



**Legislative Assembly
Province of Alberta**

No. 6

VOTES AND PROCEEDINGS

First Session

Twenty-Eighth Legislature

Tuesday, October 23, 2012

The Speaker took the Chair at 1:30 p.m.

The Speaker offered a prayer and a moment of silence was observed in recognition of the death of former Members Mr. Richard S. Fowler, Member for St. Albert, 1989 to 1993, who passed away on July 8, 2012, and Hon. Mr. E. Peter Lougheed, PC, CC, AOE, QC, Member for Calgary-West, 1967 to 1986, who passed away on September 13, 2012.

Speaker's Statement - Oral Question Period

Honourable Members, before we begin question period, please be reminded that each question and response must not exceed 35 seconds, and that your remarks are to be directed through the Chair, supplementary questions must not be preceded with any preamble, and finally, the language you use should be temperate and parliamentary at all times. So I will ask that each of you strive to uphold the civility and decorum that befits this hallowed chamber.

Members' Statements

Ms Johnson, Hon. Member for Calgary-Glenmore, made a statement regarding Harvie Andre, Member of Parliament for Calgary Centre from 1972 to 1993, who passed away on October 21, 2012.

Ms Blakeman, Hon. Member for Edmonton-Centre, requested and received the unanimous consent of the Assembly to waive Standing Order 7(7) in order to complete the Daily Routine.

Ms Smith, Hon. Leader of the Official Opposition, made a statement regarding several Wildrose policies that have become part of the Government's fall legislative agenda.

Ms Pastoor, Hon. Member for Lethbridge-East, made a statement regarding the 70th anniversary of the City of Lethbridge 429 Transport Squadron on November 7, 2012.

Mr. Amery, Hon. Member for Calgary-East, made a statement regarding the recent death of a teenager from British Columbia and the devastating consequences of cyber-bullying.

Mr. McDonald, Hon. Member for Grande Prairie-Smoky, made a statement recognizing October 22 to 27, 2012, as National Foster Family Week, and congratulating Jennifer and Christopher Spencer on being named 2011 Foster Parents of the Year by the Northwest Alberta Foster Parents Association.

Mr. Hale, Hon. Member for Strathmore-Brooks, made a statement thanking several individuals who have assisted with the issues surrounding the beef recall at the XL Foods plant in Brooks.

Notices of Motions

Ms Blakeman, Hon. Member for Edmonton-Centre, gave oral notice of her intention to move, pursuant to Standing Order 30, to adjourn the ordinary business of the Assembly to discuss a matter of urgent public importance, namely, the actions of the Ethics Commissioner, an Officer of this Legislature, in appointing a defeated MLA (Member of the Legislative Assembly) to a specifically created position without that MLA observing the one-year cooling-off period mandated by the Conflicts of Interest Act, and the resultant breach of public trust and loss of confidence in the implementation of the Act.

Introduction of Bills (First Reading)

Notice having been given:

Bill 3 Education Act — Hon. Mr. Johnson

Bill 6 Protection and Compliance Statutes Amendment Act, 2012 — Mr. Jeneroux

Bill 8 Electric Utilities Amendment Act, 2012 — Hon. Mr. Hughes

Upon recommendation of His Honour the Honourable the Lieutenant Governor, and notice having been given:

Bill 9 Alberta Corporate Tax Amendment Act, 2012 (\$) — Hon. Mr. Horner

On motion by Hon. Mr. Hancock, Government House Leader, the following Bill was placed on the Order Paper under Government Bills and Orders:

Bill 6 Protection and Compliance Statutes Amendment Act, 2012 —
Mr. Jeneroux

Tabling Returns and Reports

Mr. Donovan, Hon. Member for Little Bow:

ASAL (Accommodation Standards and Licensing) Public Reporting webpage
listing information regarding the Little Bow Continuing Care Centre
Sessional Paper 82/2012

Mr. Bilous, Hon. Member for Edmonton-Beverly-Clareview:

Report dated October 22, 2012, entitled “Investor Expectations for Improving
Environmental and Social Performance in Canadian Oil Sands Development,”
prepared by Ceres
Sessional Paper 83/2012

Ms Blakeman, Hon. Member for Edmonton-Centre:

Calgary Sun website article dated September 19, 2012, entitled “Alberta ethics
commissioner says re-hiring booted ex-Tory minister Evan Berger OK”
Sessional Paper 84/2012
5 posters entitled “That’s Gay” encouraging support for gay/straight alliances
Sessional Paper 85/2012

Dr. Sherman, Hon. Member for Edmonton-Meadowlark:

CBC News website article dated October 23, 2012, entitled “AHS chair wants
hospitals to make more decisions”
Sessional Paper 86/2012
Email message dated October 16, 2012, from Dr. Chris Eagle, President and
CEO, Alberta Health Services, to “All staff, physicians, and volunteers”
providing an update on several issues
Sessional Paper 87/2012

Hon. Mr. McIver, Minister of Transportation:

McMurray Musings website article dated October 23, 2012, entitled “An Ocean
of Tears, A Ribbon of Road - Highway 63, and 2016”
Sessional Paper 88/2012

Hon. Mr. Zwozdesky, Speaker of the Legislative Assembly:

Report of the Chief Electoral Officer as required by section 44(1) of the Election Finances and Contributions Disclosure Act, with accompanying letter dated October 18, 2012, from O. Brian Fjeldheim, Chief Electoral Officer, to Hon. Mr. Zwozdesky, Speaker of the Legislative Assembly, concerning compliance with the election campaign financial reporting requirements

Sessional Paper 89/2012

Pursuant to the Legislative Assembly Act, cL-9, s39(3):

Revised Members' Services Committee Order No. MSC 04/12, Constituency Services Amendment Order (No. 25)

Sessional Paper 90/2012

Revised Members' Services Committee Order No. MSC 05/12, Transportation Amendment Order (No. 11)

Sessional Paper 91/2012

Revised Members' Services Committee Order No. MSC 06/12, Members' Allowances Amendment Order (No. 23)

Sessional Paper 92/2012

Revised Members' Services Committee Order No. MSC 07/12, Executive Council Salaries Amendment Order (No. 08)

Sessional Paper 93/2012

Revised Members' Services Committee Order No. MSC 08/12, Members' Committee Allowances Amendment Order (No. 09)

Sessional Paper 94/2012

Tablings to the Clerk

Clerk of the Assembly on behalf of Mr. Young, Hon. Member for Edmonton-Riverview:

13 recent memoranda from Scott Ellis, Director and Senior Financial Officer, Financial Management and Administrative Services, Legislative Assembly Office, to Members of the Legislative Assembly, regarding the return of pay relating to their service on the Standing Committee on Privileges, Elections, Standing Orders and Printing

Sessional Paper 95/2012

Motion for Adjournment for an Emergency Debate

Ms Blakeman, Hon. Member for Edmonton-Centre, requested leave to move, pursuant to Standing Order 30, to adjourn the ordinary business of the Assembly to discuss a matter of urgent public importance, namely, the actions of the Ethics Commissioner, an Officer of this Legislature, in appointing a defeated MLA (Member of the Legislative Assembly) to a specifically created position without that MLA observing the one-year cooling-off period mandated by the Conflicts of Interest Act, and the resultant breach of public trust and loss of confidence in the implementation of the Act.

A debate followed on urgency.

The Speaker ruled that the request for leave was not in order.

ORDERS OF THE DAY

Government Motions

12. Moved by Hon. Mr. Hancock:

Be it resolved that, pursuant to Standing Order 4(1), the Assembly shall meet on Monday, Tuesday, and Wednesday evenings for consideration of Government business for the duration of the 2012 Fall Sitting unless, on motion by the Government House Leader made before 6:00 p.m., which may be made orally and without notice, the Assembly is adjourned to the following sitting day.

The question being put, the motion was agreed to.

13. Moved by Hon. Mr. Denis:

Be it resolved that:

1. A Select Special Conflicts of Interest Act Review Committee of the Legislative Assembly of Alberta be appointed to review the Conflicts of Interest Act as provided in section 48 of that Act, consisting of the following Members, namely:

Allen (Chair)	Fenske	Saskiw
Luan (Deputy Chair)	Johnson (Calgary-Glenmore)	Wilson
Blakeman	McDonald	Young
Dorward	Notley	
2. Reasonable disbursements by the Committee for advertising, staff assistance, equipment and supplies, rent, travel, and other expenditures necessary for the effective conduct of its responsibilities shall be paid, subject to the approval of the Chair.

