



**LEGISLATIVE ASSEMBLY OF NEW BRUNSWICK**  
**Fourth Session, 57<sup>th</sup> Legislative Assembly**

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**ORDER AND NOTICE PAPER - Sitting No. 68**  
**Tuesday, May 20, 2014**

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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 BILLS FOR THIRD READING**

- Bill 85, Teachers' Pension Plan Act - Hon. Mr. Higgs
- Bill 89, Loan Act 2014 - Hon. Mr. Higgs
- Bill 90, An Act to Amend the Expropriation Act - Hon. Mr. Flemming, Q.C.

### **COMMITTEE OF THE WHOLE**

- Bill 2, Lobbyists' Registration Act - Hon. Mr. P. Robichaud
- Bill 13, An Act to Amend the Political Process Financing Act - Mr. Gallant
- Bill 14, An Act to Amend the Legislative Assembly Act - Mr. Gallant
- Bill 15, An Act to Amend the Political Process Financing Act - Mr. Gallant
- Bill 16, An Act to Amend the Political Process Financing Act - Mr. Gallant
- Bill 19, An Act to Amend the Tobacco Tax Act - Mr. Arseneault
- Bill 60, An Act to Amend the Assessment Act - Hon. Ms. Stultz
- Bill 74, An Act to Amend the Business Corporations Act - Hon. Ms. Stultz
- Bill 78, An Act to Amend the New Brunswick Internal Services Agency Act  
- Hon. Ms. Stultz
- Bill 79, An Act to Amend the Agricultural Development Act - Hon. Mr. Olscamp
- Bill 83, An Act to Amend the Procurement Act - Hon. Ms. Stultz
- Bill 84, An Act to Amend the Legislative Assembly Act - Hon. Mr. P. Robichaud
- Bill 87, Fiscal Transparency and Accountability Act - Hon. Mr. Higgs
- Bill 88, An Act to Amend the Civil Service Act - Mr. B. Macdonald

### **BILLS AWAITING ROYAL ASSENT**

- Bill 5, An Act to Amend the Tobacco Tax Act - Hon. Mr. Higgs
- Bill 29, An Act to Amend the Auditor General Act - Hon. Mr. P. Robichaud
- Bill 30, An Act to Amend the Tobacco Tax Act - Hon. Mr. Higgs
- Bill 31, An Act to Amend the Gasoline and Motive Fuel Tax Act - Hon. Mr. Higgs
- Bill 32, An Act to Amend the Revenue Administration Act - Hon. Mr. Higgs
- Bill 33, An Act to Amend the Real Property Tax Act - Hon. Mr. Higgs
- Bill 34, An Act to Amend the Medical Services Payment Act  
- Hon. Mr. Flemming, Q.C.
- Bill 35, An Act to Amend the Mental Health Act - Hon. Mr. Flemming, Q.C.
- Bill 39, An Act to Amend the Small Business Investor Tax Credit Act - Hon. Mr. Fitch
- Bill 41, An Act to Amend the Motor Vehicle Act - Hon. Mr. Northrup
- Bill 42, An Act to Repeal the Higher Education Foundation Act - Hon. Mr. Jody Carr
- Bill 45, An Act to Amend the Fish and Wildlife Act - Hon. Mr. P. Robichaud
- Bill 47, An Act to Amend the New Brunswick Liquor Corporation Act - Hon. Mr. Higgs
- Bill 49, An Act to Amend the Securities Act - Hon. Mr. Lifford
- Bill 50, Legal Aid Act - Hon. Mr. Lifford
- Bill 51, An Act Respecting Members' Pensions - Hon. Mr. Alward
- Bill 52, Chartered Professional Accountants Act - Mr. Tait
- Bill 53, An Act to Amend the Support Enforcement Act - Hon. Mr. Lifford
- Bill 54, An Act to Amend the Court Security Act - Hon. Mr. Lifford

