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No. 39

Thursday, February 27, 1997.

8.30 o'clock a.m.

Prayers

Petitions

Mr. D. Landry, Member for Centre-Péninsule, laid upon the Table of the House a petition signed by residents of Brantville proposing additional changes to a school rationalization plan in School District 9. (Petition 14)

Mr. Doyle, Member for Albert, laid upon the Table of the House a petition signed by residents of the Lower Coverdale area who request that their school remain open. (Petition 15)

Standing Committee on Private Bills

Mr. Devereux, from the Standing Committee on Private Bills, presented the Second Report of the Committee for the session which was read and is as follows:

February 27, 1997.

To the Honourable

The Legislative Assembly of

The Province of New Brunswick

Mr. Speaker:

Your Standing Committee on Private Bills begs leave to submit this their Second Report of the Session.

Your Committee met in the Legislative Council Chamber on Tuesday, February 25, and Wednesday, February 26, 1997.

Your Committee had under consideration:

Bill 82, An Act Respecting The Bank of Nova Scotia Trust Company, Montreal Trust Company of Canada and Montreal Trust Company.

and recommends the same to the favourable consideration of the House with certain amendments.

Your Committee also had under consideration:

Bill 83, An Act to Incorporate the Council of Agricultural Federations of New Brunswick.

and reports to have made certain progress therein and asks leave to sit again.

Mr. Speaker, I move, seconded by the Member for Victoria-Tobique, that the Report be concurred in by the House.

(Sgd.) Gene Devereux, M.L.A.

Vice-chairman.

Mr. Speaker put the question on the motion of concurrence in the Report, and it was resolved in the affirmative.

Bills Introduced

The following Bill was introduced and read a first time:

By Ms. Weir,

Bill 102, *Public Participation Act*.

Ordered that the said Bill be read a second time at the next sitting.

Notices of Motions

Mr. Robichaud gave Notice of Motion 112 that on Thursday, March 6, 1997, he would move the following resolution, seconded by Mr. Mockler:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the Table of the House for every Cabinet Minister and/or head of a Crown corporation: a list of all fees, gifts, gratuities or other benefits he or she has received while in office for each of the following years - 1991, 1992, 1993, 1994, 1995, 1996.

Mr. Sherwood gave Notice of Motion 113 that on Thursday, March 6, 1997, he would move the following resolution, seconded by Hon. Mr. Valcourt:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the Table of the House; in relation to Family Court support orders, please provide the following for each year from 1991, 1992, 1993, 1994, 1995 to 1996: the total number of support orders in this province and a breakdown of the average amount awarded by the courts for each child; the amount of support orders which were paid in full to the custodial parent; the amount of support orders which were paid in part to the custodial parent, and the average payment received for each child.

Mr. Volpé gave Notice of Motion 114 that on Thursday, March 6, 1997, he would move the following resolution, seconded by Mr. D. Graham:

That an address be presented to Her Honour the Lieutenant-Governor, praying that she cause to be laid upon the Table of the House for each of the years 1991, 1992, 1993, 1994, 1995, 1996: A list of any Cabinet member or executive staff member having intervened on behalf of one of the parties appearing before a provincial quasi-judicial tribunal.

Mr. D. Graham gave Notice of Motion 115 that on Thursday, March 6, 1997, he would move the following resolution, seconded by Mr. Mockler:

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 government contracts in any department, Crown corporation and/or government agency which were not awarded through a prescribed tendering process.

Mr. Sherwood gave Notice of Motion 116 that on Thursday, March 6, 1997, he would move the following resolution, seconded by Hon. Mr. Valcourt:

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 copy of the job description for the Family Court Enforcement Officer; a copy of any policies, guidelines, measures and resources available to Family Court Enforcement Officers in order to discharge their duties including locating noncustodial parents who are not making their child support payments and enforcing such payments.

Government Motions re Business of House

Hon. Mr. Frenette rose and announced that following Private Members' Motions, the House would resolve itself into a Committee of the Whole to consider legislation; in particular, Bills 93, 94, 92, 90,

and 77. Continuing, the Government House Leader stated that it was the intention of the government that Private Bills 43, 45, 46, 59 and 82 be read a second time tomorrow.

