



LEGISLATIVE ASSEMBLY
PROVINCE OF NEW BRUNSWICK

ORDER AND NOTICE PAPER

Daily Sitting No. 40

Third Session, 55th Legislative Assembly

Tuesday, May 30, 2006

ROUTINE PROCEEDINGS

Prayers
Condolences and Messages of Sympathy (*Prior Notice to Speaker*)
Introduction of Guests
Congratulatory Messages
Presentations of Petitions
Answers to Petitions and Written Questions
Presentations of Committee Reports
Tabling of Documents
Statements by Ministers
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Introduction of Bills
Notices of Motions
Government Motions for the Ordering of the Business of the House
Orders of the Day

**ORDER AND NOTICE PAPER
ORDERS OF THE DAY**

PRIVATE MEMBERS' MOTIONS *[In accordance to rotation prescribed by
Standing Rules 44(2.4), (2.5), and (2.6)]*

Debatable Motions

Motion 66 by Mr. Lamrock, seconded by Mr. McGinley to propose the following resolution on Tuesday, May 2, 2006:

WHEREAS circumstances have changed since the election of the Member for Miramichi Bay-du-Vin as Speaker of the Legislative Assembly, and

WHEREAS some of these circumstances; specifically, the seeking of one party's approval of admission to caucus, the private negotiation of government benefits in exchange for support, and the Speaker's participation in government announcements of projects which are, or have been represented as being, in exchange for the Speaker's support, would create reasonable doubts in the impartiality of the Office of Speaker, and

WHEREAS it is appropriate that this Assembly be given an opportunity to affirm or withhold its support for the Speaker;

BE IT RESOLVED that this Legislative Assembly express its lack of confidence in the Speaker.

Motion 75 by Mr. Jamieson, seconded by Mr. Lamrock to propose the following resolution on Tuesday, May 30, 2006:

WHEREAS global warming is a growing threat to people's health, our resource industries and our environment, and;

WHEREAS in the absence of federal government leadership, provinces must have clear plans to reduce greenhouse gas emissions, and;

WHEREAS unlike other jurisdictions, New Brunswick has no legislated targets for reducing greenhouse emissions;

BE IT THEREFORE RESOLVED that the Legislative Assembly call upon the government to introduce legislation setting out clear targets for reduction of greenhouse gas emissions by December 31, 2006.

Motions for returns *[In order of their introduction in the House]*

Motion 4 by Mr. Murphy, seconded by Mr. Lamrock to propose the following resolution on Tuesday, December 13, 2005:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research pertaining to education financing in New Brunswick exchanged or held by the Department of Education, the Department of Finance and education districts.

Motion 26 by Mr. R. Boudreau, seconded by Mr. V. Boudreau to propose the following resolution on Tuesday, December 27, 2005:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research pertaining to the existence of contingency plans in the case of a strike regarding both nursing homes and home care workers.

Motion 51 by Mr. Paulin, seconded by Mr. Allaby to propose the following resolution on Tuesday, April 11, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research between June 1, 2003 and April 4, 2006 for any proposes plans for changes to Route 17, as well as all correspondence, including minutes of meetings, letters, emails, memoranda, briefing notes, hand-written notes, reports, analysis and research between June 1, 2003 and April 4, 2006 between the federal government and the government of New Brunswick regarding Route 17.

Motion 53 by Mr. Doucet, seconded by Mr. MacIntyre to propose the following resolution on Thursday, April 13, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House the names of any and all law firms employed by the New Brunswick Power Holding Corporation associated in any way with either past, current or on-going legal counsel pertaining to the memorandum of understanding or fuel supply agreement for Orimulsion at Coleson Cove, as well as the total amount of fees paid from January 1, 2002 to present to said law firms by the Government of New Brunswick and/or New Brunswick Power Holding Corporation for services rendered in either past, current, or on-going legal proceedings relating to the Orimulsion file.

[Documents requested filed May 15, 2006]

Motion 56 by Mr. Armstrong, seconded by Dr. Doherty to propose the following resolution on Thursday, April 20, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research between the Province of New Brunswick and both the New Brunswick Cattle Producers Association and River Valley Meat Packers Ltd., pertaining to, but not limited to, support for an Atlantic federally-inspected abattoir and processing plant, as well as; any and all plans for design and engineering for a federally licensed abattoir and processing plant from June 1, 2003 to April 13, 2006.

