance services, and other traditional first responders provide essential emergency services to our province, and their members often do so at great personal risk;

WHEREAS members of the Canadian Armed Forces often respond to crisis, both in Canada and overseas, and put themselves selflessly in harm's way;

WHEREAS many agencies of government, including Public Safety, Natural Resources, Social Development, the Canadian Coast Guard, and the Emergency Measures Organization provide help to our province in times of crisis;

WHEREAS search and rescue, amateur radio operators, lifeguards, and the Life Saving Society, Canadian Ski Patrol, St. John Ambulance, Red Cross, and other groups provide essential services in times of crisis;

WHEREAS soup kitchens, food banks, sexual assault crisis centres, helplines, transition houses, emergency shelters, and many other volunteer organizations provide important front-line services to those in desperate need;

WHEREAS hospitals, clinics, doctors, nurses, and many other health care professionals provide emergency medical care;

WHEREAS many faith-based groups often provide crucial support to individuals in times of personal crisis; and

WHEREAS these members, family, and friends of our first-responder and other emergency services deserve a day to celebrate their successes and to be acknowledged for their service to our community;

BE IT THEREFORE RESOLVED THAT the Saturday immediately preceding Police and Peace Officers' National Memorial Day be officially designated Emergency Services Day in New Brunswick.

**Motion 21 by Mr. Coon**, seconded by Mr. Bernard LeBlanc to propose the following resolution on Thursday, March 12, 2015:

WHEREAS all members of the Legislative Assembly are elected representatives of the people of New Brunswick;

AND WHEREAS it is important that the role and responsibilities of MLAs be well understood by the public;

AND WHEREAS it would be helpful for Members of the Legislative Assembly to have guidelines to aid them in the conduct of their duties;

AND WHEREAS the effectiveness of MLAs, and their accountability to the people of New Brunswick, may be improved if the Legislative Assembly establishes a formal statement of the key roles and responsibilities of MLAs;

AND WHEREAS the Legislative Administration Committee recommended the adoption of a statement on the Roles and Responsibilities of an MLA and a Code of Conduct for MLAs in its report to the Legislative Assembly tabled April 3, 2003;

THEREFORE BE IT RESOLVED that the Standing Rules of the Legislative Assembly be amended by adding after Standing Rule 123:

PART IX

124(1) The Legislative Assembly shall establish a Statement on the Roles and Responsibilities of Members and a Code of Conduct, hereinafter collectively referred to as the "Code".

124(2) The Code shall be printed in the Appendices of the Standing Rules of the Legislative Assembly and in the Legislative Assembly of New Brunswick Members' Orientation Manual.

### ***Motions for Returns***

**Motion 19 by Mr. B. Macdonald**, seconded by Ms. Lynch to propose the following resolution on Thursday, February 26, 2015:

THAT an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House all documentation, however recorded, stored or archived, by electronic means or otherwise, in the custody of or under the control of the Office of the Premier, the Premier, the Department of Finance, the Minister of Finance, the Department of Health, the Horizon Health Network, the Vitalité Health Network, the Dr. Everett Chalmers Hospital, the Minister of Health and any other relevant government employee, department, agency, board or commission, and any correspondence or other communication, whether by electronic means or otherwise, between or amongst those entities and persons or with the federal, other provincial, territorial or municipal governments, relating to capital expenditures and planned capital improvements, including budget figures, tables, projections and planned future budget figures, together with all reports and studies relating to the capital infrastructure of the Horizon Health Network and the Vitalité Health Network, including but not limited to the Dr. Everett Chalmers Hospital, for the years from 2010 to 2020, inclusive.

### **CONCLUDED**

**Motion 1 by Mr. Stewart.** Debated and carried as amended December 11, 2014.

**Motion 3 by Mr. Wetmore.** Debated and defeated December 18, 2014.

**Motion 9 by Mr. Stewart.** Debated and carried as amended February 12, 2015.

**Motion 10 by Ms. Shephard.** Debated and carried as amended December 18, 2014.

**Motion 14 by Mr. Wetmore.** Debated and defeated February 19, 2015.

### **PETITIONS**

Petition 1: Mr. Wetmore, December 9, 2014.	(Response, January 26, 2015)
Petition 2: Ms. Wilson, December 10, 2014.	(Response, December 22, 2014)
Petition 3: Mr. Wetmore, December 10, 2014.	(Response, January 26, 2015)
Petition 4: Ms. Wilson, December 11, 2014.	(Response, December 22, 2014)
Petition 5: Mr. Wetmore, December 11, 2014.	(Response, January 26, 2015)
Petition 6: Ms. Wilson, December 12, 2014.	(Response, December 22, 2014)
Petition 7: Mr. Wetmore, December 12, 2014.	(Response, January 26, 2015)
Petition 8: Mr. Wetmore, December 17, 2014.	(Response, January 26, 2015)
Petition 9: Mr. Coon, December 17, 2014.	(Response, December 22, 2014)
Petition 10: Mr. Wetmore, December 18, 2014.	(Response, January 26, 2015)
Petition 11: Hon. Mr. Fraser, February 10, 2015.	
Petition 12: Mr. Northrup, February 10, 2015.	

Petition 13: Mr. LePage, February 11, 2015.  
Petition 14: Mr. Northrup, February 11, 2015.  
Petition 15: Mr. Northrup, February 12, 2015.  
Petition 16: Mr. Bernard LeBlanc, February 13, 2015.  
Petition 17: Mr. Northrup, February 13, 2015.  
Petition 18: Mr. Northrup, February 18, 2015.  
Petition 19: Mr. Northrup, February 19, 2015.

## **COMMITTEE REPORTS**

Standing Committee on Procedure

First Report, December 10, 2014

## **COMMITTEE MEETINGS**

The Legislative Administration Committee will meet on Wednesday, February 25, 2015, at 12:30 p.m. in Room 47-48 of the Legislative Assembly Building.

## **REPORTS/DOCUMENTS**

### ***Tabled in the House***

Policy # 38: Larry's Gulch Lodge

(Tabled by Hon. Mr. Fraser February 19, 2015)

Donald J. Forestell  
Clerk of the Legislative Assembly