



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

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ORDER AND NOTICE PAPER - Sitting No. 19  
Thursday, February 11, 2016

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### ROUTINE PROCEEDINGS

Prayers  
Introduction of Guests  
Statements by Members  
Oral Questions (30 minutes)  
Tabling of Documents  
Statements by Ministers  
Presentations of Petitions  
Answers to Petitions and Written Questions  
Presentations of Committee Reports  
Introduction of Bills  
Notices of Motions  
Notice of Opposition Members' Business  
Government Motions for the Ordering of the Business of the House  
Deferred Recorded Divisions  
Orders of the Day

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### ORDERS OF THE DAY

#### GOVERNMENT BILLS AND ORDERS

#### GOVERNMENT MOTIONS

**Motion 9 by Hon. Mr. Melanson**, seconded by Hon. Mr. Gallant to propose the following resolution on Tuesday, February 2, 2016:

THAT this House approves in general the budgetary policy of the government.

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

***Debate to resume on Thursday, February 11, 2016.***

## **GOVERNMENT BILLS FOR SECOND READING**

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

Bill 15, Regulatory Accountability and Reporting Act - Hon. Mr. Gallant  
Bill 18, An Act Respecting Fiscal Measures - Hon. Mr. Melanson

## **STANDING COMMITTEE ON ECONOMIC POLICY**

Bill 12, An Act to Amend the Crown Construction Contracts Act - Hon. Mr. Melanson  
Bill 19, An Act to Amend the Pension Benefits Act - Hon. Mr. Horsman  
Bill 20, An Act to Amend the Statute Revision Act - Hon. Mr. Rousselle, Q.C.  
Bill 21, An Act to Amend the Judicature Act - Hon. Mr. Horsman

## **STANDING COMMITTEE ON PRIVATE BILLS**

Bill 17, An Act to Incorporate the Filles de Jésus Moncton - Mr. Bernard LeBlanc

## **BILLS AWAITING ROYAL ASSENT**

Bill 2, An Act to Amend the Official Languages Act - Hon. Mr. Arseneault  
Bill 3, An Act to Amend the Service New Brunswick Act - Hon. Dr. Doherty  
Bill 4, An Act to Amend the Assessment Act - Hon. Dr. Doherty  
Bill 6, An Act to Amend the Financial and Consumer Services Commission Act  
- Hon. Mr. Horsman  
Bill 7, An Act to Amend An Act Respecting Payday Loans - Hon. Mr. Horsman  
Bill 8, An Act to Amend the Marshland Infrastructure Maintenance Act - Hon. Mr. Doucet  
Bill 11, An Act to Amend the Personal Health Information Privacy and Access Act  
- Hon. Mr. Boudreau  
Bill 16, An Act to Amend the Motor Vehicle Act - Hon. Mr. Horsman

## **COMMITTEE OF SUPPLY**

Capital Estimates, 2016-2017  
Supplementary Estimates, 2014-2015, Volume I

## **GOVERNMENT MOTIONS**

### **CONCLUDED**

**Motion 5 by Hon. Mr. Fraser.** Carried December 2, 2015.  
**Motion 8 by Hon. Mr. Melanson.** Debated and carried December 17, 2015.

## GOVERNMENT PRIVATE MEMBERS' MOTIONS

### CONCLUDED

**Motion 7 by Mr. Bernard LeBlanc.** Debated and carried December 15, 2015.

### OPPOSITION MEMBERS' BUSINESS

*[Order in accordance with notice provided pursuant to Standing Rule 44(4)]*

### OPPOSITION MEMBERS' MOTIONS

#### *Debatable Motions*

**Motion 4 by Ms. Dubé**, seconded by Ms. Wilson to propose the following resolution on Thursday, December 10, 2015:

WHEREAS the government has been conducting an endless attack on rural New Brunswick by reducing and eliminating services to regions which are already disadvantaged by distance, opportunity for employment, and access to government;

WHEREAS these rural attacks include closures of schools, Service New Brunswick offices, library services, and court houses;

WHEREAS a Health Authority has also announced plans to reduce the number of hospital beds in their network by nearly 20%;

WHEREAS a Health Authority has also suggested that rural hospitals could be repurposed to become senior care centers;

WHEREAS the former Progressive Conservative government was implementing a plan to find efficiencies in the health care system without any reduction in the number of hospital beds;

WHEREAS the government has provided no evidence to prove that these reduction in service points are necessary or that they will improve services for New Brunswickers;

BE IT THEREFORE RESOLVED THAT this Assembly not support the plan to reduce the number of hospital beds;

BE IT FURTHER RESOLVED THAT the government be urged to conduct public consultations with the communities that will be affected by the proposed service point closures in an effort to find efficiencies without reducing services, especially in rural regions.

