



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

ORDER AND NOTICE PAPER – Sitting No. 38
Thursday, March 30, 2017

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 55, Credit Reporting Services Act - Hon. Ms. Rogers
 Bill 57, An Act Respecting Research - Hon. Mr. Boudreau
 Bill 58, An Act Respecting the Education Act and the Personal Health Information Privacy and Access Act - Hon. Mr. Boudreau
 Bill 59, An Act to Amend the Right to Information and Protection of Privacy Act - Hon. Mr. Melanson
 Bill 60, An Act to Amend the New Brunswick Income Tax Act - Hon. Ms. Rogers
 Bill 61, Transparency in Election Commitments Act - Hon. Mr. Boudreau
 Bill 62, An Act to Amend the Legislative Assembly Act - Hon. Mr. Boudreau

Adjourned Debates

- Bill 16, An Act to Amend the Crown Construction Contracts Act - Hon. Mr. Fraser
 Bill 17, An Act to Amend the Judicature Act - Hon. Mr. Landry
 Bill 31, An Act to Amend the New Brunswick Income Tax Act - Hon. Ms. Rogers

STANDING COMMITTEE ON ECONOMIC POLICY

- Bill 23, An Act to Amend the Inshore Fisheries Representation Act - Hon. Mr. Doucet
 Bill 30, An Act to Amend the Marriage Act - Hon. Dr. Doherty
 Bill 32, An Act to Amend the Pre-arranged Funeral Services Act - Hon. Ms. Rogers
 Bill 37, An Act Respecting the Change of Name Act and the Vital Statistics Act - Hon. Dr. Doherty
 Bill 39, An Act Respecting the Opening of Sealed Adoption Records - Hon. Mr. Horsman
 Bill 40, An Act to Amend the Members' Conflict of Interest Act - Hon. Mr. Doucet
 Bill 42, An Act Respecting Animal Protection - Hon. Mr. Rousselle, Q.C.
 Bill 44, Local Governance Act - Hon. Mr. Rousselle, Q.C.
 Bill 45, Community Planning Act - Hon. Mr. Rousselle, Q.C.
 Bill 46, An Act Respecting Local Governance and Community Planning - Hon. Mr. Rousselle, Q.C.
 Bill 48, An Act Respecting "Ellen's Law" - Hon. Mr. Landry
 Bill 49, An Act to Amend the Family Services Act - Hon. Ms. Harris
 Bill 51, An Act to Amend the Human Rights Act - Hon. Mr. Arseneault
 Bill 53, An Act to Amend the Public Works Act - Hon. Mr. Fraser
 Bill 54, An Act to Amend the Collection Agencies Act - Hon. Ms. Rogers
 Bill 56, An Act to Amend the Political Process Financing Act - Hon. Mr. Boudreau

STANDING COMMITTEE ON PRIVATE BILLS

Bill 38, An Act to Amend An Act to Incorporate The New Brunswick Registered Barbers' Association - Ms. Shephard

Bill 43, An Act to Amend the Pension Plan for Employees of the City of Moncton Act - Ms. LeBlanc

Bill 50, An Act to Amend the Anglican Church Act, 2003 - Ms. Shephard

Bill 63, An Act to Amend An Act Respecting the Association of Registered Interior Designers of New Brunswick - Ms. LeBlanc

Bill 64, Licensed Counselling Therapy Act - Mr. Harvey

COMMITTEE OF THE WHOLE

Bill 34, An Act to Amend the Early Childhood Services Act - Mr. Steeves

BILLS AWAITING ROYAL ASSENT

Bill 28, An Act Respecting The Residential Tenancies Act and the Ombudsman Act - Hon. Ms. Rogers

Bill 35, An Act Respecting the Consolidation of Certain Laboratories with the New Brunswick Research and Productivity Council - Hon. Mr. Doucet

Bill 36, Research and Productivity Council Act - Hon. Mr. Doucet

Bill 41, An Act Respecting the Mental Health Act - Hon. Mr. Boudreau

Bill 47, Intimate Partner Violence Intervention Act - Hon. Mr. Gallant

Bill 52, An Act to Amend the Ambulance Services Act - Hon. Mr. Boudreau

STANDING COMMITTEE ON ESTIMATES AND FISCAL POLICY

Main Estimates 2017-2018

Capital Estimates 2017-2018

Supplement to Capital Estimates 2017-2018

Supplementary Estimates, 2015-2016, Volume I

GOVERNMENT MOTIONS

Motion 10 by Hon. Mr. Doucet, seconded by Hon. Mr. Boudreau to propose the following resolution on Wednesday, December 7, 2016:

THAT unless otherwise provided by Standing Rule or Special Order of the House, the Legislative Assembly adopt the following sessional calendar upon resumption of the Third Session of the Fifty-Eighth Legislature on December 6, 2016:

Tuesday, December 6 to Friday, December 9, 2016, inclusive;

Tuesday, December 13 to Friday, December 16, 2016, inclusive;

Tuesday, January 31 to Friday, February 3, 2017, inclusive;

Tuesday, February 7 to Friday, February 10, 2017, inclusive;

Tuesday, March 14 to Friday, March 17, 2017, inclusive;

Tuesday, March 21 to Friday, March 24, 2017, inclusive;

Tuesday, March 28 to Friday, March 31, 2017, inclusive;

Tuesday, April 25 to Friday, April 28, 2017, inclusive; and

Tuesday, May 2 to Friday, May 5, 2017, inclusive;

THAT during certain weeks in which the Assembly is adjourned, the following dates are available to the standing committees to meet to consider bills, estimates and the public accounts of various government departments and Crown corporations;

Tuesday, January 17 to Friday, January 20, 2017, inclusive;

Tuesday, February 14 to Friday, February 17, 2017, inclusive;

Tuesday, February 21 to Friday, February 24, 2017, inclusive;

Tuesday, February 28 to Friday, March 3, 2017, inclusive;

Tuesday, April 11 to Thursday, April 13, 2017, inclusive;

Tuesday, April 18 to Friday, April 21, 2017, inclusive;

Tuesday, June 6 to Friday June 9, 2017, inclusive;

Tuesday, June 13 to Friday June 16, 2017, inclusive;

Tuesday, September 26 to Friday, September 29, 2017, inclusive;

Tuesday, October 3 to Friday October 6, 2017, inclusive; and

Tuesday, October 10 to Friday, October 13, 2017, inclusive,

THAT notwithstanding the above dates available to committees, that the chairs of standing and select committees may continue to call meetings with appropriate notice on dates of their choosing;

THAT when the Assembly adjourns on Friday May 5, 2017, it stand adjourned until Wednesday, November 1, 2017;

PROVIDED ALWAYS THAT if it appears to the satisfaction of Mr. Speaker, after consultation with the Government, that the public interest requires that the House should meet at an earlier time during any period of adjournment, Mr. Speaker may give notice that he is so satisfied and in such notice shall state a time at which the House shall meet, and thereupon the House shall meet at the time so stated and shall transact its business as if it had been duly adjourned to that time, and

THAT in the event of Mr. Speaker being unable to act owing to illness or other cause, either of the Deputy Speakers shall act in his stead for the purpose of this order.

CONCLUDED

Motion 11 by Hon. Mr. Gallant. Debated and carried December 13, 2016.

Motion 12 by Hon. Mr. Gallant. Debated and carried December 7, 2016.

Motion 13 by Hon. Mr. Gallant. Debated and carried December 7, 2016.

Motion 14 by Hon. Mr. Gallant. Debated and carried December 7, 2016.

Motion 16 by Hon. Ms. Rogers. Debated and carried December 14, 2016.

Motion 17 by Hon. Mr. Doucet. Carried December 8, 2016.

Motion 19 by Hon. Ms. Rogers. Debated February 7, 9, 10, 14, 15, 16, and 17, 2017
and carried February 17, 2017.

Motion 22 by Hon. Mr. Doucet. Carried February 14, 2017.

GOVERNMENT PRIVATE MEMBERS' MOTIONS

CONCLUDED

Motion 15 by Mr. Bernard LeBlanc. Debated and carried December 13, 2016.

Motion 18 by Mr. Guitard. Debated and carried December 15, 2016.

OPPOSITION MEMBERS' BUSINESS

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

OPPOSITION MEMBERS' PUBLIC BILLS FOR SECOND READING

Adjourned Debates

Bill 33, An Act to Amend the Human Rights Act - Mr. Wetmore

OPPOSITION MEMBERS' MOTIONS

Debatable Motions

Motion 25 by Mr. Fairgrieve, seconded by Mr. B. Macdonald to propose the following resolution on Thursday, March 30, 2017:

WHEREAS during the First World War, Vimy Ridge and its surrounding area in northern France was seized and held by the German army in September 1914 providing them with a commanding view of French, British and Canadian forces;

WHEREAS early efforts by the French army to capture this strategic site had been unsuccessful and had resulted in thousands of casualties;

WHEREAS in early 1917 the Canadian corps under the leadership of Lieutenant General Sir Julian Byng was ordered to capture the ridge as part of a major British offensive near Arras;

WHEREAS the Canadian corps, understanding the significant challenges they faced, commenced an extensive tactical study of the position, conducted extensive training, and amassed huge quantities of ammunition and supplies to capture the objective;

WHEREAS the Canadian corps was comprised of men from every area of Canada and various other countries of birth formed the infantry, engineer, and numerous support units making up the four Canadian divisions;

WHEREAS these four divisions of Canadian corps along with the British XVII Corps would launch an attack on Vimy Ridge on 9 April, 1917, at 5:30 a.m.;