- Bill 55, An Act to Amend An Act Respecting Payday Loans - Hon. Mr. Lifford  
 Bill 56, Organ and Tissue Donation Strategy Act - Mr. McLean  
 Bill 57, An Act to Amend the Financial Corporation Capital Tax Act  
 - Hon. Mr. Higgs  
 Bill 58, International Interests in Mobile Equipment Act - Hon. Mr. Flemming, Q.C.  
 Bill 59, An Act to Amend the Public Works Act - Hon. Mr. Williams  
 Bill 61, An Act to Amend the Education Act - Hon. Ms. Blais, Q.C.  
 Bill 62, An Act to Amend the Interjurisdictional Support Orders Act  
 - Hon. Mr. Flemming, Q.C.  
 Bill 63, Supplementary Appropriations Act 2012-2013 (1) - Hon. Mr. Higgs  
 Bill 64, An Act Respecting the Rothesay Common - Mr. Harrison  
 Bill 65, Mortgage Brokers Act - Hon. Mr. Lifford  
 Bill 66, An Act to Amend the Seafood Processing Act - Hon. Mr. Olscamp  
 Bill 67, An Act to Amend the Community Planning Act - Hon. Mr. Soucy  
 Bill 68, An Act to Amend the Motor Vehicle Act - Hon. Mr. Northrup  
 Bill 69, An Act to Amend the Small Business Investor Tax Credit Act  
 - Hon. Mr. Higgs  
 Bill 70, An Act to Amend the Gas Distribution Act, 1999 - Hon. Mr. Leonard  
 Bill 71, An Act to Repeal the Statute of Frauds - Hon. Mr. Flemming, Q.C.  
 Bill 72, Combat Sport Act - Hon. Ms. Shephard  
 Bill 73, An Act to Amend the Workplace Health, Safety and Compensation  
 Commission Act - Hon. Mr. Jody Carr  
 Bill 75, An Act to Amend the Parks Act - Hon. Mr. Holder  
 Bill 76, An Act to Amend the Mental Health Services Act - Hon. Mr. Flemming, Q.C.  
 Bill 77, An Act to Amend the Financial and Consumer Services Commission Act  
 - Hon. Mr. Lifford  
 Bill 80, An Act to Amend the Enforcement of Money Judgments Act  
 - Hon. Mr. Flemming, Q.C.  
 Bill 81, An Act to Amend An Act Respecting the Enforcement of Money Judgments Act  
 - Hon. Mr. Flemming, Q.C.  
 Bill 82, An Act to Amend the Franchises Act - Hon. Mr. Lifford  
 Bill 86, An Act Respecting Floor Crossing - Mr. Steeves  
 Bill 91, Appropriations Act 2014-2015 - Hon. Mr. Higgs

## COMMITTEE OF SUPPLY

Main Estimates, 2014-2015

(Adopted May 13, 2014)

Supplementary Estimates 2012-2013, Volume 1

(Adopted April 8, 2014)

## GOVERNMENT MOTIONS

### CONCLUDED

**Motion 1** by Hon. Mr. P. Robichaud. Carried November 6, 2013.

**Motion 2** by Hon. Mr. P. Robichaud. Carried November 6, 2013.

**Motion 22** by Hon. Mr. Higgs. Debated February 4,6,7, 11, 12, 18 and carried  
 February 18, 2014.

**Motion 32 by Hon. Mr. P. Robichaud.** Carried February 13, 2014.

**Motion 42 by Hon. Mr. P. Robichaud.** Carried March 14, 2014.

**Motion 43 by Hon. Mr. P. Robichaud.** Carried March 20, 2014.

**Motion 46 by Hon. Mr. P. Robichaud.** Carried April 10, 2014.

**Motion 53 by Hon. Mr. P. Robichaud.** Carried April 15, 2014.

**Motion 54 by Hon. Mr. P. Robichaud.** Carried April 16, 2014.

**Motion 59 by Hon. Mr. P. Robichaud.** Carried May 6, 2014.

## **GOVERNMENT PRIVATE MEMBERS' MOTIONS**

**Motion 58 by Mr. B. Macdonald,** seconded by Mr. Urquhart to propose the following resolution on Thursday, May 8, 2014:

WHEREAS fire, police, ambulance services, and other traditional first responders provide essential emergency services to our province, and their members often do so at great personal risk;

WHEREAS members of the Canadian Armed Forces often respond to crisis, both in Canada and overseas, and put themselves selflessly in harm's way;

WHEREAS many agencies of government, including Public Safety, Natural Resources, Social Development, the Canadian Coast Guard, and the Emergency Measures Organization provide help to our province in times of crisis;

WHEREAS search and rescue, amateur radio operators, lifeguards, and the Life Saving Society, Canadian Ski Patrol, St. John Ambulance, Red Cross, and other groups provide essential services in times of crisis;

WHEREAS soup kitchens, food banks, sexual assault crisis centres, helplines, transition houses, emergency shelters, and many other volunteer organizations provide important front-line services to those in desperate need;

WHEREAS hospitals, clinics, doctors, nurses, and many other health care professionals provide emergency medical care;

WHEREAS many faith-based groups often provide crucial support to individuals in times of personal crisis; and

WHEREAS these members, family, and friends of our first-responder and other emergency services deserve a day to celebrate their successes and to be acknowledged for their service to our community;

BE IT THEREFORE RESOLVED THAT the Saturday immediately preceding Police and Peace Officers' National Memorial Day be officially designated Emergency Services Day in New Brunswick.