[Documents requested filed May 19, 2006]

Motion 57 by Mr. Jamieson, seconded by Mr. V. Boudreau to propose the following resolution on Thursday, April 20, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House the names, titles, responsibilities and detailed job descriptions of any and all employees of casual, part-time, full-time and/or permanent status that are currently employed, or were employed at any time between June 1, 2003 and April 14, 2006 through the Office of the Premier.

Motion 60 by Mr. Albert, seconded by Mr. Landry to propose the following resolution on Tuesday, May 2, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House the management plan for the wooded area of the Village historique acadien and all information concerning timber harvesting on Village historique acadien land, including memos, reports, finances, faxes, minutes of meetings, the rationale for harvesting, the number of acres harvested, the number of cords cut, costs and expenses, profits, commitments, and silviculture work carried out, etc., from April 1, 2004, to April 24, 2006.

[Documents requested filed May 23, 2006]

Motion 63 by Mr. V. Boudreau, seconded by Mr. Lamrock to propose the following resolution on Tuesday, May 2, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research pertaining to the yearly "Census Day" figures referred to by the Deputy Minister of Health and Wellness during Pubic Accounts on February 9, 2006 which determines the number of beds operating in each of the Regional Health Authorities/formerly Regional Hospital Corporations in the month of April in each of the years - 1999, 2000, 2001, 2002, 2003, 2004 & 2005.

Motion 64 by Mr. Arseneault, seconded by Mr. Haché to propose the following resolution on Tuesday, May 2, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all details of expenditures pertaining to item 4253.160.058 on page 83 of the 2004/2005 Regional Development Corporation Annual Report.

[Documents requested filed May 11, 2006]

Motion 67 by Mr. McGinley, seconded by Dr. Doherty to propose the following resolution on Thursday, May 4, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House the recommendations made by the New Brunswick Advisory Council on Seniors that were referred to by the Chairperson, Sister Anne Robichaud during Public Accounts on March 23, 2006.

[Documents requested filed May 12, 2006]

Motion 68 by Dr. Kennedy, seconded by Mr. V. Boudreau to propose the following resolution on Thursday, May 4, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House all correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research pertaining to the construction of the Waterville Hospital between the Minister of Health, Department of Health, Minister of Environment, Department of Environment, Minister of Supply and Services, Department of Supply and Services, River Valley Health Authority, ADI Limited, and all contractors and sub-contractors involved in the construction of the project since January 1, 2003; as well as all correspondence, including minutes of meetings, letters, e-mails, memoranda, briefing notes, hand-written notes, reports, analysis and research pertaining to results of any and all soil tests, drainage studies, potable water sampling, site maps of location of sewage systems and water systems involved with the construction of the Waterville Hospital project.

Motion 70 by Mr. Albert, seconded by Mr. V. Boudreau to propose the following resolution on Thursday, May 11, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House the absenteeism rate for health care and administrative staff of Health Authority 6, including permanent, temporary, part-time, and contract employees, from 2002-03 to 2005-06.

Motion 71 by Mr. Doucet, seconded by Mr. Allaby to propose the following resolution on Tuesday, May 16, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House documents relating to the Government of New Brunswick aircraft; a copy of the journey log and maintenance log from February 1, 2004 - March 30, 2004, and a copy of the HOB Meter Reading from start of day February 1, 2004 to end of day March 30, 2004, and all landing fees and airport fees for the above dates.

Motion 72 by Mr. Albert, seconded by Mr. Landry to propose the following resolution on Thursday, May 18, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House the reasons and criteria for obtaining funding for improving waste disposal equipment at a sea product processing plant, the number of funding applications, the number of processing plants that received funding, and the amounts received by each plant, from April 1, 2003 to May 12, 2006.

GOVERNMENT BILLS AND ORDERS

ADJOURNED DEBATES

Resuming the adjourned debate on the motion that Bill 46, *An Act Respecting Access to Community College* - [Mr. Lamrock] be now read a second time.

Debate interrupted by expiration of time.

COMMITTEE OF THE WHOLE

Bill 2, Fiscal Responsibility and Balanced Budget Act - Hon. Mr. Volpé

Bill 4, Tuition Tax Cash Back Credit Act - Hon. Mr. Volpé

Bill 5, Tobacco Damages and Health Care Costs Recovery Act
- Hon. Mr. Green, Q.C.

