



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

ORDER AND NOTICE PAPER – Sitting No. 47
Friday, May 5, 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

Adjourned Debates

Bill 16, An Act to Amend the Crown Construction Contracts Act - Hon. Mr. Fraser

STANDING COMMITTEE ON ECONOMIC POLICY

Bill 61, Transparency in Election Commitments 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

COMMITTEE OF THE WHOLE

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

BILLS AWAITING ROYAL ASSENT

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

Bill 17, An Act to Amend the Judicature Act - Hon. Mr. Landry

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 31, An Act to Amend the New Brunswick Income Tax Act - Hon. Ms. Rogers

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

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

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 55, Credit Reporting Services Act - Hon. Ms. Rogers

Bill 56, An Act to Amend the Political Process Financing Act - Hon. Mr. Boudreau

- 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 62, An Act to Amend the Legislative Assembly Act - Hon. Mr. Boudreau
 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
 Bill 65, Psychologists Act - Mr. Bourque
 Bill 66, An Act Respecting the Political Process Financing Act - Hon. Mr. Boudreau
 Bill 67, An Act Respecting Family Day - Hon. Mr. Gallant
 Bill 68, Loan Act 2017 - Hon. Ms. Rogers
 Bill 69, Appropriations Act 2017-2018 - Hon. Ms. Rogers
 Bill 70, Supplementary Appropriations Act 2015-2016 (1) - Hon. Mr. Melanson

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.

Motion 30 by Hon. Mr. Arseneault, seconded by Mr. Guitard to propose the following resolution on Wednesday, May 3, 2017:

WHEREAS the leader of the opposition spoke at length on Wednesday, April 26, 2017 at the Standing Committee on Estimates and Fiscal Policy about the tax deal brought in by the Conservative government of the day in 2005 to benefit the Canaport LNG site at the expense of the people of the City of Saint John; and

WHEREAS the current Liberal government repealed the tax break restoring fairness to the people of the City of Saint John; and

WHEREAS as a result of the Liberal legislation to repeal the tax break, significantly more taxes will be paid on the Canaport site which this year provided the City of Saint John with \$2.6 million in revenue compared to the \$500,000 they received under the Conservative deal;

WHEREAS the leader of the opposition indicates on his LinkedIn profile that his only employment for 33 years of his adult life was with Irving Oil from 1977 to 2010; and

WHEREAS the official biography of the leader of the opposition on the Conservative website says, quote, "He was a member of the Irving team negotiating with Repsol on the Canaport LNG project. He also served on the Board of Directors for Canaport LNG;" and

WHEREAS the leader of the opposition now claims to be opposed to the very deal he says he helped negotiate;

BE IT RESOLVED THAT this Assembly call upon the leader of the opposition to explain to the House the nature of his involvement in obtaining this special tax break for Irving and Canaport and the rationale and timing of his change of opinion on this matter.

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.

Motion 28 by Hon. Mr. Doucet. Carried April 27, 2017.

Motion 31 by Hon. Mr. Doucet. Carried April 28, 2017.

Motion 35 by Hon. Mr. Doucet. Carried May 4, 2017.

GOVERNMENT PRIVATE MEMBERS' MOTIONS

Motion 33 by Mr. Guitard, seconded by Mr. Bourque to propose the following resolution on Friday, May 5, 2017:

THAT, notwithstanding the Standing Rules of the Assembly, following the adoption of this motion, there shall be 18 hours allocated for the proceedings at all stages of the passage of Bills 31, 60, 66 and 68, which shall include the hours spent considering said Bills from December 14, 2016, and onward, and at the expiration of the said 18 hours, unless sooner concluded, the Speaker, or the Chair of the Committee of the Whole House or the Chair of the Standing Committee on Economic Policy as the case may be, shall interrupt the proceedings and put every question necessary to dispose of the order for second reading of the said Bills; the order for consideration of the said Bills in committee and report of the Bills to the House; and the order for third reading and passage of the said Bills; and where necessary, the said Bills shall be allowed to receive more than one reading or advance more than one stage in one day;

THAT, if necessary, the time for the daily adjournment of the sitting of the Assembly on Friday, May 5, 2017, prescribed by Special Order of the House adopted December 8, 2016, be extended until the expiration of the allocated time at all stages necessary for the passage of the said Bills and Royal Assent.

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

OPPOSITION MEMBERS' PUBLIC BILLS FOR SECOND READING

Bill 7, Green Jobs Act - Mr. Coon

Bill 71, An Act to Amend the Political Process Financing Act - Mr. Fairgrieve

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 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.

[Documents requested filed April 13, 2017]

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 6 by Mr. Coon. Debated and defeated May 4, 2017.

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.

Motion 25 by Mr. Fairgrieve. Debated and carried March 30, 2017.

Motion 26 by Mr. K. MacDonald. Debated and defeated April 27, 2017.

Motion 27 by Mr. K. MacDonald. Debated and carried as amended May 4, 2017.

Motion 29 by Mr. K. MacDonald. Debated and defeated May 4, 2017.