WHEREAS by noon on 9 April, 1917, three divisions had reached their objectives and by 12 April, the Canadians had captured Vimy Ridge from the German army;

WHEREAS in spite of the enormous casualties, the battle tactics used by the Canadians and the resulting success exemplified the Canadian corps as masters of offensive warfare and gave Canada new international recognition;

WHEREAS the unity and spirit of the Canadian fighting men continued with numerous other successful battles against the German forces and greatly aided in bringing the conflict to an end in November 1918;

WHEREAS the Battle of Vimy Ridge is an epic part of the Canadian identity and history, and the Vimy memorial an iconic tribute to the sacrifice of Canadians during the Great War;

BE IT THEREFORE RESOLVED that April 9, 2017, be proclaimed as Vimy Ridge Day in New Brunswick.

Motion 26 by Mr. K. MacDonald, seconded by Mr. Fitch to propose the following resolution on Thursday, March 30, 2017:

WHEREAS the Department of Environment and Local Government are advocating the establishment of rural communities throughout New Brunswick, as a means of providing greater opportunities for local input at the local level; and

WHEREAS the local service district of Estey's Bridge is currently in discussions to join the local service district of Saint Mary's, portions of the local service district of Stanley, and the Village of Stanley to form the new rural community of Nashwaak; and

WHEREAS the Nashwaak rural community spent the winter of 2016 undertaking a series of public meetings to determine the interest in joining the populations of Estey's Bridge, Saint Mary's, Stanley (the Village) and portions of Stanley (the parish) together, and collected the necessary amount of signatures required by the province to proceed with the next step in the establishment of a rural community; and

WHEREAS the Nashwaak rural community meets the guidelines as established by the Department of Environment & Local Government, namely the inclusion of a village, a population greater than 4000 and a tax base in excess of \$200M; and

WHEREAS the Province of New Brunswick, through the Department of Environment and Local Government has already granted approval for the feasibility study to proceed; and

WHEREAS the financing of the feasibility has already been secured; and

WHEREAS the local service district of Estey's Bridge is already dealing with increased truck traffic associated with existing rock quarry activity in the area; and

WHEREAS the Department of Environment & Local Government has failed to provide an acceptable level of environmental oversight, requiring local property owners to act as their own enforcement branch by collecting pictures, documenting and reporting violations; and

WHEREAS the Department of Environment and Local Government does not presently differentiate between gravel pits and rock quarries for the purposes of operating regulations which prevent the adequate addressing of issues identified by the residential land owners adjacent to existing quarry operations; and

WHEREAS a new quarry is being proposed that would double the noise, traffic and blasting along route 620 between the Kingsley Road and Fredericton city limits;

BE IT THEREFORE RESOLVED THAT the Legislative Assembly urge the government to refrain from approving any gravel pits or rock quarries in the area bordered by the Claudie Road, Route 620, Route 105 and Kingsley Road until the Nashwaak rural community is established and area residents have had an opportunity to voice their concerns to the representatives of their new municipal structure currently known as the Nashwaak rural community.

OPPOSITION MEMBERS' PUBLIC BILLS FOR SECOND READING

Bill 7, Green Jobs Act - Mr. Coon

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

Bill 27, An Act to Amend the Motor Vehicle Act - Mr. Jody Carr

Bill 29, An Act to Amend the Crown Lands and Forests Act - Mr. Coon

OPPOSITION MEMBERS' MOTIONS

Debatable Motions

Motion 3 by Mr. Savoie, seconded by Mr. K. MacDonald to propose the following resolution on Thursday, November 10, 2016:

WHEREAS the softwood lumber agreement between Canada and the United States of America has expired and the two countries are in the midst of negotiations for a new agreement;

WHEREAS 83 percent of New Brunswick's land base is forested and about half of that is Crown forest;

WHEREAS the forest industry in New Brunswick employs over 22,000 people;

WHEREAS the forest industry in New Brunswick contributes over \$1.45 billion to the economy annually;

WHEREAS New Brunswickers have a vested interest in the negotiations of a new softwood lumber agreement;

WHEREAS impositions of tariffs and trade caps with the United States could pose a significant risk to New Brunswick's economy;

BE IT THEREFORE RESOLVED THAT this Assembly urges the current government to meet with the federal government to continue to promote New Brunswick interests with regard to the negotiations of a new softwood lumber agreement.

Motion 6 by Mr. Coon, seconded by Mr. Keirstead to propose the following resolution on Thursday, November 17, 2016:

WHEREAS the government tables each year its Main Estimates and its public accounts of government expenses and revenues;

WHEREAS revenues foregone through tax expenditures including tax credits and tax exemptions are not currently included in the expenses of the government's Main Estimates;

WHEREAS international organizations including the International Monetary Fund and the Organization for Economic Cooperation and Development promote public sector accounting standards that require governments to report tax expenditures;

WHEREAS other jurisdictions within Canada, including British Columbia and the Government of Canada report tax expenditures annually;

WHEREAS it is the responsibility of government to be accountable to the people it represents;

BE IT RESOLVED THAT the Legislative Assembly urge the government to include in its main estimates the total revenue foregone as a result of tax expenditures each fiscal year, beginning with 2017-2018.