Bill 9, An Act Respecting the Protection of Low-Income Occupiers - Dr. Doherty

Bill 10, An Act to Amend the Crown Lands and Forests Act - Hon. Mr. Ashfield

Bill 11, An Act to Amend the Crown Lands and Forests Act - Hon. Mr. Ashfield

Bill 12, An Act to Amend the Forest Products Act - Hon. Mr. Ashfield

Bill 13, An Act to Amend the Occupational Health and Safety Act
- Hon. Mrs. Blaney

Bill 15, An Act to Amend the Clean Environment Act - Hon. Mr. Holder

Bill 16, An Act to Amend the Clean Environment Act - Hon. Mr. Holder

Bill 17, An Act to Amend the Land Titles Act - Hon. Mr. Mockler

Bill 18, An Act to Amend An Act to Amend the Motor Vehicle Act
- Hon. Mr. Steeves

Bill 19, An Act to Amend the Motor Vehicle Act - Hon. Mr. Steeves

Bill 20, An Act to Amend the Provincial Loans Act - Hon. Mr. Volpé

Bill 21, An Act to Amend the Shortline Railways Act - Hon. Mr. P. Robichaud

Bill 22, An Act to Amend the Kings Landing Corporation Act
- Hon. Mrs. MacAlpine-Stiles

Bill 24, An Act to Amend the New Brunswick Investment Management Corporation Act
- Mr. Murphy

Bill 25, An Act to Amend the Child and Youth Advocate Act
- Hon. Mrs. MacAlpine-Stiles

Bill 29, An Act Respecting the Protection of Retirement Home Residents
- Mr. Lamrock

Bill 30, An Act to Amend the Prescription Drug Payment Act - Mr. Allaby

Bill 31, An Act to Amend the Electricity Act - Mr. Burke

Bill 32, Fairness in Fees Act - Mr. Lamrock

Bill 33, An Act to Amend the Executive Council Act - Hon. Mr. Lord

Bill 36, An Act to Amend the Jury Act - Hon. Mr. Fitch

Bill 38, An Act Respecting Pensions - Hon. Mr. Volpé

Bill 39, An Act to Repeal the Married Womans' Property Act - Hon. Mr. Green, Q.C.

Bill 40, An Act to Amend the Warehouseman's Lien Act - Hon. Mr. Green, Q.C.

Bill 41, An Act to Amend the Woodsmen's Lien Act - Hon. Mr. Green, Q.C.
 Bill 42, An Act to Amend the Motor Vehicle Act - Hon. Mr. Steeves
 Bill 43, An Act to Amend the Time Definition Act - Hon. Mr. Lord
 Bill 44, Healthy Students Act - Mrs. Robichaud
 Bill 45, An Act to Amend the Education Act - Mrs. Robichaud
 Bill 48, An Act to Amend the Pre-arranged Funeral Services Act - Hon. Mr. Fitch
 Bill 49, An Act to Amend the Teachers' Pension Act - Hon. Mr. Graham
 Bill 50, Class Proceedings Act - Hon. Mr. Green, Q.C.
 Bill 51, An Act to Amend the Human Tissue Gift Act - Hon. Mr. Green, Q.C.
 Bill 52, An Act to Amend the Higher Education Foundation Act - Hon. Mr. Carr
 Bill 53, An Act to Amend the Child and Youth Advocate Act - Hon. Mrs. Dubé
 Bill 54, An Act to Amend the Motor Vehicle Act - Hon. Mr. Steeves
 Bill 55, An Act to Amend the Assessment Act - Mr. Allaby
 Bill 56, An Act to Amend the Harmonized Sales Tax Act - Mr. Burke
 Bill 58, An Act to Amend the Residential Property Tax Relief Act - Mr. Targett
 Bill 60, An Act to Amend the Coroners Act - Mr. Foran
 Bill 61, An Act to Amend the Workers' Compensation Act - Mr. S. Graham
 Bill 63, An Act to Amend the Elections Act - Mr. V. Boudreau
 Bill 64, An Act to Amend the Youth Assistance Act - Mr. Lamrock
 Bill 65, Fiscal Transparency Act - Mr. Murphy
 Bill 67, Right to Read Act - Mr. Lamrock
 Bill 70, An Act to Amend the Workers' Compensation Act - Mr. A. LeBlanc
 Bill 71, Agricultural Producers Registration and Farm Organizations Funding Act
 - Hon. Mr. Alward

