



**LEGISLATIVE ASSEMBLY OF NEW BRUNSWICK**  
**Second Session, 56<sup>th</sup> Legislative Assembly**

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**ORDER AND NOTICE PAPER - Sitting No. 10**  
**Wednesday, December 12, 2007**

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**ROUTINE PROCEEDINGS**

Prayers  
Condolences and Messages of Sympathy (*Prior Notice to Speaker*)  
Introduction of Guests  
Messages of Congratulation and Recognition (10 minutes)  
Presentations of Petitions  
Answers to Petitions and Written Questions  
Presentations of Committee Reports  
Tabling of Documents  
Statements by Ministers  
Statements by Members (10 minutes)  
Oral Questions (30 minutes)  
Introduction of Bills  
Notices of Motions  
Notice of Opposition Members' Business  
Government Motions for the Ordering of the Business of the House  
Orders of the Day

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**ORDERS OF THE DAY**

**GOVERNMENT BILLS AND ORDERS**

**GOVERNMENT MOTIONS**

## GOVERNMENT BILLS FOR THIRD READING

### ***Bills Ordered for Third Reading on Wednesday, December 12, 2007***

Bill 5, An Act to Amend the Natural Products Act - Hon. Mr. Ouellette  
Bill 7, An Act to Amend the Motor Carrier Act - Hon. Mr. Landry  
Bill 8, Public Interest Disclosure Act - Hon. Mr. Stiles  
Bill 9, An Act to Amend the Off-Road Vehicle Act - Hon. Mr. Foran  
Bill 10, An Act to Amend the Fire Prevention Act - Hon. Mr. Foran

## GOVERNMENT BILLS FOR SECOND READING

### ***Bills Ordered for Second Reading on Wednesday, December 12, 2007***

Bill 19, An Act to Amend the Electricity Act - Hon. Mr. Keir  
Bill 20, An Act to Amend the New Brunswick Income Tax Act - Hon. Mr. V. Boudreau  
Bill 21, An Act to Amend the Municipal Elections Act - Hon. Mr. Murphy, Q.C.

### ***Bills to be Ordered for Second Reading***

Bill 3, An Act to Amend An Act to Amend the Insurance Act - Hon. Mr. Burke, Q.C.  
Bill 4, An Act Respecting Payday Loans - Hon. Mr. Burke, Q.C.  
Bill 6, An Act to Amend the New Brunswick Income Tax Act - Hon. Mr. V. Boudreau  
Bill 12, An Act to Amend the Workers' Compensation Act - Hon. Dr. Doherty  
Bill 18, An Act to Amend the Pension Benefits Act - Hon. Mr. Burke, Q.C.

## ADJOURNED DEBATES

Resuming the adjourned debate on the motion that Bill 2, *An Act to Amend the Insurance Act* [Hon. Mr. Burke, Q.C.] be now read a second time.

***Debate interrupted by expiration of time.***

## COMMITTEE OF THE WHOLE

Bill 11, An Act to Amend the Employment Standards Act - Hon. Dr. Doherty

## COMMITTEE OF SUPPLY

2008-2009 Capital Estimates  
 Supplementary Estimates 2006-2007 Volume II  
 Supplementary Estimates 2007-2008 Volume 1

## GOVERNMENT MOTIONS

### CONCLUDED:

**Motion 1 by Hon. Mr. Lamrock.** Carried November 28, 2007.  
**Motion 25 by Hon. Mr. Murphy.** Carried November 28, 2007.  
**Motion 27 by Hon. Mr. V. Boudreau.** Carried December 11, 2007.