**Motion 61 by Mr. Riordon,** seconded by Mr. Malloch to propose the following resolution on Friday, May 16, 2014:

WHEREAS the Member of Kent is running an ad where he claims to have started two businesses;

WHEREAS the ad also claims that he "helped build a law firm";

WHEREAS questions have been raised about the extent of the Member for Kent's work experience; and

WHEREAS the people of New Brunswick have the right to fully understand the experience that the Member for Kent brings to his job;

BE IT RESOLVED THAT the Legislative Assembly of New Brunswick urge the Member for Kent to table a detailed résumé indicating dates, the number of months and years that he has worked at each job that he has had and the specific duties of each job;

BE IT FURTHER RESOLVED THAT the Legislative Assembly of New Brunswick urge the Member for Kent to table details of the two businesses that he started, including the names of the businesses, the start date, the location of the businesses, including the street address, the number of employees, the annual revenues and expenses, the current status of the businesses, the current involvement of the Member for Kent in these businesses, if they are no longer operating, when did they cease operations, and if they have been sold, the date of the sale and the purchaser's name and address;

BE IT FURTHER RESOLVED THAT the Legislative Assembly of New Brunswick urge the Member for Kent to table details of the law firm he helped build, including its name, address, his responsibilities at the firm, the dates of his involvement, the number of cases tried and any other details of how he helped build the firm;

BE IT FURTHER RESOLVED THAT the Legislative Assembly of New Brunswick urge the Member for Kent table this information before the end of the sitting day on Friday, May 16, 2014.

**Motion 62 by Mr. Riordon**, seconded by Mr. McLean to propose the following resolution on Wednesday, May 21, 2014:

THAT, in addition to the existing sitting hours prescribed in Standing Rule 29(1) and by Special Order of the House adopted November 6, 2013, the House sit on Tuesday, Wednesday, and Thursday evenings from 7:00 p.m. to 11:00 p.m.;

THAT this Special Order come into effect immediately upon its adoption and remain in effect for the remainder of the Fourth Session of the Fifty-Seventh Legislative Assembly.

## CONCLUDED

**Motion 17 by Mr. Tait.** Debated and carried December 4, 2013.

**Motion 55 by Mr. Wetmore.** Debated and carried April 25, 2014.

## OPPOSITION MEMBERS' BUSINESS

### OPPOSITION MEMBERS' PUBLIC BILLS FOR SECOND READING

Bill 7, An Act to Amend the Environmental Trust Fund Act - Mr. Bernard LeBlanc  
 Bill 10, An Act to Amend the Environmental Trust Fund Act - Mr. Bernard LeBlanc  
 Bill 18, An Act to Amend the Smoke-free Places Act - Mr. Arseneault  
 Bill 48, An Act to Amend the Members' Conflict of Interest Act - Mr. Boudreau

## OPPOSITION MEMBERS' MOTIONS

### *Debatable Motions*

**Motion 5 by Mr. Arseneault**, seconded by Mr. Boudreau to propose the following resolution on Thursday, November 14, 2013:

WHEREAS 12 public consultations were held between September 16 and October 9, leading to a renewal of *Overcoming Poverty Together – The New Brunswick Poverty Reduction Plan*;

WHEREAS the province's Poverty Reduction Plan had the following objective: "By 2015, New Brunswick will have reduced income poverty by 25% and deep income poverty by 50%, and will have made significant progress in achieving sustained economic and social inclusion.";

WHEREAS the province's Poverty Reduction Plan had established specific priority actions, both immediate and over a five year period;

BE IT THEREFORE RESOLVED that the Legislative Assembly of New Brunswick urge the provincial government to table in the House within 30 days a detailed progress report on the province's Poverty Reduction Plan that demonstrates goals met and identifies remaining work and a timeline for achieving unmet goals.

***[Debate interrupted due to expiration of time]***

**Motion 13 by Mr. Fraser**, seconded by Mr. D. Landry to propose the following resolution on Thursday, November 28, 2013:

WHEREAS, in 2008, the then Department of Transportation—DOT—implemented a new Asset Management Business Framework to better manage the long-term investment requirements of the province's aging highway infrastructure; and

WHEREAS the Asset Management Business Framework—AMBF—was implemented to make the most efficient use of highway capital repair dollars and take the politics out of paving; and

WHEREAS the Auditor General observed that, in the first three years after adopting the Asset Management Business Framework with optimal funding in place, the department noted positive results; and

WHEREAS the Auditor General has noted that the asset management methodology is sound; and

WHEREAS the Auditor General has concluded that, although the department has the appropriate tools in place to identify and prioritize required highway maintenance projects, current funding levels do not allow for completion of an appropriate level of highway maintenance on a timely basis; and

WHEREAS the Auditor General has expressed concern that this will result in deferring required maintenance to future periods at a greater overall cost to the province; and

WHEREAS it is reported in the Auditor General's report that 40% of capital maintenance projects chosen for completion are not recommended through the asset management capital planning process, and it was suggested that some of these are chosen for political reasons;

BE IT THEREFORE RESOLVED that the Legislature urge the government to return to the principles of asset management that have been implemented since 2008 to restore optimum long-term value to New Brunswick highway capital repairs.