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

**Motion 10 by Mr. Fitch**, seconded by Mr. Higgs to propose the following resolution on Thursday, December 24, 2015:

WHEREAS in order to address their on-going fiscal deficit problems the government has created a grocery list of options that will cripple public services as well as the economy of the province; and

WHEREAS the government has continually called upon the Official Opposition to please provide them with more ideas and efficiencies to help balance their financial books; and

WHEREAS a significant portion of the current deficit problem has been created by unnecessary election promises; and

WHEREAS the current administration keeps digging the hole deeper with ill-advised policy decisions such as making tax room for the federal government and chasing away potential investors in the natural resources development field;

BE IT RESOLVED THAT the complete list of options, including the delay of unnecessary spending promises and implementing fair taxation policies, be considered by the government to eliminate the deficit for the upcoming provincial budget.

**Motion 11 by Ms. Dubé**, seconded by Ms. Wilson to propose the following resolution on Thursday, February 11, 2016:

WHEREAS all New Brunswick governments since the nineties have established programs and initiatives to help with job creation and support economic development in northern and rural regions of our province;

WHEREAS the current New Brunswick government made a commitment during the 2014 election to give priority to economic development and job creation in northern and rural regions of the province;

WHEREAS, since the Gallant government was elected, it has initiated or put forward very few initiatives for economic development or job creation projects for northern and rural regions of the province;

WHEREAS the average unemployment rate in northern New Brunswick is currently twice the provincial rate;

WHEREAS northern and rural regions of New Brunswick hold enormous economic development and job creation potential for our province;

WHEREAS, after leading the province of New Brunswick for more than 16 months, the Gallant government seems to have neither a plan nor a vision for economic development in northern and rural regions of our province;

BE IT THEREFORE RESOLVED that the Legislative Assembly urge the government, in collaboration with the various stakeholders in the economic and political communities, to establish a real job creation and economic development action plan for northern and rural regions of our province for the spring of 2016.

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

Bill 5, Green Jobs Act - Mr. Coon

Bill 9, An Act Respecting the Right to Work - Ms. Lynch

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

Bill 13, An Act to Amend the Procurement Act - Mr. Coon

Bill 14, Public Participation Act - Mr. Coon

## **OPPOSITION MEMBERS' MOTIONS**

### ***Debatable Motions***

**Motion 6 by Mr. Stewart**, seconded by Ms. Lynch to propose the following resolution on Thursday, December 10, 2015:

WHEREAS New Brunswick is Canada's only officially bilingual province;

WHEREAS access to second language training is limited or non-existent in many communities across the province, which impedes mutual understanding and access to opportunities;

WHEREAS access to French immersion education programming is limited or non-existent in many schools across the province;

WHEREAS the government's ability to continue to provide a high quality of services to citizens in both official languages may be affected by a lack of investment in second language training and education;

WHEREAS there are best practices in other jurisdictions, as well as new technology, which could be explored to address the gap in investment in second language training and education;

BE IT THEREFORE RESOLVED THAT this Assembly urges the government to examine the issue of second language education and training, and report back to this Assembly with a plan to enhance opportunities for New Brunswickers to improve their skills in communicating in both official languages.

**Motion 12 by Ms. Shephard**, seconded by Mr. Steeves to propose the following resolution on Thursday, February 11, 2016:

WHEREAS children deserve the opportunity to grow in a loving, supportive, and stable household;

WHEREAS the current framework for protecting children favors parental privileges over the mental and physical safety of the child;

WHEREAS legislation approved by this Assembly five years ago would have the effect of helping to correct this imbalance with new kinship provisions, but has not been fully proclaimed into law;

WHEREAS there are also other measures that could be undertaken which would put the needs of children first, while supporting the decision-making authority of our dedicated social workers;

BE IT RESOLVED THAT this Assembly urges the current government to proclaim into law all sections of *An Act to Amend the Family Services Act* of March 2010.

BE IT FURTHER RESOLVED THAT the Assembly urge the government to review the framework for child protection in order to ensure the needs of children are placed in priority over parental privileges.

**Motion 13 by Mr. Holder**, seconded by Mr. Wetmore to propose the following resolution on Thursday, February 11, 2016:

WHEREAS New Brunswick universities are the envy of the world;

WHEREAS the government did not campaign upon any of the proposed changes that are mentioned in the Choices document such as deciding who is allowed to graduate from which programs, interfering in the funding formula, and changing governance models;

WHEREAS the government has failed to act on many of their platform commitments, such as providing universities with a four-year funding forecast;

WHEREAS universities need the support and confidence of government in order to thrive and grow in the increasingly competitive environment for student enrolment, instead of holding secretive, invitation-only meetings;

BE IT THEREFORE RESOLVED THAT the Assembly encourage the government to start supporting our independent universities, their excellent boards of governors, their competent administrators, and most of all, our students; and

BE IT FURTHER RESOLVED THAT the Assembly urge the government to conduct an open and transparent consultation process, similar to the Poverty Reduction Strategy of 2009, to look at the future of our universities.