## PRIVATE BILLS STANDING REFERRED TO STANDING COMMITTEE ON PRIVATE BILLS

Bill 22, An Act to Amend the City of Saint John Pension Act - Mr. Kennedy

## OPPOSITION MEMBERS' BUSINESS

### *Opposition Members' Public Bills for Second Reading*

Bill 14, An Act to Amend the Environmental Trust Fund Act - Mr. Holder  
 Bill 15, An Act to Amend the New Brunswick Income Tax Act - Mr. Steeves  
 Bill 16, An Act to Amend the Motor Vehicle Act - Mr. Steeves  
 Bill 17, An Act to Amend the Assessment Act - Mr. Betts  
 Bill 23, Heritage Hunting, Fishing and Trapping Act - Mr. Ashfield  
 Bill 24, Referendum Act - Mr. Harrison

## OPPOSITION MEMBERS' MOTIONS

### *Debatable Motions*

**Motion 29 by Mrs. Blaney,** seconded by Mr. Ashfield to propose the following resolution on Thursday, December 13, 2007:

WHEREAS the Council of the University of New Brunswick Student Union unanimously passed the following resolution on November 29, 2007:

"WHEREAS the government has yet to confirm the status of the UNB Saint John campus in light of the uncertainty created by the report of the province's Commission on Post Secondary Education;

WHEREAS this uncertainty will have untold effects on the viability and sustainability of the enrolment track for both the Saint John and Fredericton campuses of this university and will ultimately have untold effects on the financial position of the University of New Brunswick;

WHEREAS the future and sustainability of the university as a whole, including the Fredericton campus, is directly linked to the existence of the Saint John campus of the University of New Brunswick;

WHEREAS the government has created a working group to examine the recommendations of the report of the Commission;

WHEREAS that working group does not anticipate delivering its recommendations to the government before late January or early February of 2008, after which time the government will need to further consider those recommendations before taking action;

AND WHEREAS the working group is comprised only of the presidents of the universities and the principals of the community colleges in the province and provides no direct input for the students of this province;

NOW THEREFORE, the University of New Brunswick Student Union recognizes that the post secondary education system of this province is in need of reform;

FURTHER, the University of New Brunswick Student Union condemns the lack of direct student access to the province's working group;

FURTHER, the University of New Brunswick Student Union refutes the government's claim that the process of examining the post secondary education system in this province is student focused;

FURTHER, the University of New Brunswick Student Union affirms that the University of New Brunswick's Saint John campus must be preserved as a campus of this university and rejects the notion that it should be converted into a polytechnic or anything less than a campus of this university;

FURTHER, the University of New Brunswick Student Union urges the government to expedite the process of the working group in order to arrive at a resolution of this matter before the end of January 2008 in order to circumvent the negative effects the government's delay in clarifying the position of the Saint John campus of this university is having and will continue to have on the enrolment of the Saint John campus and the consequential negative effect this delay is having and will continue to have on the financial position of the University of New Brunswick;

FURTHER, the Council of the University of New Brunswick Student Union directs that this resolution be engrossed, embossed with the seal of the Union, and delivered to the Premier of the Province of New Brunswick."

THEREFORE BE IT RESOLVED that this Legislative Assembly concur with the resolution unanimously adopted by the Council of the University of New Brunswick Student Union on November 29, 2007.

***Motions for returns***

**Motion 2 by Mr. Steeves**, seconded by Mr. Robichaud to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House detailed information including flight records, final destination, duration of stay, unscheduled stops, and occupants however recorded, stored or archived, by electronic means or otherwise, related to the operation and usage of the provincially leased airplane since February 8<sup>th</sup>, 2007.

**Motion 3 by Mr. D. Graham**, seconded by Mr. C. Landry to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the construction, location, status and projected completion date of the Provincial Trauma Centre and or Trauma Network.

**Motion 4 by Mr. Huntjens**, seconded by Mr. Fitch to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the recruitment of nurses, including but not limited to the number of vacancies and their location and area of practice, any documents, email, correspondence, voice or other means of contact dealing with attempts to recruit nurses.