3. In carrying out its duties, the Committee may travel throughout Alberta and undertake a process of consultation with all interested Albertans.
4. In carrying out its responsibilities, the Committee may, with the concurrence of the head of the Department, utilize the services of the public service employed in that Department or the staff employed by the Assembly or the Office of the Ethics Commissioner.
5. The Committee may, without leave of the Assembly, sit during a period when the Assembly is adjourned.
6. The Committee must submit its report, including any proposed amendments to the Act, within one year after commencing its review.
7. When its work has been completed, the Committee must report to the Assembly if it is sitting; during a period when the Assembly is adjourned, the Committee may release its report by depositing a copy with the Clerk and forwarding a copy to each Member of the Assembly.

The question being put, the motion was agreed to.

Consideration of His Honour the Lieutenant Governor's Speech

(Day 4)

Moved by Mrs. Olesen and seconded by Mr. Luan:

That an humble address be presented to His Honour the Lieutenant Governor as follows:

To His Honour Colonel (Retired) the Honourable Donald S. Ethell, OC, OMM, AOE, MSC, CD, LLD, the Lieutenant Governor of the Province of Alberta:

We, Her Majesty's most dutiful and loyal subjects, the Legislative Assembly, now assembled, beg leave to thank Your Honour for the gracious speech Your Honour has been pleased to address to us at the opening of the present Session.

A debate followed.

Debate adjourned.

Adjournment

On motion by Hon. Mr. Horne, Minister of Health, the Assembly adjourned at 5:58 p.m. until 7:30 p.m.

TUESDAY, OCTOBER 23, 2012 — 7:30 P.M.

Government Bills and Orders

Second Reading

On the motion that the following Bill be now read a Second time:

Bill 1 Workers' Compensation Amendment Act, 2012 — Hon. Mr. Oberle on behalf of Hon. Ms Redford

Hon. Mr. Oberle moved adjournment of the debate, which was agreed to.

Consideration of His Honour the Lieutenant Governor's Speech

(Day 4)

Moved by Mrs. Olesen and seconded by Mr. Luan:

That an humble address be presented to His Honour the Lieutenant Governor as follows:

To His Honour Colonel (Retired) the Honourable Donald S. Ethell, OC, OMM, AOE, MSC, CD, LLD, the Lieutenant Governor of the Province of Alberta:

We, Her Majesty's most dutiful and loyal subjects, the Legislative Assembly, now assembled, beg leave to thank Your Honour for the gracious speech Your Honour has been pleased to address to us at the opening of the present Session.

A debate followed.

Hon. Mr. Denis moved adjournment of the debate, which was agreed to.

Government Bills and Orders

Second Reading

On the motion that the following Bill be now read a Second time:

Bill 1 Workers' Compensation Amendment Act, 2012 — Hon. Ms Redford

A debate followed.

Mr. Wilson moved adjournment of the debate, which was agreed to.

Intersessional Deposits

Pursuant to Standing Order 38.1(3), the following documents were deposited with the Clerk of the Assembly and are deemed to have been laid before the Assembly:

Hon. Mr. Khan, Minister of Enterprise and Advanced Education:

Pursuant to the Agrology Profession Act, cA-13.5, s4(2), Alberta Institute of Agrologists, 66th Annual General Meeting Report dated April 3, 2012, deposited on June 15, 2012

Sessional Paper 34/2012

Pursuant to the Architects Act, cA-44, s6(4), Alberta Association of Architects, 2011 Annual Report, deposited on June 15, 2012

Sessional Paper 35/2012

Pursuant to the Engineering and Geoscience Professions Act, cE-11, s12(4), Association of Professional Engineers, Geologists and Geophysicists of Alberta, 2011 Annual Report, 2011 Annual Report, deposited on June 15, 2012

Sessional Paper 36/2012

Pursuant to the Engineering and Geoscience Professions Act, cE-11, s87(4), Association of Science and Engineering Technology Professionals of Alberta, 2011 Annual Report, deposited on June 15, 2012

Sessional Paper 37/2012

Pursuant to the Land Surveyors Act, cL-3, s9(4), Alberta Land Surveyors Association, Report of Proceedings of the 102nd Annual General Meeting (2011), deposited on June 15, 2012