Motion 32 by Ms. Dubé. Debated and carried as amended May 4, 2017.

Motion 34 by Mr. Fitch. Debated and carried May 4, 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.	(Response, April 7, 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.	(Response, March 31, 2017)
Petition 12: Mr. Crossman, February 15, 2017.	(Response, March 31, 2017)
Petition 13: Mr. Crossman, February 16, 2017.	(Response, March 31, 2017)
Petition 14: Hon. Mr. Arseneault, March 14, 2017.	(Response, March 28, 2017)
Petition 15: Mr. Wetmore, March 14, 2017.	(Response, March 31, 2017)
Petition 16: Mr. Wetmore, March 15, 2017.	(Response, March 31, 2017)
Petition 17: Mr. Wetmore, March 16, 2017.	(Response, March 31, 2017)
Petition 18: Mr. Harvey, March 17, 2017.	(Response, March 31, 2017)
Petition 19: Mr. Wetmore, March 17, 2017.	(Response, March 31, 2017)
Petition 20: Mr. Wetmore, March 21, 2017.	(Response, March 31, 2017)
Petition 21: Mr. Wetmore, March 22, 2017.	(Response, March 31, 2017)
Petition 22: Mr. Wetmore, March 23, 2017.	(Response, March 31, 2017)
Petition 23: Mr. Savoie, March 24, 2017.	(Response, April 7, 2017)
Petition 24: Mr. Coon, March 24, 2017.	(Response, April 12, 2017)
Petition 25: Mr. Wetmore, March 24, 2017.	(Response, March 31, 2017)
Petition 26: Mr. Higgs, March 28, 2017.	(Response, April 7, 2017)
Petition 27: Mr. Wetmore, March 28, 2017.	(Response, April 7, 2017)
Petition 28: Mr. Wetmore, March 29, 2017.	(Response, April 7, 2017)
Petition 29: Mr. Wetmore, March 30, 2017.	(Response, April 7, 2017)
Petition 30: Mr. Wetmore, March 31, 2017.	(Response, April 7, 2017)
Petition 31: Mr. Wetmore, April 25, 2017.	
Petition 32: Mr. Wetmore, April 26, 2017.	
Petition 33: Mr. Wetmore, April 27, 2017.	
Petition 34: Mr. Wetmore, April 28, 2017.	
Petition 35: Mr. Wetmore, May 2, 2017.	
Petition 36: Ms. Wilson, May 2, 2017.	
Petition 37: Mr. Wetmore, May 4, 2017.	
Petition 38: Mr. Coon, May 4, 2017.	
Petition 39: Mr. Bourque, May 4, 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
Seventh Report, April 25, 2017
Eighth Report, April 27, 2017
Ninth Report, April 28, 2017
Tenth Report, May 2, 2017
Eleventh Report, May 3, 2017
Twelfth Report, May 4, 2017

Standing Committee on Estimates and Fiscal Policy

First Report, April 27, 2017

Standing Committee on Law Amendments

First Report, December 14, 2016

Standing Committee on Private Bills

First Report, April 25, 2017

WRITTEN QUESTIONS (see Appendix A)

Donald J. Forestell
Clerk of the Legislative Assembly

APPENDIX A**WRITTEN QUESTIONS****Question No. 1 by Mr. Higgs**

Directed to: Hon. Mr. Gallant
Premier of New Brunswick

Will the Premier give us precisely the deficit figure that he is claiming to have cut in half? What was the top number, what was the bottom number, and where was the contingency fund during all this calculation?

Question No. 2 by Mr. Higgs

Directed to: Hon. Mr. Gallant
Premier of New Brunswick

Two documents were posted to the government of New Brunswick website. One document is on the economic outlook for 2017-18, and the other document is the budget speech. These documents may conflict. As such, which document is accurate?

Question No. 3 by Mr. Higgs

Directed to: Hon. Mr. Doucet
Minister of Energy and Resource Development

I would like to refer the minister to Volume 2 of the 2015 report of the Auditor General and her recommendations on private wood supply. On page 176, in paragraph 4.20, the Auditor General states:

4.20 We reviewed documentation supplied by the Department regarding its strategic planning and implementation. We could not identify a documented strategy, goal or objective for wood supply from private woodlots. Although it has initiated some actions related to private wood supply, none were complete.

Can the minister advise the House as to whether this has been acted upon? Can he share the department's documented strategy, goal, or objective for wood supply from private woodlots?

Question No. 4 by Mr. Higgs

Directed to: Hon. Ms. Landry
Minister responsible for Opportunities New Brunswick

Can the minister responsible for Opportunities New Brunswick advise the House as to how many companies receiving government financial assistance are behind on their commitments to create jobs?

Question No. 5 by Mr. Higgs

Directed to: Hon. Ms. Rogers
Minister of Finance

The Gallant government made two announcements, one regarding Sisson Mine and the other regarding First Nations gasoline and tobacco taxation.

Could the minister explain what consultation was done and what consideration was given, if any, to the concerns of the independent gasoline retailers, such as decoupling from HST or providing a cap?