**Motion 5 by Mr. C. LeBlanc**, seconded by Mr. C. Landry to propose the following resolution on Thursday, December 6, 2007:

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 list of doctors and medical specialists (with their area of specialization) hired by New Brunswick health authorities since October 2, 2006, as well as their place of work, the name of the facility, and the regional authority to which these doctors have been assigned.

**Motion 6 by Ms. Dubé**, seconded by Mr. D. Graham to propose the following resolution on Thursday, December 6, 2007:

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 detailed list of all expenses incurred by the Commission on Post-Secondary Education, including expense accounts, wages, commissions paid, and administrative costs—essentially, all disbursements in connection with the work of this commission and the production of its final report that are chargeable to the New Brunswick government.

**Motion 7 by Ms. Dubé**, seconded by Mr. Holder to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the science behind the Climate Change Action Plan 2007-2012, including but not limited to studies, reports, consultants, fees paid, staff who provided input, agencies used, costs associated with the action plan, the methodology behind the science and background material relating to the Action Plan's creation.

**Motion 8 by Mr. Harrison**, seconded by Mr. Volpé to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the Government related to the Tobacco Lawsuit that the Government has launched, including but not limited to its status, costing, invoices, names of firms and their representatives representing the Government, background material, studies or reports relating to the launch of this lawsuit.

**Motion 9 by Mr. Williams**, seconded by Mr. Alward to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any documents in government possession about the Fisheries Renewal Framework for New Brunswick, in particular: mandate, terms of reference, budget, composition, staff, wages, contracts, expense accounts, documentation, backgrounders, studies, or reports connected to the establishment of the Fisheries Renewal Framework, as well as associated e-mails and minutes relating to it.

**Motion 10 by Mr. Northrup**, seconded by Mr. Urquhart to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the Provincial Gaming Policy and any information related to a contract with Deloitte and Touche.

**Motion 11 by Mr. Robichaud**, seconded by Mr. D. Graham to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House detailed information, including flight records, information, final destination, duration of stay, unscheduled stops, and list of occupants however recorded, stored, or archived, by electronic means or otherwise, related to the operation and usage of any chartered airplane or aircraft utilized by ministers, the Premier, provincial employees, or Members of the Legislative Assembly since February 8, 2007.

**Motion 12 by Mr. Volpé**, seconded by Mr. Olscamp to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any documents in government possession about the recent study regarding French second language programs and services, in particular: mandate, terms of reference, budget, composition, staff, wages, expense accounts, contracts, documentation, backgrounders, studies, or reports connected to this study, as well as associated e-mails and minutes.

**Motion 13 by Mr. Betts**, seconded by Mr. MacDonald to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the Commissioner on the future of Local Governance, including but not limited to the Commissioner's schedule, term of reference, budget, staffing, staff's background, salaries, background material, briefing notes, and any submissions to the Commissioner.

**Motion 14 by Mr. Ashfield**, seconded by Mr. Harrison to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House copies of all documentation, briefing notes, emails, and correspondence of any kind related to the government efforts to opening up the Smurfit-Stone Mill, in Bathurst, including reports, minutes of meetings related to this issue, date and location of meetings, and people who attended those meetings.

**Motion 15 by Mr. Mockler**, seconded by Mr. C. Landry to propose the following resolution on Thursday, December 6, 2007:

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 list of nurses hired since October 2, 2006, by New Brunswick health authorities, as well as their place of work, the name of the facility and the health authority for which these employees work; this list should only include new employees—nurses who were not employed by a New Brunswick hospital, community health centre, extramural service unit, nursing home, etc., before October 2, 2006.

**Motion 16 by Mr. Fitch**, seconded by Mr. Northrup to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the independent review of the Workplace Health, Safety and Compensation Commission (WHSCC) including but not limited to the review's mandate, terms of reference, budget, composition, staffing, salaries, background materials, briefing notes and studies or reports relating to the creation of this Independent Review.