Motions for Returns

Motion 23 by Mr. Jeff Carr, seconded by Mr. Wetmore to propose the following resolution on Thursday, February 23, 2017:

THAT an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House a list of all staffing levels and equipment inventory for each Department of Transportation and Infrastructure maintenance depot in the Province of New Brunswick for the years 2013-2014, 2014-2015, 2015-2016 and 2016-2017.

Motion 24 by Mr. Coon, seconded by Mr. Keirstead to propose the following resolution on Thursday, February 23, 2017:

THAT an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the table of the House the following contracts and a list of unsuccessful bidders for each of the following contracts:

Shannex, Fredericton, 2008 (five year contract);

Shannex, Quispamsis, 2008 (five year contract);
 Shannex, Riverview, 2008 (five year contract);
 Villa Beauséjour, Caraquet, 2010;
 Villa Maria Nursing Home, Saint-Louis de Kent, 2014; and
 Victoria Glen Manor, Perth-Andover, 2015.

CONCLUDED

Motion 1 by Mr. Higgs. Debated and carried as amended November 10, 2016.
Motion 2 by Mr. Savoie. Debated and defeated November 17, 2016.
Motion 4 by Mr. Stewart. Debated and defeated December 8, 2016.
Motion 5 by Mr. Urquhart. Debated and defeated November 17, 2016.
Motion 7 by Mr. Coon. Carried March 16, 2017.
Motion 8 by Mr. Higgs. Debated and defeated December 15, 2016.
Motion 9 by Mr. Keirstead. Debated and defeated December 8, 2016.
Motion 20 by Mr. Holder. Debated and defeated March 16, 2017.
Motion 21 by Mr. Wetmore. Debated and carried as amended March 16, 2017.

PETITIONS

Petition 1: Mr. Crossman, November 3, 2016.	(Response, November 29, 2016)
Petition 2: Mr. Crossman, November 3, 2016.	(Response, December 9, 2016)
Petition 3: Mr. Coon, December 6, 2016.	(Response, December 21, 2016)
Petition 4: Mr. Wetmore, December 9, 2016.	(Response, December 19, 2016)
Petition 5: Mr. Crossman, December 14, 2016.	(Response, January 26, 2017)
Petition 6: Mr. Crossman, December 14, 2016.	(Response, January 26, 2017)
Petition 7: Mr. Albert, February 8, 2017.	
Petition 8: Mr. Oliver, February 8, 2017.	(Response, February 17, 2017)
Petition 9: Mr. Oliver, February 10, 2017.	(Response, February 17, 2017)
Petition 10: Mr. Oliver, February 14, 2017.	(Response, February 17, 2017)
Petition 11: Mr. Crossman, February 14, 2017.	
Petition 12: Mr. Crossman, February 15, 2017.	
Petition 13: Mr. Crossman, February 16, 2017.	
Petition 14: Hon. Mr. Arseneault, March 14, 2017.	(Response, March 28, 2017)
Petition 15: Mr. Wetmore, March 14, 2017.	
Petition 16: Mr. Wetmore, March 15, 2017.	
Petition 17: Mr. Wetmore, March 16, 2017.	
Petition 18: Mr. Harvey, March 17, 2017.	
Petition 19: Mr. Wetmore, March 17, 2017.	
Petition 20: Mr. Wetmore, March 21, 2017.	
Petition 21: Mr. Wetmore, March 22, 2017.	
Petition 22: Mr. Wetmore, March 23, 2017.	
Petition 23: Mr. Savoie, March 24, 2017.	
Petition 24: Mr. Coon, March 24, 2017.	
Petition 25: Mr. Wetmore, March 24, 2017.	
Petition 26: Mr. Higgs, March 28, 2017.	
Petition 27: Mr. Wetmore, March 28, 2017.	
Petition 28: Mr. Wetmore, March 29, 2017.	

COMMITTEE REPORTS

Standing Committee on Economic Policy

First Report, December 6, 2016
Second Report, December 8, 2016
Third Report, December 13, 2016
Fourth Report, December 14, 2016
Fifth Report, December 16, 2016
Sixth Report, March 23, 2017
First Report, December 14, 2016

Standing Committee on Law Amendments

REPORTS/DOCUMENTS

Filed in the Clerk's Office

Report on Performance 2015-2016, Auditor General of New Brunswick

(Filed March 27, 2017)

Donald J. Forestell
Clerk of the Legislative Assembly