



LEGISLATIVE ASSEMBLY OF MANITOBA

VOTES AND PROCEEDINGS No. 28

FIRST SESSION, FORTIETH LEGISLATURE

PRAYER

10:00 O'CLOCK A.M.

By leave, it was agreed for the House to deal with Second Reading of Bill (No. 202).

Mrs. ROWAT moved:

THAT Bill (No. 202) – The Universal Newborn Hearing Screening Act/Loi sur le dépistage systématique des déficiences auditives chez les nouveau-nés, be now read a Second Time and be referred to a Committee of this House.

And a debate arising,

And Mrs. ROWAT, Hon. Ms. OSWALD, Messrs. EWASKO and WIEBE, Hon. Messrs. GERRARD and CHIEF having spoken,

And Hon. Mr. RONDEAU speaking at 11:00 a.m. The debate was allowed to remain in his name.

In accordance with Rule 31(9), the Opposition House Leader announced that the Establishment of Stroke Unit in Manitoba Resolution will be considered next Thursday, May 10, 2012.

Mr. BRIESE moved:

Resolution No. 1: Downloading of Provincial Responsibilities

WHEREAS the Provincial Government from time to time mandates new public responsibilities;
and

WHEREAS the Provincial Government routinely requires compliance and enforcement activities for these new responsibilities to be conducted by local governments; and

WHEREAS the Provincial Government has also downloaded certain responsibilities for which it was once responsible onto local governments; and

WHEREAS local governments may not necessarily have the required technical and financial resources to readily fulfill these duties, therefore forcing them to incur additional costs in order to meet these added responsibilities; and

WHEREAS the Association of Manitoba Municipalities (AMM) has passed numerous resolutions stating the high costs involved with fulfilling these new responsibilities places an undue burden on local taxpayers; and

WHEREAS the Federal and Provincial Governments created clear lines of jurisdiction through discussion and active dialogue that is codified in the Constitution.

THEREFORE BE IT RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to enter into meaningful discussions with the Association of Manitoba Municipalities and other stakeholders to more clearly delineate the jurisdictional boundaries between the two levels of government; and

BE IT FURTHER RESOLVED that the Legislative Assembly of Manitoba urge the Provincial Government to consider providing sufficient financial and technical resources to local governments to help them implement any new obligations the Provincial Government mandates of them.

And a debate arising,

And Mr. BRIESE, Hon. Mr. LEMIEUX, Mrs. ROWAT, Hon. Mr. KOSTYSHYN and Mr. MAGUIRE having spoken,

And Mr. CALDWELL speaking at 12:00 p.m. The debate was allowed to remain in his name.

1:30 O'CLOCK P.M.

On motion of Hon. Ms. ALLAN, Bill (No. 21) – The Public Schools Amendment Act (Code of Conduct for School Trustees)/Loi modifiant la Loi sur les écoles publiques (code de conduite à l'intention des commissaires d'écoles), was read a First Time and had its purposes outlined.

The following petitions were presented and read:

Mr. GRAYDON – Legislative Assembly of Manitoba to urge the appropriate Provincial Government departments to consider working with all stakeholders to develop a strategy to swiftly address the serious challenges posed by limited cellular phone service in southeastern Manitoba in order to ensure that people and property can be better protected in the future. (S. Rettaler, R. Preteau, P. Carriere and others)

Mr. GOERTZEN – Legislative Assembly of Manitoba to request that the Minister of Health to ensure additional personal care homes and long-term care space are made available in the City of Steinbach on a priority basis. (E. Reimer, G. Giesbrecht, M. Bergmann and others)

Hon. Mr. MACKINTOSH presented:

Annual Report of the Clean Environment Commission for the fiscal year ending March 31, 2012.
(Sessional Paper No. 39)

Hon. Mr. SWAN presented:

Supplementary Information for Legislative Review 2012-2013 – Departmental Expenditure
Estimates – Justice.
(Sessional Paper No. 40)

Pursuant to Rule 26(1), Messrs. JHA, EICHLER, GAUDREAU and HELWER and Ms. CROTHERS
made Members' Statements.

In accordance with Rule 27, Messrs. PEDERSEN and MAGUIRE and Mrs. DRIEDGER rose on
Grievances.

Following Grievances, Mrs. TAILLIEU rose on a point of order alleging that the Premier had not
brought factual information to the House.

And Hon. Mr. SWAN having spoken to the point of order,

WHEREUPON Mr. Speaker informed the House he would take the matter under advisement.

Subsequently, following Grievances, Mr. MCFADYEN rose on a point of order regarding the role
of the Attorney General in connection with Provincial Government violations of the Election Law.

And Hon. Mr. SWAN having spoken to the point of order,

WHEREUPON Mr. Speaker informed the House he would take the matter under advisement.

Subsequently, following Grievances, Mr. MCFADYEN rose on a point of order alleging that the
Attorney General was imputing motives against the Leader of the Opposition.

And Hon. Mr. SWAN having spoken to the point of order,

WHEREUPON Mr. Speaker ruled that there was no point of order.

From his decision, Mrs. TAILLIEU appealed to the House,

And the Question being put, "Shall the ruling of the Chair be sustained?" It was agreed to, on the
following division:

YEA

ALLAN	MACKINTOSH
ALLUM	MALOWAY
ALTEMEYER	MARCELINO (Logan)
BJORNSON	MARCELINO (Tyndall Park)
BRAUN	MELNICK
CALDWELL	NEVAKSHONOFF
CHIEF	OSWALD
CHOMIAK	PETTERSEN
CROTHERS	ROBINSON
DEWAR	RONDEAU
GAUDREAU	SARAN
IRVIN-ROSS	SELINGER
JHA	SWAN
KOSTYSHYN	WIEBE
LEMIEUX	WIGHT..... 30

NAY

BRIESE	MAGUIRE
CULLEN	MCFADYEN
DRIEDGER	MITCHELSON
EICHLER	PEDERSEN
EWASKO	SCHULER
FRIESEN	SMOOK
GOERTZEN	STEFANSON
GRAYDON	TAILLIEU
HELWER	WISHART..... 18

Subsequently, following Grievances, Mrs. TAILLIEU rose on a point of order alleging that the Minister of Health's violation of the Election Law was a reflection on the House as a whole.

And Hon. Mr. CHOMIAK having spoken to the point of order,

WHEREUPON Mr. Speaker ruled that there was no point of order.

From his decision, Mrs. TAILLIEU appealed to the House,

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OSWALD
PETTERSEN
ROBINSON
RONDEAU
SARAN
SELINGER
SWAN
WIEBE
WIGHT.....29

NAY

BRIESE
CULLEN
DRIEDGER
EICHLER
EWASKO
FRIESEN
GERRARD
GOERTZEN
GRAYDON
HELWER

MAGUIRE
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MITCHELSON
PEDERSEN
SCHULER
SMOOK
STEFANSON
TAILLIEU
WISHART..... 19

The House then adjourned at 5:03 p.m. until 1:30 p.m. Monday, May 7, 2012.

Hon. Daryl REID,
Speaker.