**Motion 38 by Mr. Collins**, seconded by Mr. Boudreau to propose the following resolution on Thursday, February 27, 2014:

WHEREAS on any given day, many animals are subjected to improper care and treatment which causes them to suffer;

WHEREAS a major issue of concern is the tethering of animals for extended periods or in severe weather conditions;

WHEREAS there is also a need to ensure animals have access to adequate food, water and shelter;

BE IT THEREFORE RESOLVED that the Legislative Assembly urge the provincial government to bring forward amendments to the *Society for the Prevention of Cruelty to Animals Act* or its regulations to strengthen our animal protection laws and ensure these concerns are addressed.

***[Debate interrupted due to expiration of time]***

**Motion 41 by Mr. Doucet**, seconded by Mr. Melanson to propose the following resolution on Thursday, February 27, 2014:

WHEREAS the Premier had promised after the floods of 2010 a two-year project to develop a Comprehensive Emergency Measures plan “to build a robust emergency program for the region”; and

WHEREAS this plan has failed its objective; and

WHEREAS this plan was to provide training for responders and exercises to validate the emergency plans; and

WHEREAS this plan failed this objective; and

WHEREAS local citizens involved in the discussions were told at a planning meeting in August 2012, that this planning was no longer needed; and

WHEREAS southwestern New Brunswick was hit with a serious ice storm that left thousands of New Brunswick citizens without power in freezing weather for up to 13 days; and

WHEREAS representatives from the Emergency Measures Organization arrived on the scene well after the fact and certainly added to the confusion without communicating a plan with anyone; and

WHEREAS representatives of the Emergency Measures Organization left rural New Brunswick people to fend for themselves, telling people to call their local fire department; and

WHEREAS people in rural Charlotte County were given no directions from the Emergency Measures Organization on what to do or where to go; and

WHEREAS the Emergency Measures Organization and government did not provide communications updates nor advisories to the public until well after the event; and

WHEREAS the Emergency Measures Organization and government excuses as to why there was a breakdown in communications, demonstrate the Emergency Measures Organization failure since these were issues that their planning was supposed to address; and

WHEREAS the Emergency Measures Organization and the government would not allow localized states of emergency to be called when subsection 10(2) of the *Emergency Measures Act* clearly allows this community responsibility; and

WHEREAS the role of the Emergency Measures Organization in the emergency demonstrated that no “robust” plan appeared to be in place to deal with the emergency; and

WHEREAS the document provided to the Standing Committee on Public Accounts on request to the Department of Public Safety on October 29, 2013, and tabled on December 16, 2013, indicated in the Executive Summary that no “robust” plan was in place;

BE IT THEREFORE RESOLVED that the Legislative Assembly of New Brunswick ask the Auditor General to examine the Department of Public Safety and in particular the Emergency Measures Organization to determine if a comprehensive plan is in place for the next emergency and if staff are qualified and properly trained to protect the people of New Brunswick in this role and whether paying for these positions from the NB911 Service Fund is an appropriate use of the Fund; and

BE IT FURTHER RESOLVED that the Emergency Measures Organization be brought to the Standing Committee on Public Accounts within 120 days for detailed questioning by the Committee; and

BE IT FURTHER RESOLVED that the Emergency Measures Organization be scheduled to appear at the Standing Committee on Public Accounts every year thereafter.

***[Debate interrupted due to expiration of time]***

**Motion 49 by Mr. Melanson**, seconded by Mr. Boudreau to propose the following resolution on Thursday, April 17, 2014:

WHEREAS many factors contribute to economic growth;

WHEREAS a qualified workforce is critical to job creation and economic sustainability;

WHEREAS the business community has identified the lack of access to a qualified workforce as a significant roadblock to growth;

WHEREAS the Alward government has not addressed this issue by developing a fully integrated job creation plan that would include specific initiatives to meet this need;

WHEREAS the official opposition called for a provincial jobs summit in 2012, the Alward government has failed to act, and the province needs to take urgent action to engage the public in preparing for a provincial jobs summit;

BE IT THEREFORE RESOLVED that the Legislative Assembly of New Brunswick urge the provincial government to organize and facilitate a provincial jobs summit, which would bring together stakeholders from the business community, the nonprofit sector, and postsecondary institutions in order to understand the needs, identify the gaps, and propose a solution.