Sessional Paper 38/2012

Pursuant to the Regulated Forestry Profession Act, cR-13, s4(2), College of Alberta Professional Forest Technologists, 2011 Annual Report, deposited on June 15, 2012

Sessional Paper 39/2012

Pursuant to the Legislative Assembly Act, cL-9, s45; and the Government Accountability Act, cG-7, s14, Advanced Education and Technology, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 40/2012

Hon. Mr. Olson, Minister of Agriculture and Rural Development, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Agriculture and Rural Development, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 41/2012

Hon. Mrs. Klimchuk, Minister of Culture, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Culture and Community Services, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 42/2012

Hon. Mr. Johnson, Minister of Education, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Education, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 43/2012

Hon. Ms Redford, Premier, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Executive Council, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 44/2012

Hon. Mr. Horner, President of Treasury Board and Minister of Finance, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Finance, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 45/2012

Hon. Mr. Horne, Minister of Health, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Health and Wellness, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 46/2012

Hon. Mr. Hancock, Minister of Human Services, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Human Services, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 47/2012

Hon. Mr. Drysdale, Minister of Infrastructure, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Infrastructure, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 48/2012

Hon. Mr. Dallas, Minister of International and Intergovernmental Relations, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Intergovernmental, International and Aboriginal Relations, Annual Report 2011-2012, deposited on June 29, 2012

Sessional Paper 49/2012

Hon. Mr. Denis, Minister of Justice and Solicitor General, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Justice, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 50/2012

Hon. Mr. Griffiths, Minister of Municipal Affairs, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Municipal Affairs, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 51/2012

Hon. Mr. Horne, Minister of Health, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Seniors, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 52/2012

Hon. Mr. Bhullar, Minister of Service Alberta, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Service Alberta, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 53/2012

Hon. Mr. Denis, Minister of Justice and Solicitor General, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Solicitor General and Public Security, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 54/2012

Hon. Ms Cusanelli, Minister of Tourism, Parks and Recreation, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Tourism Parks and Recreation, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 55/2012

Hon. Mr. McIver, Minister of Transportation, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Transportation, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 56/2012

Hon. Mr. Horner, President of Treasury Board and Minister of Finance, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Treasury Board and Enterprise, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 57/2012

Hon. Mrs. McQueen, Minister of Environment and Sustainable Resource Development, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Environment and Water, Annual Report 2011-2012, deposited on July 4, 2012
Sessional Paper 58/2012

Sustainable Resource Development, Annual Report 2011-2012, deposited on June 29, 2012
Sessional Paper 59/2012

Hon. Mr. Horner, President of Treasury Board and Minister of Finance, pursuant to the Horse Racing Alberta Act, cH-11.3, s10(2):

Horse Racing Alberta, 2011 Annual Report, deposited on July 5, 2012
Sessional Paper 60/2012

Mr. Xiao, Chair, Standing Committee on Legislative Offices:

Pursuant to the Auditor General Act, cA-46, s30, Auditor General of Alberta, Results Analysis, Financial Statements, and Other Performance Information for the Year Ended March 31, 2012
Sessional Paper 61/2012

Pursuant to the Auditor General Act, cA-46, s20(2), Report of the Auditor General, July 2012, deposited on July 6, 2012
Sessional Paper 62/2012

Hon. Mr. Hughes, Minister of Energy, pursuant to the Legislative Assembly Act, cL-9, s45, and the Government Accountability Act, cG-7, s14:

Energy, Annual Report 2011-2012, deposited on July 12, 2012
Sessional Paper 63/2012

Hon. Mr. Olson, Minister of Agriculture and Rural Development, pursuant to the Agriculture Financial Services Act, cA-12, s15(2):

Agriculture Financial Services Corporation, Annual Report 2011-2012, deposited on July 13, 2012
Sessional Paper 64/2012

Hon. Mr. Horner, President of Treasury Board and Minister of Finance, pursuant to the Insurance Act, cI-3, s655(2):

Automobile Insurance Rate Board, 2011 Annual Report, for the year ended December 31, 2011, deposited on July 16, 2012
Sessional Paper 65/2012

Hon. Mr. Hancock, Minister of Human Services, pursuant to the Social Care Facilities Review Committee Act, cS-11, s16(2):

Social Care Facilities Review Committee, Annual Report 2010/2011, deposited on July 23, 2012