Third Reading

The Order being read for third reading of Bill 44, *Harmonized Sales Tax Act*, a debate arose thereon.

And the debate being ended, and the question being put that Bill 44 be now read a third time, it was resolved in the affirmative on the following recorded division:

YEAS - 34

Hon. Mr. Blanchard	Mrs. Jarrett	Ms. de Ste. Croix
Hon. Mr. Frenette	Mr. McAdam	Mr. Olmstead
Hon. Mr. Graham	Mr. Kennedy	Mr. Flynn
Hon. Mr. Lee	Hon. Mr. MacIntyre	Mr. DeGrâce
Hon. Mr. King	Mr. Allaby	Mr. O'Donnell
Hon. Mr. Blaney	Mr. Steeves	Mr. MacDonald
Mr. McKay	Mr. Wilson	Mr. Byrne
Hon. B. Thériault	Mr. LeBlanc	Mr. MacLeod
Hon. Mrs. Breault	Mr. Jamieson	Mr. Doyle
Hon. C. Thériault	Mr. A. Landry	Mr. D. Landry
Hon. Mr. Tyler	Mr. Johnson	Mr. Armstrong
Hon. Mrs. Mersereau		

NAYS - 6

Mr. Sherwood	Hon. Mr. Valcourt	Mr. Volpé
Mr. Robichaud	Ms. Weir	Mr. D. Graham

Accordingly, Bill 44, *Harmonized Sales Tax Act*, was read a third time and passed.

The following Bills were read the third time:

Bill 75, *An Act to Amend the Income Tax Act*.

Bill 76, *An Act to Amend the Income Tax Act*.

Bill 80, *An Act to Amend the Income Tax Act*.

Bill 88, *New Brunswick Public Libraries Foundation Act*.

Bill 89, *An Act to Amend the Libraries Act*.

Bill 91, *An Act to Amend the University of New Brunswick Act*.

Bill 96, *An Act Respecting Pensions*.

Bill 97, *Supplementary Appropriations Act 1996-97*.

Bill 98, *Supplementary Appropriations Act 1997-98*.

Ordered that the said Bills do pass.

Private Members Motions

Motion 103 by Mr. Volpé was, by leave of the House, stood over to Thursday, March 27, 1997.

Motions 104 and 105 by Hon. Mr. Valcourt were, by leave of the House, stood over to Friday, February 28, 1997.

Pursuant to Notice of Motion 106, Mr. Volpé moved, seconded by Mr. Robichaud:

WHEREAS the federal government has adopted major changes to the Employment Insurance system, which will have a definite impact on the New Brunswick labour market;

WHEREAS the number of people looking for employment and the number of people giving up their search for employment are constantly on the increase in New Brunswick;

WHEREAS the job creation strategy of this government has proved ineffective in creating stable, well-paid jobs for residents of the province;

BE IT RESOLVED that this Assembly recommend to the government to undertake a complete review of its job creation strategy and programs in order to tailor them to new labour market realities and new economic realities.

And the question being put, a debate ensued.

And after some time, Mr. Speaker interrupted proceedings and announced that the time allotted for debate by the Member for Carleton was expiring, and leave was granted for the Member to complete his remarks.

And after some further time, Mr. Speaker interrupted proceedings and announced that the time allotted for Private Members' Motions had expired.

Committee of the Whole

The House resolved itself into a Committee of the Whole with Mr. MacDonald in the chair.

At 12.30 o'clock p.m., Mr. Chairman left the chair, to resume again at 2 o'clock p.m.

2 o'clock p.m.

The Committee resumed.

