



LEGISLATIVE ASSEMBLY OF NEW BRUNSWICK
Second Session, 58th Legislative Assembly

ORDER AND NOTICE PAPER - Sitting No. 29
Tuesday, May 17, 2016

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

ORDERS OF THE DAY

GOVERNMENT BILLS AND ORDERS

GOVERNMENT BILLS FOR SECOND READING

Bills Ordered for Second Reading

Bill 32, An Act to Amend the New Brunswick Income Tax Act - Hon. Mr. Melanson
Bill 40, Loan Act 2016 - Hon. Mr. Melanson

Adjourned Debates

Bill 24, An Act to Implement Strategic Program Review Initiatives - Hon. Mr. Boudreau
Bill 31, An Act to Amend the Harmonized Sales Tax Act - Hon. Mr. Melanson

COMMITTEE OF THE WHOLE

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

STANDING COMMITTEE ON ECONOMIC POLICY

Bill 12, An Act to Amend the Crown Construction Contracts Act - Hon. Mr. Melanson
Bill 15, Regulatory Accountability and Reporting Act - Hon. Mr. Gallant
Bill 18, An Act Respecting Fiscal Measures - 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
Bill 22, Seafood Industry Improvement Fund Act - Hon. Mr. Doucet
Bill 23, An Act to Amend the Tobacco Tax Act - Hon. Mr. Melanson
Bill 25, Volunteer Emergency Aid Act - Hon. Mr. Boudreau
Bill 28, An Act to Amend the Securities Act - Hon. Mr. Horsman
Bill 29, An Act to Amend the Commissioners for Taking Affidavits Act - Hon. Mr. Horsman
Bill 30, An Act to Amend the Employment Standards Act - Hon. Ms. Landry
Bill 35, Health Quality and Patient Safety Act - Hon. Mr. Boudreau
Bill 36, An Act to Amend the Provincial Court Act - Hon. Mr. Horsman
Bill 37, An Act to Amend the Off-Road Vehicle Act - Hon. Mr. Horsman
Bill 39, An Act to Amend the Workers' Compensation Act - Hon. Ms. Landry

STANDING COMMITTEE ON LAW AMENDMENTS

Bill 5, Green Jobs Act - Mr. Coon
Bill 26, Inquiries Act - Hon. Mr. Rousselle, Q.C.
Bill 27, An Act Respecting the Inquiries Act - Hon. Mr. Rousselle, Q.C.

STANDING COMMITTEE ON PRIVATE BILLS

Bill 17, An Act to Incorporate the Filles de Jésus Moncton - Mr. Bernard LeBlanc
Bill 38, Vestcor Act - Mr. Bourque

STANDING COMMITTEE ON ESTIMATES AND FISCAL POLICY

Main Estimates, 2016-2017
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.
Motion 9 by Hon. Mr. Melanson. Debated February 2, 4, 5, 9, 10, 11, 12
and carried February 12, 2016.
Motion 19 by Hon. Mr. Kenny. Carried April 8, 2016.

GOVERNMENT PRIVATE MEMBERS' MOTIONS

CONCLUDED

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

OPPOSITION MEMBERS' BUSINESS

OPPOSITION MEMBERS' PUBLIC BILLS FOR SECOND READING

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

Amendment moved by Hon. Mr. Arseneault, seconded by Mr. Ames that Motion 6 be amended as follows:

That the second Whereas clause be deleted and substituted with the following:

WHEREAS access to second language training should be supported and promoted as it provides many benefits including the fostering of mutual understanding between linguistic communities and access to enhanced opportunities;

That the third Whereas clause be amended as follows:

By deleting the words “is limited or non-existent in many schools across the province” and substituting the following:

“will be enhanced with the introduction of first year early immersion and is supported through pre-intensive, intensive and post-intensive and various language and cultural programs for students”.

That the fourth Whereas clause be amended as follows:

By deleting the words “government’s ability to continue” and substituting the words “government is committed” and deleting the words “may be affected by a lack of” and substituting the words “through ongoing” and by adding “s” to the word “investment”.