**Motion 50 by Mr. Boudreau**, seconded by Mr. Bertrand LeBlanc to propose the following resolution on Thursday, April 17, 2014:

WHEREAS troubling allegations have been made public concerning the conduct of the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries wherein both ministers are accused of discussing and interfering in the prosecution of the Deputy Premier’s brother under a provincial statute;

WHEREAS these allegations are very serious;

WHEREAS the conduct of the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries is not the subject of a judicial proceeding;

WHEREAS no authority is tasked with investigating or reporting on the conduct of the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries regarding the prosecution of the Deputy Premier’s brother in relation to such allegations;



WHEREAS New Brunswickers deserve to know the full truth as to whether these allegations are true and whether or not the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries acted improperly;

WHEREAS an independent third-party inquiry is one way for New Brunswickers to know whether or not the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries indeed acted improperly;

BE IT THEREFORE RESOLVED that the Legislative Assembly of New Brunswick urge the Premier of New Brunswick to call an independent third-party inquiry into the conduct of the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries as soon as possible;

BE IT FURTHER RESOLVED that the third party that carries out this independent inquiry be tasked with establishing the truth of such allegations and determining whether the conduct of the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries was improper or not;

BE IT FURTHER RESOLVED that the third party tasked with this independent inquiry be empowered to subpoena all documents and compel testimony from all persons it deems, at its discretion, necessary in order to reveal the truth regarding the conduct of the Deputy Premier and the Minister of Agriculture, Aquaculture and Fisheries;

AND BE IT FURTHER RESOLVED that the third party tasked with this independent inquiry prepare a report detailing its investigation, its findings, and its conclusions and release it to the public as soon as possible.

**Motion 51 by Mr. Haché**, seconded by Mr. Arseneault to propose the following resolution on Thursday, April 17, 2014:

WHEREAS, after four years of delay, the New Brunswick government finally announced a plan for the forestry sector on March 12, 2014;

WHEREAS the New Brunswick government has not revealed several important details regarding its forestry plan, including details on its consultations, the scientific evidence upon which the decisions were based, the locations of conservation areas, and the forestry businesses with which the government met to discuss increased timber allocations, detailed contracts for Crown timber allocations, and the price charged to forestry businesses for Crown timber;

WHEREAS New Brunswickers deserve to know all the details concerning this government's forestry strategy;

BE IT THEREFORE RESOLVED that the Legislative Assembly call upon the New Brunswick government to release all information about the preparation and release of its forestry plan, including, but not limited to, details on its consultations, the scientific evidence upon which the decisions were based, the locations of conservation areas, and the forestry businesses with which the government met to discuss increased timber allocations, detailed contracts for Crown timber allocations, and the price charged to businesses for Crown timber.

**Amendment moved by Hon. Mr. P. Robichaud, seconded by Mr. Stewart that motion 51 be amended as follows:**

**In the first WHEREAS clause by deleting the words “, after four years of delay,” and “finally”;**

**By deleting the second WHEREAS clause; and**

**In the resolution clause, by adding the words “, in accordance with the provisions of the *Right to Information and Protection of Privacy Act*,” after the words “release all information”.**

***[Debate interrupted due to expiration of time]***

**Motion 57 by Mr. Collins**, seconded by Mr. Melanson to propose the following resolution on Thursday, May 1, 2014:

WHEREAS while in Opposition, the Premier and the Conservative Caucus condemned the changes made by the previous government to the entry point for early French immersion;

AND WHEREAS prior to the provincial election of 2010, the Minister of Education also wrote several letters to local newspapers decrying the changes to the entry point for early French immersion;

AND WHEREAS in the 2010 PC Platform, Premier Alward committed to review the decisions to change the entry point for early French immersion and to implement new solutions, if required, in time for the 2012 school year;

AND WHEREAS in October 2011, the Alward government appointed a Task Force to review the entry point of early French immersion;

AND WHEREAS the Report of the French Second Language Task Force was released in February 2012;

AND WHEREAS the Report recommended changing the entry point for early French immersion to Grade 1;

AND WHEREAS the Alward government has not acted on the report recommendations;

AND WHEREAS the government has failed to produce any data or information in support of its decision not to change the entry point of early French Immersion to Grade 1;

**BE IT THEREFORE RESOLVED** that the Legislative Assembly recommend that the government move to restore an early entry point to Early French Immersion.

**Motion 60 by Mr. D. Landry**, seconded by Mr. Melanson to propose the following resolution on Thursday, May 15, 2014:

WHEREAS the Alward government has indicated that participation in the shared risk pension plan would be voluntary;

WHEREAS the Premier imposed the shared risk pension plan on civil servants and retirees without giving them an opportunity for negotiation;

WHEREAS the Alward government provided the New Brunswick Teachers' Federation with an opportunity to negotiate the reform of its pension plan;

**BE IT THEREFORE RESOLVED** that the Legislative Assembly urge the provincial government to halt plans for implementation of the shared risk pension plan model and to immediately announce a new and inclusive process of engagement for public pension reform whereby the government would meet with bargaining and non-bargaining groups as well as other pension plan representatives to review all relevant financial information, discuss all possible options for pension reform, and establish a process for negotiation.