And after some time spent in Committee of the Whole, Mr. Chairman put the question that Bill 90, *An Act to Amend the New Brunswick Highway Corporation Act*, stand as presented, and it was carried on the following recorded division:

YEAS - 31

Hon. Mr. Duffie	Hon. Mrs. Trenholme	Mr. Kavanaugh
Hon. Mr. Frenette	Hon. Mr. Savoie	Mr. Olmstead
Hon. Mr. Lee	Mrs. Jarrett	Mr. DeGrâce
Hon. Mrs. Barry	Mr. McAdam	Mr. O'Donnell
Hon. Mr. Blaney	Hon. Mr. MacIntyre	Mr. Byrne
Mr. McKay	Hon. Mr. Richard	Mr. MacLeod
Hon. B. Thériault	Mr. Allaby	Mr. Doyle
Hon. Mrs. Breault	Mr. Steeves	Mr. Armstrong
Hon. C. Thériault	Mr. Jamieson	Mr. Devereux
Hon. Mr. Tyler	Mr. Johnson	Mrs. Kingston
Hon. Mr. Smith		

NAYS - 5

Mr. Sherwood	Ms. Weir	Mr. D. Graham
Mr. Robichaud	Mr. Volpé	

During consideration of Bill 95, *An Act to Amend the Police Act*, Ms. Weir moved the following amendment:

AMENDMENT [Paragraph 4(c)]

In this section, by repealing paragraph (d) of the proposed section 7, subsection (4).

And a debate arising, after some time, the question having been put, the amendment was negated on the following recorded division:

YEAS - 4

Mr. Sherwood	Mr. Volpé	Mr. D. Graham
Ms. Weir		

NAYS - 30

Hon. Mr. Duffie	Hon. Mr. Smith	Mr. Kavanaugh
Hon. Mr. Frenette	Hon. Mrs. Trenholme	Mr. Olmstead
Hon. Mr. Lee	Hon. Mr. Savoie	Mr. Flynn
Hon. Mrs. Barry	Mrs. Jarrett	Mr. DeGrâce
Hon. Mr. Blaney	Mr. McAdam	Mr. O'Donnell
Mr. McKay	Hon. Mr. Richard	Mr. MacLeod
Hon. B. Thériault	Mr. Allaby	Mr. Doyle
Hon. Mrs. Breault	Mr. Wilson	Mr. Armstrong
Hon. C. Thériault	Mr. Jamieson	Mr. Devereux
Hon. Mr. Lockyer	Mr. Johnson	Mrs. Kingston

And after some further time spent in Committee of the Whole, Mr. Chairman declared it to be 6 o'clock p.m. and left the chair, to resume again at 7 o'clock p.m.

7 o'clock p.m.

The Committee resumed with Mr. O'Donnell in the Chair.

And after some further time spent in Committee of the Whole, Mr. Speaker resumed the chair and Mr. O'Donnell, the Chairman, after requesting that Mr. Speaker revert to the Order of Presentations of Committee Reports, reported:

That the Committee had directed him to report the following Bills as agreed to:

Bill 84, *An Act to Amend the Insurance Act.*

Bill 90, *An Act to Amend the New Brunswick Highway Corporation Act.*

Bill 92, *An Act to Amend the Workplace Health, Safety and Compensation Commission Act.*

Bill 93, *An Act to Amend the Elections Act.*

Bill 99, *Small Claims Act.*

Bill 100, *An Act to Amend the Family Services Act.*

And that the Committee had directed him to report the following Bills as amended:

Bill 94, *An Act to Amend the Municipal Elections Act.*

Bill 95, *An Act to Amend the Police Act.*

And that the Committee had directed him to report progress on the following Bill:

Bill 77, *Education Act.*

And the Committee asked leave to make a further report.

Pursuant to Standing Rule 78.1, Mr. Speaker then put the question on the motion deemed to be before the House, that the report be concurred in, and it was resolved in the affirmative.

And then, 10 o'clock p.m., the House adjourned.

The following documents, having been deposited with the Clerk of the House, were deemed laid before the Table of the House, pursuant to Standing Rule 39:

Documents requested in Notice of Motion 109 - February 26, 1997

Maritime Provinces Higher Education Commission Discussion Paper: Options for Quality Assurance in Higher Education in the Maritimes - February 26, 1997