That the fifth Whereas clause be amended as follows:

By deleting the words “could be explored to address the gap in” and substituting the words “will continue to be explored to enhance the”.

That the resolution clause be amended as follows:

By deleting the words “examine the issue of” and substituting the word “promote” and deleting the words “report back to this Assembly with a plan” and substituting the word “continue”.

[Debate interrupted due to expiration of time.]

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) ask 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 18 by Mr. Fitch, seconded by Ms. Dubé to propose the following resolution on Thursday, April 14, 2016:

WHEREAS many New Brunswickers have to seek medical treatment outside of the province each year because specific services may not be available in New Brunswick;

WHEREAS the cost of travelling out-of-province to access the treatment is not covered by Medicare;

WHEREAS travel expenses for medical treatments pose hardship to many families;

WHEREAS there are charitable organizations, such as Hope Air, which provide travel support to those in need of medical treatment;

WHEREAS Members of the government previously sought to institute a new policy that would see travel points gained on government air travel, such as flights to Switzerland, become the property of the Crown;

BE IT THEREFORE RESOLVED that the Legislative Assembly urges the government of New Brunswick to collect all air travel points gained on government air travel and donate those points to organizations who can help New Brunswickers in financial need access out-of-province medical treatment.

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.
- Motion 4 by Ms. Dubé.** Debated and defeated February 11, 2016.
- Motion 10 by Mr. Fitch.** Debated and defeated February 11, 2016.
- Motion 11 by Ms. Dubé.** Debated and defeated March 31, 2016.
- Motion 17 by Mr. Urquhart.** Debated and carried as amended April 7, 2016.

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. (Response, February 23, 2016)
- Petition 11: Mr. Bernard LeBlanc, February 5, 2016. (Response, March 31, 2016)
- Petition 12: Mr. Northrup, February 5, 2016. (Response, April 6, 2016)
- Petition 13: Mr. Bertrand LeBlanc, February 9, 2016. (Response, February 23, 2016)
- Petition 14: Mr. Coon, February 10, 2016.
- Petition 15: Mr. Ames, March 29, 2016. (Response, May 4, 2016)
- Petition 16: Mr. Wetmore, March 29, 2016.
- Petition 17: Mr. Keirstead, March 29, 2016. (Response, April 12, 2016)
- Petition 18: Mr. Chiasson, March 30, 2016.
- Petition 19: Mr. Wetmore, March 30, 2016.
- Petition 20: Mr. Wetmore, March 31, 2016.
- Petition 21: Mr. Stewart, March 31, 2016. (Response, April 15, 2016)
- Petition 22: Mr. Bourque, April 1, 2016.
- Petition 23: Mr. Wetmore, April 1, 2016.
- Petition 24: Mr. Coon, April 1, 2016. (Response, May 2, 2016)

Petition 25: Mr. Albert, April 1, 2016.
Petition 26: Mr. Keirstead, April 1, 2016. (Response, April 12, 2016)
Petition 27: Mr. Wetmore, April 5, 2016.
Petition 28: Mr. Keirstead, April 5, 2016. (Response, April 15, 2016)
Petition 29: Mr. Wetmore, April 6, 2016.
Petition 30: Mr. Keirstead, April 6, 2016. (Response, April 15, 2016)
Petition 31: Mr. Holder, April 7, 2016.
Petition 32: Mr. Keirstead, April 7, 2016. (Response, April 15, 2016)
Petition 33: Mr. Wetmore, April 8, 2016.
Petition 34: Mr. Keirstead, April 8, 2016. (Response, April 20, 2016)

COMMITTEE REPORTS

Standing Committee on Economic Policy
First Report, December 16, 2015
Second Report, February 9, 2016
Third Report, April 6, 2016

REPORTS/DOCUMENTS

Filed in the Clerk's Office

Annual Report 2015, Office of the Consumer Advocate for Insurance
(Filed April 22, 2016)

Donald J. Forestell
Clerk of the Legislative Assembly