***[Debate interrupted due to expiration of time]***

**Motion 63 by Mr. Melanson**, seconded by Mr. Fraser to propose the following resolution on Thursday, May 22, 2014:

WHEREAS the Alward government promised it would balance the books of the province without raising taxes or cutting services;

WHEREAS the Alward government broke its three key promises as they failed to balance the books without raising taxes or cutting services;

WHEREAS the Minister of Finance has missed the financial targets established throughout the mandate of this Conservative government;

WHEREAS the Finance Minister is laying blame on “horrendous” demands by members of the Conservative Caucus;

WHEREAS the Minister of Finance has brought in a bill entitled *Fiscal Transparency and Accountability Act* which has been referred to by pundits as a gimmick;

WHEREAS the bill purports to fine Members of the Executive Council when budget targets are not met;

WHEREAS the Alward government would have missed its own targets in 2011 and 2013, and would miss them again this year;

WHEREAS, if the aforementioned provisions of this bill were in place when the Alward government came to power, and considering that they have missed their targets three times, the Premier and his Ministers would owe New Brunswickers \$135,000 in fines;

BE IT THEREFORE RESOLVED that the Legislative Assembly of New Brunswick urge the Premier and the members of the Executive Council to honour those provisions retroactively and remit pay the sum of \$135,000 to the province;

BE IT FURTHER RESOLVED that the Legislative Assembly of New Brunswick urge the Finance Minister to reveal the aforementioned “horrendous” spending demands made by his caucus colleagues and clarify if they are the reason that past budget targets were missed.

**Motion 64 by Mr. Collins**, seconded by Mr. Haché to propose the following resolution on Thursday, May 22, 2014:

WHEREAS a decision was made to select a location for the Southern Carleton School in the Local Service District of Bedell, a community within the Premier’s Constituency, but outside the boundaries of the Town of Woodstock;

WHEREAS there was not a competitive process undertaken for the selection of the site;

WHEREAS the site was adjacent to a subdivision owned by a company whose owner was a friend of the Premier;

WHEREAS the province also entered into a land swap with this company without competitive process;

WHEREAS the site was selected without due consideration of the Department of Education policy related to the criteria for school site selections;

WHEREAS there were serious issues related to the availability of potable water at the site;

WHEREAS as a result of issues related to water, a decision was made that the Town of Woodstock would annex the property and both the province and the municipality would pay to bring water to the site;

WHEREAS the residents of Bedell were not provided the opportunity to have a say on the annexation of the property which impacted their tax base;

WHEREAS while the provision of water to the site created an additional burden for taxpayers, it created a tremendous benefit for the owner of the subdivision;

WHEREAS the Education critic attempted to obtain answers without success from the Minister of Education as to whether education policies and guidelines were followed on the selection of the school site;

WHEREAS the Opposition filed a Right to Information Request for documentation related to the selection of the school's site including all documentation on environmental testing and documentation that would establish whether or not the Premier's Office interfered in the selection process;

WHEREAS the information obtained as a result of the Right to Information request was heavily redacted and incomplete;

WHEREAS as a result of a complaint to the Right to Information and Privacy Commissioner, additional documentation was released;

WHEREAS this information which contains e-mails from the Premier's Office to departmental staff is also incomplete;

BE IT RESOLVED THAT the Legislature urge the provincial government to disclose all documentation and information surrounding the circumstances related to the site selection for the Southern Carleton School, including but not limited solely to, any documentation, record or information regarding the role of the Premier and/or anyone employed in the Premier's Office with respect to the Southern Carleton School.

### ***Motions for Returns***

**Motion 25 by Mr. Fraser**, seconded by Mr. Arseneault to propose the following resolution on Thursday, February 13, 2014:

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 documentation including correspondence, however recorded, stored or archived, by electronic means or otherwise, in relation to the negotiations of any agreements, letters of intent, evaluations, assessments, safety concerns, between CN Rail, Via, the Federal Government, the Premier's Office, the Department of Transportation and Infrastructure, any government, employee, MLAs, and other stakeholders regarding the rail infrastructure in the Province of New Brunswick.

**Motion 27 by Mr. Fraser**, seconded by Mr. Bernard LeBlanc to propose the following resolution on Thursday, February 20, 2014:

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 information and documentation including all correspondence, however stored, electronically or otherwise, between MLAs, ministers, government employees, executive assistants, current and former employees of the Memramcook Institute, and any persons or corporations, companies or third parties with respect to personal service contracts, goods and service contracts, employment contracts in relation to the hiring of any employee (full-time, part-time, casual or contract), the provision of any goods or services by a contractor or company at the Memramcook Institute since the government assumed responsibility of the operation of that facility, including but not limited to any management, maintenance, cleaning and janitorial positions or services.