PRIVATE BILLS STANDING REFERRED TO STANDING COMMITTEE ON PRIVATE BILLS

Bill 66, An Act Respecting the Paramedic Association of New Brunswick
 - Mr. Wally Stiles
 Bill 69, An Act to Amend the Université de Moncton Act - Mr. Betts

COMMITTEE OF SUPPLY

Capital Estimates 2006-2007

Supplementary Estimates Volume III 2004-2005

Supplementary Estimates Volume I 2005-2006

(Transmitted by Message of His Honour the Lieutenant-Governor Herménégilde Chiasson on December 20, 2005)

Main Estimates 2006-2007

(Transmitted by Message of His Honour the Lieutenant-Governor Herménégilde Chiasson on March 28, 2006)

BILLS STANDING REFERRED TO STANDING COMMITTEE ON LAW AMENDMENTS

Bill 6, Franchises Act - Hon. Mr. Green, Q.C.

Bill 47, An Act to Amend the Members' Conflict of Interest Act - Mr. S. Graham

Bill 62, An Act to Amend the Municipalities Act - Mr. Murphy

NOTICES OF MOTIONS

GOVERNMENT MOTIONS

Motion 76 by Hon. Mr. Harrison, seconded by Hon. P. Robichaud to propose the following resolution on Thursday, June 1, 2006:

Pursuant to a resolution of the House adopted May 3, 2006 not to concur in the Report of the Committee of Supply dated May 3, 2006, this Assembly instructs the Committee of Supply to reconsider the supply resolutions for the Department of Transportation for the fiscal year 2006-2007.

CONCLUDED:

Motion 1 by Hon. Mr. Alward. Debated and carried December 7, 2005.

Motion 19 by Hon. Mr. Volpé. Debated December 20 and 21 and carried December 21, 2005.

Motion 28 by Hon. Mr. Volpé. Debated March 28, 30, 31, April 4, 5, 6 and carried April 7, 2006.

Motion 40 by Hon. Mr. Green. Carried December 23, 2005.

Motion 44 by Hon. Mr. Green. Carried December 23, 2005.

Motion 45 by Hon. Mr. Green. Carried December 23, 2005.

Motion 46 by Hon. Mr. Green. Carried December 23, 2005.

PRIVATE MEMBERS' MOTIONS

Motion 77 by Mr. S. Graham, seconded by Mr. Murphy to propose the following resolution on Thursday, June 1, 2006:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House a copy of Prime Minister Stephen Harper's letter to the provinces during last winter's federal election campaign that promised an equalization formula based on an average of 10 provinces and excluding resource revenues.

CONCLUDED:

- Motion 2 by Mr. S. Graham.** Debated and defeated December 13, 2005.
- Motion 3 by Mrs. Robichaud.** Withdrawn March 29, 2006.
- Motion 5 by Mr. Targett.** Withdrawn March 29, 2006.
- Motion 6 by Dr. Kennedy.** Withdrawn March 29, 2006.
- Motion 7 by Dr. Kennedy.** Withdrawn March 29, 2006.
- Motion 8 by Mr. Paulin.** Withdrawn March 29, 2006.
- Motion 9 by Mr. Paulin.** Withdrawn March 29, 2006.
- Motion 10 by Mr. Burke.** Debated and carried December 15, 2005.
- Motion 11 by Mr. Murphy.** Debated and carried as amended December 20, 2005.
- Motion 12 by Mr. R. Boudreau.** Withdrawn March 29, 2006.
- Motion 13 by Mr. Jamieson.** Withdrawn March 29, 2006.
- Motion 14 by Mr. Albert.** Withdrawn March 29, 2006.
- Motion 15 by Mr. Haché.** Withdrawn March 29, 2006.
- Motion 16 by Mr. Lamrock.** Withdrawn May 12, 2006.
- Motion 17 by Mr. Haché.** Withdrawn March 29, 2006.
- Motion 18 by Mr. S. Graham.** Withdrawn May 12, 2006.
- Motion 20 by Mr. Albert.** Withdrawn March 29, 2006.
- Motion 21 by Mr. Murphy.** Withdrawn March 29, 2006.
- Motion 22 by Mr. Murphy.** Withdrawn March 29, 2006.
- Motion 23 by Mr. V. Boudreau.** Withdrawn May 12, 2006.
- Motion 24 by Mr. Lamrock.** Withdrawn March 29, 2006.
- Motion 25 by Mrs. Robichaud.** Withdrawn March 29, 2006.
- Motion 27 by Mr. S. Graham.** Withdrawn March 29, 2006.
- Motion 29 by Mr. Lamrock.** Withdrawn March 29, 2006.
- Motion 30 by Mr. Lamrock.** Debated and defeated April 4, 2006.
- Motion 31 by Mr. Foran.** Withdrawn March 29, 2006.
- Motion 32 by Mr. V. Boudreau.** Withdrawn March 29, 2006.
- Motion 33 by Mr. V. Boudreau.** Withdrawn March 29, 2006.
- Motion 34 by Mr. Paulin.** Withdrawn March 29, 2006.
- Motion 35 by Mr. Paulin.** Withdrawn March 29, 2006.
- Motion 36 by Mr. Albert.** Withdrawn May 12, 2006.
- Motion 37 by Mr. Albert.** Withdrawn March 29, 2006.
- Motion 38 by Mr. Arseneault.** Withdrawn March 29, 2006.
- Motion 39 by Mr. Arseneault.** Withdrawn March 29, 2006.
- Motion 41 by Dr. Doherty.** Debated and defeated April 6, 2006.
- Motion 42 by Mr. V. Boudreau.** Withdrawn March 29, 2006.
- Motion 43 by Mr. V. Boudreau.** Withdrawn March 29, 2006.
- Motion 47 by Mr. Doucet.** Withdrawn May 12, 2006.
- Motion 48 by Mr. Murphy.** Withdrawn May 12, 2006.
- Motion 49 by Mr. Burke.** Withdrawn May 12, 2006.
- Motion 50 by Mr. Foran.** Withdrawn May 12, 2006.