Sessional Paper 66/2012

Hon. Mr. Khan, Minister of Enterprise and Advanced Education:

Pursuant to the Apprenticeship and Industry Training Act, cA-42, s6(2), Alberta Apprenticeship and Industry Training Board, 2011-2012 Annual Report, deposited on July 31, 2012

Sessional Paper 67/2012

Pursuant to the Regulated Accounting Profession Act, cR-12, s25(2), Institute of Chartered Accountants of Alberta, Annual Report 2012, deposited on July 31, 2012

Sessional Paper 68/2012

Hon. Mr. Griffiths, Minister of Municipal Affairs, pursuant to the Safety Codes Act, cS-1, s25(3):

Safety Codes Council, Annual Report 2011, deposited on August 1, 2012

Sessional Paper 69/2012

Hon. Mr. Oberle, Associate Minister of Services for Persons with Disabilities, on behalf of Hon. Mr. Hancock, Minister of Human Services, pursuant to the Persons with Developmental Disabilities Community Governance Act, cP-8, s22(4):

Persons with Developmental Disabilities Community Boards, Consolidated Annual Report 2010-11, deposited on August 7, 2012

Sessional Paper 70/2012

Hon. Mrs. McQueen, Minister of Environment and Sustainable Resource Development, pursuant to the Alberta Land Stewardship Act, cA-26.8, s5:

Appendix, Lower Athabasca Regional Plan, 2012-2022, deposited on August 22, 2012

Sessional Paper 71/2012

Hon. Mr. Griffiths, Minister of Municipal Affairs, pursuant to the Special Areas Act, cS-16, s19(2):

Special Areas Trust Account, Financial Statements, December 31, 2011, deposited on August 27, 2012

Sessional Paper 72/2012

Hon. Mr. Khan, Minister of Enterprise and Advanced Education, pursuant to the Regulated Forestry Profession Act, cR-13, s4(2):

College of Alberta Professional Forest Technologists, 2011 Annual Report, deposited on September 5, 2012

Sessional Paper 73/2012

Mr. Quest, Chair, Standing Committee on the Alberta Heritage Savings Trust Fund, pursuant to Standing Order 55 and the Alberta Heritage Savings Trust Fund Act, cA-23, s6(4)(d):

Standing Committee on the Alberta Heritage Savings Trust Fund, 2011/2012 Report Covering Activities Related to the 2011-2012 Fiscal Year, deposited on September 11, 2012

Sessional Paper 74/2012

Hon. Mr. Horner, President of Treasury Board and Minister of Finance:

Pursuant to the Securities Act, cS-4, s20(2), Alberta Securities Commission, 2012 Annual Report, deposited on September 13, 2012

Sessional Paper 75/2012

Pursuant to the Members of the Legislative Assembly Pension Plan Act, cM-12, s4, Members of the Legislative Assembly Pension Plan, Annual Report for the year ended March 31, 2012, deposited on September 14, 2012

Sessional Paper 76/2012

Hon. Mr. Griffiths, Minister of Municipal Affairs:

Pursuant to the Government Organization Act, cG-10, sch10, s10(3):

Alberta Boilers Safety Association, Annual Report 2011, October 31, 2011, deposited on September 27, 2012

Sessional Paper 77/2012

Alberta Elevating Devices and Amusement Rides Safety Association, Annual Report, April 1, 2011 to March 31, 2012, deposited on September 27, 2012

Sessional Paper 78/2012

Authorized Accredited Agency Summary 2010-2011, deposited on September 27, 2012

Sessional Paper 79/2012

Petroleum Tank Management Association of Alberta, Annual Report 2011, deposited on September 27, 2012

Sessional Paper 80/2012

Hon. Mr. Zwozdesky, Speaker of the Legislative Assembly, pursuant to the Health Quality Council of Alberta Act, cH-7.2, s24(2):

Health Quality Council of Alberta, 2011-2012 Annual Report, deposited on September 28, 2012

Sessional Paper 81/2012

Adjournment

On motion by Hon. Mr. Hancock, Government House Leader, the Assembly adjourned at 10:05 p.m. until Wednesday, October 24, 2012, at 1:30 p.m.

Hon. Gene Zwozdesky,
Speaker

Title: Tuesday, October 23, 2012