**Motion 14 by Mr. Jeff Carr**, seconded by Mr. Northrup to propose the following resolution on Thursday, February 11, 2016:

WHEREAS the government has repeatedly said their priority was job creation, stimulating the economy and making New Brunswick a better place to raise a family, and has failed on all three points;

WHEREAS the government promised not to raise fees or taxes for small business in their 2014 election platform;

WHEREAS changes to New Brunswick Regulation 2015-62 under the *Harmonized Sales Tax Act* caused appraisers and New Brunswick small businesses to lose income;

WHEREAS the government has provided no evidence to prove that these changes are necessary or that they will improve services for New Brunswickers;

WHEREAS the red book value of cars does not take into consideration the harsh weather and road conditions of New Brunswick, nor if the vehicle was involved in a collision or accident in placing a dollar value on vehicles;

BE IT THEREFOR RESOLVED THAT the Assembly urge the government to reverse the changes to New Brunswick Regulation 2015-62, and allow New Brunswick's qualified appraisers and car dealerships to get back to work.

**Motion 15 by Mr. Coon**, seconded by Mr. Bertrand LeBlanc to propose the following resolution on Thursday, February 11, 2016:

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

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

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

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;

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;

BE IT THEREFORE RESOLVED that the Standing Committee on Procedure, Privileges and Legislative Officers take into consideration the adoption of a statement on the Roles and Responsibilities of an MLA and a Code of Conduct for MLAs.

**Motion 16 by Mr. Fitch**, seconded by Mr. Stewart to propose the following resolution on Thursday, February 18, 2016:

WHEREAS New Brunswick is going through a period of economic uncertainty, low wage growth, and high unemployment;

WHEREAS a number of important projects relating to natural resource development have been stalled, delayed, or cancelled over the last 16 months;

WHEREAS it is essential to send a clear message that New Brunswick supports safe and sustainable natural resource projects;

BE IT RESOLVED THAT this Assembly:

(a) recognize the importance of the energy sector to the Canadian economy and support its development in an environmentally sustainable way;

(b) agree that pipelines are the safest way to transport oil;

(c) acknowledge the desire of the majority of New Brunswickers for the Energy East pipeline to proceed as soon as possible; and

(d) asks the Prime Minister of Canada to publicly express his support for the project and guarantee he and his cabinet will approve the project if it receives approval from the National Energy Board.

**Motion 17 by Mr. Urquhart**, seconded by Ms. Lynch to propose the following resolution on Thursday, February 18, 2016:

WHEREAS Lyme Disease is a preventable disease;

WHEREAS the Canadian Lyme Disease Foundation said the disease is vastly under-reported in Canada;

WHEREAS Lyme Disease can be debilitating and cause symptoms such as extreme fatigue, cardiac and nervous system disorders and arthritic symptoms, which affect one's quality of life and ability to work;

WHEREAS a conference on the Federal Framework on Lyme Disease is being held in May of 2016 that will include provincial health ministers and other stakeholders;

WHEREAS Lyme Disease in New Brunswick often goes undiagnosed for many months, or even years, before treatment;

WHEREAS New Brunswickers have been travelling to the United States of America in order to receive diagnosis and treatment of Lyme Disease;

WHEREAS New Brunswick needs better public education about Lyme Diseases' symptoms and treatment;

BE IT RESOLVED THAT this Legislative Assembly urges the current government to work collaboratively with the federal government and other provinces and territories to better educate the public on the spread of Lyme Disease and its symptoms;

BE IT FURTHER RESOLVED THAT this Legislative Assembly request the Department of Health also work collaboratively to find solutions to update public health information on prevention and detection of Lyme Disease, protect health professionals who choose to treat Lyme Disease beyond thirty days from suspension by the College of Physicians and Surgeons, recruit health professionals who specialize in the detection and treatment of Lyme Disease, and implement improved professional development for health professionals in the awareness, prevention, treatment and diagnosis of Lyme Disease.

## CONCLUDED

**Motion 1 by Mr. Steeves.** Debated and defeated December 10, 2015.

**Motion 2 by Mr. Higgs.** Debated and defeated December 17, 2015.

**Motion 3 by Mr. Urquhart.** Debated and defeated December 17, 2015.

## PETITIONS

Petition 1: Mr. Wetmore, December 8, 2015.	(Response, January 6, 2016)
Petition 2: Hon. Mr. Horsman, December 9, 2015.	(Response, January 4, 2016)
Petition 3: Ms. Shephard, December 10, 2015.	(Response, December 17, 2015)
Petition 4: Ms. Shephard, December 15, 2015.	(Response, January 6, 2016)
Petition 5: Mr. Coon, December 15, 2015.	(Response, January 14, 2016)
Petition 6: Ms. Shephard, December 16, 2015.	(Response, January 6, 2016)
Petition 7: Ms. Shephard, December 17, 2015.	(Response, January 6, 2016)
Petition 8: Mr. Coon, December 17, 2015.	(Response, January 27, 2016)
Petition 9: Mr. Albert, February 3, 2016.	
Petition 10: Mr. Harvey, February 3, 2016.	
Petition 11: Mr. Bernard LeBlanc, February 5, 2016.	
Petition 12: Mr. Northrup, February 5, 2016.	
Petition 13: Mr. Bertrand LeBlanc, February 9, 2016.	
Petition 14: Mr. Coon, February 10, 2016.	

## COMMITTEE REPORTS

Standing Committee on Economic Policy

First Report, December 16, 2015  
Second Report, February 9, 2016

Donald J. Forestell  
Clerk of the Legislative Assembly