Motion 52 by Mr. S. Graham. Debated and defeated April 27, 2006.
Motion 54 by Mr. Lamrock. Debated and defeated May 2, 2006.
Motion 55 by Dr. Doherty. Withdrawn May 12, 2006.
Motion 58 by Mr. Lamrock. Debated May 9 and 11 and defeated May 11, 2006.
Motion 59 by Mr. Stiles. Debated and carried May 4, 2006.
Motion 61 by Mr. Arseneault. Withdrawn May 12, 2006.
Motion 62 by Mr. Arseneault. Withdrawn May 12, 2006.
Motion 65 by Mr. Arseneault. Withdrawn May 12, 2006.
Motion 69 by Mr. Arseneault. Withdrawn May 12, 2006.
Motion 73 by Mr. MacIntyre. Debated and defeated May 23, 2006.
Motion 74 by Dr. Doherty. Debated and defeated May 25, 2006.

PETITIONS

Petition No. 1 by Mr. C. LeBlanc presented December 7, 2005.
 (Response filed December 23, 2005)
 Petition No. 2 by Mr. Landry presented December 7, 2005.
 (Response filed December 21, 2005)
 Petition No. 3 by Mr. Doucet presented December 9, 2005.
 (Response filed January 31, 2006)
 Petition No. 4 by Mrs. Robichaud presented December 13, 2005.
 (Response filed December 21, 2005)
 Petition No. 5 by Mr. Kenny presented December 14, 2005.
 (Response filed April 28, 2006)
 Petition No. 6 by Mrs. Robichaud presented December 14, 2005.
 (Response filed January 19, 2006)
 Petition No. 7 by Mrs. Robichaud presented December 15, 2005.
 (Response filed January 19, 2006)
 Petition No. 8 by Mrs. Robichaud presented December 15, 2005.
 (Response filed January 30, 2006)
 Petition No. 9 by Mr. Paulin presented December 20, 2005.
 (Response filed January 18, 2006)
 Petition No. 10 by Mr. A. LeBlanc presented March 29, 2006.
 (Response filed April 13, 2006)
 Petition No. 11 by Mr. Haché presented March 29, 2006.
 (Response filed April 13, 2006)
 Petition No. 12 by Mr. Paulin presented March 29, 2006.
 (Response filed April 25, 2006)
 Petition No. 13 by Mr. Paulin presented March 29, 2006.
 (Response filed April 25, 2006)
 Petition No. 14 by Mr. Arseneault presented March 29, 2006.
 (Response filed April 13, 2006)
 Petition No. 15 by Mr. S. Graham presented March 31, 2006.
 (Response filed April 25, 2006)

Petition No. 16 by Mr. Paulin presented April 4, 2006.
(Response filed April 25, 2006)

Petition No. 17 by Mr. Foran presented April 6, 2006.