**Motion 17 by Mrs. Poirier**, seconded by Mr. Volpé to propose the following resolution on Thursday, December 6, 2007:

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 detailed list of all expenses incurred by the Premier's Community Non-Profit Task Force, including expense accounts, wages, commissions paid, and administrative costs—essentially, all disbursements in connection with the work of this task force and the production of its final report that are chargeable to the New Brunswick government.

**Motion 18 by Mrs. Blaney**, seconded by Mr. D. Graham to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the creation of the additional 12,000 Community College seats including the number of seats created to date, the number of seats to be created over the next year and the projected completion date for the total 12,000 seats.

**Motion 19 by Mr. Holder**, seconded by Mrs. Blaney to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government regarding the Department of Post-Secondary Education, Training and Labor and the Post-Secondary Education Working Group including the expenses and documentation related to the final report of the Post-Secondary Education Commission.

**Motion 20 by Mr. Olscamp**, seconded by Mr. Holder to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House detailed expense reports for each Minister, Deputy Minister, Assistant Deputy Minister, Executive Assistant and Special Assistant since May 1<sup>st</sup>, 2007.



**Motion 21 by Mr. C. Landry**, seconded by Mr. Northrup to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honor the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to its "E-Health Strategy", including but not limited to background material, studies, reports, staff assigned to its development, consultants hired, their fees and expenses paid, their terms of reference, parties that were consulted, definition of E- Health as used by the Minister and the timelines when government began activities in its pursuit of E Health.

**Motion 22 by Mr. Alward**, seconded by Mr. C. Landry to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the Ambulance Service negotiations between the government, Medavie Blue Cross and the present service providers, the status of the negotiations, present costs of these negotiations, the offers made to the providers, direction given to the negotiators, background material, studies or reports related to these negotiations.

**Motion 23 by Mr. MacDonald**, seconded by Mr. Volpé to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government related to the recruitment of physicians, including but not limited to the number of vacancies and their location and area of practice, any documents, email, correspondence, voice or other means of contact dealing with attempts to recruit physicians.

**Motion 24 by Mr. Urquhart**, seconded by Mr. C. Landry to propose the following resolution on Thursday, December 6, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government regarding the status and progress of the Personal Health Information Taskforce.

**Motion 28 by Mr. Ashfield**, seconded by Mr. Mockler to propose the following resolution on Thursday, December 13, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the Government related to any inquiries received by the Minister of Business New Brunswick concerning the AbitibiBowater property in Dalhousie.

**Motion 30 by Mr. Volpé**, seconded by Mr. Northrup to propose the following resolution on Thursday, December 20, 2007:

That an address be presented to His Honour the Lieutenant-Governor, praying that he cause to be laid upon the table of the House any and all information in the possession of the government, including phone logs, emails, letters and minutes of meetings between the Government of New Brunswick and the Government of Nova Scotia and/or Newfoundland and Labrador concerning the Government of New Brunswick's desire to raise the HST by 1% following a 1% reduction in the HST by the Federal Government.

**CONCLUDED:**

**Motion 26 by Mr. C. Landry.** Debated and defeated December 6, 2007.

**PETITIONS**

Petition No. 1 presented by Mr. Urquhart on November 28, 2007.

Petition No. 2 presented by Mr. Alward on November 28, 2007.

**COMMITTEE REPORTS**

First Report of the Standing Committee on Procedure presented November 28, 2007.

**REPORTS/DOCUMENTS**

**TABLED IN THE HOUSE**

2008-2009 Capital Estimates, Supplementary Estimates 2006-2007 Volume II, and the Supplementary Estimates 2007-2008 Volume 1

(Transmitted by Message of His Honour the Lieutenant-Governor Herménégilde Chiasson December 11, 2007)

**FILED IN THE CLERK'S OFFICE**

Provincial Holdings Ltd. (for the period ending March 31, 2007)

(Filed December 11, 2007)

Loredana Catalli Sonier  
Clerk of the Legislative Assembly