**Motion 28 by Mr. Fraser**, seconded by Mr. Arseneault to propose the following resolution on Thursday, February 20, 2014:

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 information and documentation in relation to the community and stakeholder consultation process leading up to the finalization of the pending provincial forestry plan, including a list of public meetings, stakeholder meetings, and any other forms of consultation that may have been undertaken to gather input from stakeholders and the general public.

**[Documents requested filed March 17, 2014]**

**Motion 29 by Mr. Fraser**, seconded by Mr. Arseneault to propose the following resolution on Thursday, February 20, 2014:

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 information and documentation between the Premier's Office, the federal government, the Department of Transportation and Infrastructure and any MLA, or minister including, but not limited to any requests, reports, proposals, agreements, assessments and evaluations in relation to capital improvements to Highway 11, including but not limited to those related to twinning, maintenance, and the expansion of Highway 11 between Moncton and Campbellton.

**[Documents requested filed April 17, 2014]**

**Motion 30 by Mr. Doucet**, seconded by Mr. Boudreau to propose the following resolution on Thursday, February 20, 2014:

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 documentation including correspondence, however recorded, stored or archived, by electronic means or otherwise, including mobile to mobile device communication, PINs, SMS text messages, between the Department of Energy, the Department of Finance and the Executive Council Office from November 15, 2010, to the present with respect to the Department of Energy - Saint John office, including but not limited to a detailed breakdown of all expenditures related to the office, any changes in staffing including the number of permanent, part-time and casual employees working out of the Saint John office and any changes to the organizational structure or mandate of the Saint John office.

**[Documents requested filed March 20, 2014]**

**Motion 31 by Mr. Doucet**, seconded by Mr. Boudreau to propose the following resolution on Thursday, February 20, 2014:

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 documentation including correspondence, however recorded, stored or archived, by electronic means or otherwise, including mobile to mobile device communication, PINs, SMS text messages, between the Department of Energy, the Department of Finance, the Department of Transportation and Infrastructure, the Executive Council Office and all third parties from November 15, 2010, to the present with respect to renovations to the Department of Energy - Hugh John Flemming complex, including, but not limited to all tenders, RFPs, invitations to tender, contracts, agreements, project fees, estimates, and a detailed breakdown of all costs associated with renovations.

**[Documents requested filed March 20, 2014]**

**Motion 33 by Mr. Fraser**, seconded by Mr. Arseneault to propose the following resolution on Thursday, February 20, 2014:

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 documentation, information, notes, memos, correspondence, however stored, electronically or otherwise, between the Premier's Office, the Executive Council Office, the Department of Transportation and Infrastructure, the Department of Government Services, any other department, any employees of the provincial government and any person or outside firm with regard to the disposal of the government executive flight service plane and any associated assets and also anything related to the purchase of flight service for members of the Executive Council and / or employees of the provincial government between June 1<sup>st</sup>, 2013 and today's date.

**[Documents requested filed April 16, 2014]**

**Motion 34 by Mr. Arseneault**, seconded by Mr. Fraser to propose the following resolution on Thursday, February 20, 2014:

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 documentation, including correspondence, however recorded, stored or archived, by electronic means or otherwise, in relation to the number of Code Whites reported in each of the past twelve months at the Saint John Regional Hospital, Chalmers Hospital, Moncton City Hospital and Dr. Georges L. Dumont Hospital.

**[Documents requested filed March 20, 2014]**

**Motion 35 by Mr. Doucet**, seconded by Mr. Boudreau to propose the following resolution on Thursday, February 27, 2014:

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 documentation including correspondence, however recorded, stored or archived, by electronic means or otherwise, including mobile to mobile device communication, PINs, SMS text messages, between the Department of Public Safety, the Emergency Measures Organization, the Premier's Office, municipalities, first responders, volunteer fire departments, community service providers, relief agencies, local service districts, regional service commissions, NB Power, and other third parties from December 18, 2013, to January 16, 2014, inclusive, in relation to the emergency response to the ice storm in New Brunswick and related power outages including but not limited to all memos, directives, inquiries, agreements, planning documentation, orders, requests, and information updates.

**Motion 36 by Mr. Doucet**, seconded by Mr. Arseneault to propose the following resolution on Thursday, February 27, 2014:

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 documentation including correspondence, however recorded, stored or archived, by electronic means or otherwise, including mobile to mobile device communications, PINs, SMS text messages, between the Department of Public Safety, the Emergency Measures Organization, the Department of Environment and Local Government, municipalities, the Premier's Office, first responders, volunteer fire departments, community service providers, local service districts, regional service commissions, and other third parties in relation to the preparation of an emergency plan related to natural disasters and catastrophic weather events, including but not limited

to flooding and ice storms, for Charlotte County since November 2010 to present, including but not limited to all memos, directives, inquiries, agreements, planning documentation, orders, requests, and information updates.