Petition No. 18 by Mrs. Robichaud presented April 6, 2006.

Petition No. 19 by Mr. Brewer presented April 6, 2006.

Petition No. 20 by Mr. S. Graham presented April 11, 2006.
(Response filed May 17, 2006)

Petition No. 21 by Dr. Doherty presented May 2, 2006.
(Response filed May 17, 2006)

Petition No. 22 by Mr. Landry presented May 2, 2006.

Petition No. 23 by Mr. Foran presented May 3, 2006. (Response filed May 24, 2006)

Petition No. 24 by Mr. Branch presented May 23, 2006.

Petition No. 25 by Mr. Sherwood presented May 26, 2006.

COMMITTEE REPORTS

First Report of the Standing Committee on Law Amendments presented December 22, 2005.

First Report of the Standing Committee on Private Bills presented May 23, 2006.

First Report of the Standing Committee on Procedure presented December 23, 2005.

Second Report of the Standing Committee on Procedure presented May 11, 2006.

WRITTEN QUESTIONS (see Appendix "A")

Loredana Catalli Sonier
Clerk of the Legislative Assembly

APPENDIX "A"

WRITTEN QUESTIONS

Question No. 1 by Dr. Ed Doherty, MLA

**Directed to: Hon. Madeleine Dubé
Minister of Family and Community Services**

1. The new maximum rate per day for "room and board" in a New Brunswick nursing home has been set at \$79 beginning January 1, 2007. Is there a minimum rate determined by income level as there is in other provinces?
2. How will assets be evaluated in determining a senior's contribution to nursing home care? Will the 10% per year of liquid assets continue to be considered as part of family income for 5 years?
3. The government has promised that the proceeds from the sale of a principal residence are no longer to be considered part of the liquid assets for assessment purposes; therefore does the \$500 maximum savings account balance for seniors in nursing homes still apply?
4. How does a senior keep the proceeds from the sale of a principal residence separate from other savings?
5. How many nursing home residents will benefit from the changes that will be brought in January 1, 2007, i.e. how many nursing home residents are currently paying more than their OAS and GIS toward their nursing home care?
6. How many veterans in the province have the full cost of their nursing home care covered by the Department of Veterans' Affairs?
7. There was no mention in the budget of the 75%/25% split for proceeds from rental of the principal residence of a nursing home resident. Does that rule still apply? Currently the transfer of the principal residence has a 2 year look back, will this continue? Does that section 6.7 of the Standard Family Contribution Policy no longer apply?
8. Effective January 2007 government has promised that the health care cost of residents in nursing homes will be covered. What medications are included in this health care coverage? Will over the counter medication and incontinent supplies be provided at no charge?

(Response filed May 25, 2006)

Question No. 2 by Mr. Michael Murphy, MLA

**Directed to: Hon. Bruce Fitch
Minister of Justice and Consumer Affairs**

On April 25, 2006, Justice Minister Fitch, in a Minister's Statement, announced that an additional \$3 million would be invested in the new Moncton Courthouse. This additional funding will be used for underground parking, increasing the total cost of the project to \$31 million.

In 2005, a group of five proponents (the City of Moncton, the Province, Generation Place (Verdiroc), Bernard Cyr and Assumption Life) were working on an alternative project of building the Moncton Courthouse at a different site, which included the potential of building a convention centre, hotel, entertainment center, parking and access road. This proposal was put forward but, in February 2006, Premier Lord announced that the Courthouse would be built where it was originally planned. It was indicated at that time that transferring ownership to the (5) stakeholders could create delays and cost overruns and that any increase to the \$28 million project cost was not acceptable.

Questions:

1. Why was an additional \$3 million added to the project without giving the opportunity to the group of 5 stakeholders to make a proposal to see if they could build this project at a lower cost than the now \$31 million?

2. Because of its location, there is a danger regarding water levels. In building this underground parking, what measures have been taken to ensure the security (water level) of potential users of this underground parking?
3. Will this new addition to the Courthouse project result in any water contamination or affect the water level in any way? If so, how? What steps need to be taken to mitigate any environmental damage that may occur?
4. What environmental study(ies) have been made and what results have been reached on the issue of water level for the Courthouse building and underground parking? Will any of these studies be made available to the public and when?
5. Are there any other budget increases for the Courthouse building being planned over the additional \$3 million that was announced on April 25, 2006? If so, what are they and what are they for?