**Motion 40 by Mr. Doucet**, seconded by Mr. Boudreau to propose the following resolution on Thursday, February 27, 2014:

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 documentation including correspondence, however recorded, stored or archived, by electronic means or otherwise, including mobile to mobile device communication, PINs, SMS text messages, between the Department of Public Safety, the NB 911 Bureau, the Emergency Measures Organization, the Department of Finance and other third parties in relation to the monies collected by all telecommunications providers as a 911 fee since November 2010 to present, including the total amount collected, and a detailed breakdown of how these funds were expended.

**[Documents requested filed April 28, 2014]**

**Motion 45 by Mr. Collins**, seconded by Mr. Doucet to propose the following resolution on Thursday, April 3, 2014:

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 documentation, including correspondence, however stored, recorded or archived, in regards to the salary and expenses, including but not limited to office rental, travel, personnel, etc. of staff at Atlantic Education International (AEI) since April 1, 2010, as well as a list of all appointments and employees at AEI since April 1, 2010.

**[Documents requested filed April 17, 2014]**

**Motion 52 by Mr. Albert**, seconded by Mr. Melanson to propose the following resolution on Thursday, April 24, 2014:

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 information about projects announced by the Regional Development Corporation, Invest NB, and the Department of Economic Development, as well as investments in and grants to these projects and the number of jobs created as a result, between April 1, 2013, and April 1, 2014.

## **CONCLUDED**

**Motion 3 by Mr. Fraser.** Debated and defeated November 14, 2013.

**Motion 4 by Mr. Collins.** Debated and defeated November 21, 2013.

**Motion 8 by Mr. Doucet.** Debated and defeated December 12, 2013.

**Motion 10 by Mr. Melanson.** Debated and defeated November 21, 2013.

**Motion 12 by Mr. Albert.** Debated and defeated December 5, 2013.

**Motion 14 by Mr. Arseneault.** Debated and carried as amended December 5, 2013.

**Motion 15 by Mr. Collins.** Debated and carried as amended March 20, 2014.

**Motion 16 by Mr. Arseneault.** Debated and carried as amended February 20, 2014.

**Motion 21 by Mr. Melanson.** Debated and defeated February 20, 2014.

**Motion 37 by Mr. Doucet.** Debated and defeated April 17, 2014.

**Motion 39 by Mr. Fraser.** Debated and carried as amended April 10, 2014.

**Motion 44 by Mr. Bernard LeBlanc.** Debated and defeated May 15, 2014.

**Motion 47 by Mr. Arseneault.** Debated and defeated April 24, 2014.  
**Motion 48 by Mr. Boudreau.** Debated and defeated April 24, 2014.  
**Motion 56 by Mr. Collins.** Debated and defeated May 8, 2014.

## WITHDRAWN

Motions 6, 7, 9, 11, 18, 19, 20, 23, 24 and 26 withdrawn March 19, 2014.

## PETITIONS

Petition 1: Mr. Doucet, November 6, 2013.	(Response, December 11, 2013)
Petition 2: Mr. Gallant, November 14, 2013.	(Response, November 29, 2013)
Petition 3: Ms. Wilson, November 21, 2013.	(Response, December 5, 2013)
Petition 4: Mr. Savoie, November 29, 2013.	(Response, January 6, 2014)
Petition 5: Mr. Harrison, December 10, 2013.	
Petition 6: Mr. Albert, December 12, 2013.	(Response, January 17, 2014)
Petition 7: Mr. Bertrand LeBlanc, March 12, 2014.	(Response, March 25, 2014)
Petition 8: Mr. Collins, March 14, 2014.	
Petition 9: Mr. Gallant, March 19, 2014.	(Response, May 6, 2014)
Petition 10: Hon. Mr. Leonard, May 8, 2014.	
Petition 11: Hon. Ms. Shephard, May 9, 2014.	
Petition 12: Mr. Kenny, May 13, 2014.	
Petition 13: Ms. Coulombe, May 14, 2014.	
Petition 14: Mr. Malloch, May 14, 2014.	

## COMMITTEE REPORTS

Standing Committee on Education	First Report, April 16, 2014
Standing Committee on Estimates	First Report, April 16, 2014
Standing Committee on Health Care	First Report, April 8, 2014
Standing Committee on Private Bills	First Report, December 12, 2013
	Second Report, March 25, 2014
	Third Report, April 22, 2014
	Fourth Report, May 6, 2014

Donald J. Forestell  
Clerk of the Legislative Assembly