

Daily sitting 16

Wednesday, December 14, 2016

10 o'clock a.m.

Prayers.

Mr. Speaker interrupted Oral Questions and advised the guests in the gallery that they are not permitted to participate in debate.

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Mr. Crossman, Member for Hampton, laid upon the table of the House a petition urging the government to rebuild Hall Road in Passekeag. (Petition 5)

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Mr. Crossman, Member for Hampton, laid upon the table of the House a petition urging the government to provide maintenance and bush trimming to Bonney Road in Nauwigewauk. (Petition 6)

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Mr. LePage, from the Standing Committee on Economic Policy, presented the Fourth Report of the Committee for the session which was read and is as follows:

December 14, 2016

To The Honourable  
The Legislative Assembly of  
The Province of New Brunswick

Mr. Speaker:

Your Standing Committee on Economic Policy begs leave to submit this, their fourth report.

Your Committee met on December 13, 2016, and had under consideration:

Bill 24, *Integrity Commissioner Act*;

and have agreed to the same.

Your Committee also had under consideration:

Bill 25, *An Act to Amend the Child and Youth Advocate Act*;

and have agreed to the same with certain amendments.

Your Committee also had under consideration:

Bill 28, *An Act Respecting The Residential Tenancies Act and the Ombudsman Act*;

and have made certain progress therein.

And your Committee begs leave to make a further report.

(Sgd. :) Gilles LePage, M.L.A.  
Chair

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Pursuant to Standing Rule 78.1, Mr. Speaker put the question on the motion deemed to be before the House, that the report be concurred in, and it was resolved in the affirmative.

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Hon. Mr. Rousselle, from the Standing Committee on Law Amendments, presented the First Report of the Committee for the session which was read and is as follows:

December 14, 2016

To The Honourable  
The Legislative Assembly of  
The Province of New Brunswick

Mr. Speaker:

I have the pleasure to present herewith the First Report of the Standing Committee on Law Amendments for the session.

The report is the result of your Committee's deliberations on Bill 16, *An Act to Amend the Crown Construction Contracts Act*, the subject matter of which was referred to your Committee for consideration.

On behalf of the Committee, I wish to thank those individuals and organizations who appeared before the Committee. In addition, I would like to express my appreciation to the members of the Committee for their contribution in carrying out our mandate.

Your Committee begs leave to make a further report.

I move, seconded by the Member for Caraquet, that the report be concurred in by the House.

Respectfully submitted,

(Sgd. :) Hon. Serge Rousselle, Q.C., M.L.A.  
Chair

The full report of the Committee as presented follows:

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December 14, 2016

To The Honourable  
The Legislative Assembly of  
The Province of New Brunswick

Mr. Speaker:

Your Standing Committee on Law Amendments begs leave to submit their First Report of the session.

On November 16, 2016, Bill 16, *An Act to Amend the Crown Construction Contracts Act*, was introduced in the Legislative Assembly. The proposed legislation has four major focuses: to exempt certain non-routine capital projects of the New Brunswick Power Corporation from the application of the *Crown Construction Contracts Act*; to move standard form contracts in the machine rental rates from regulation and into government administrative policy; to permit the Minister of Transportation and Infrastructure to create a set of standard terms for performance bonds and payment bonds furnished to the Crown in relation to a contract administered on behalf of the Crown by the Minister, and to permit Crown entities to negotiate with the low or sole bidder on a contract.

On November 17, 2016, by resolution of the House, consideration of the subject matter of Bill 16 was referred to the Standing Committee on Law Amendments.

On November 23, 2016, your Committee met and determined that certain organizations should be invited to provide input to the Committee with respect to the issues raised by Bill 16. On December 12 and 13, 2016, your Committee met with representatives from the New Brunswick Power Corporation, the Department of Transportation and Infrastructure, the Construction Association of New Brunswick, the Electrical Contractors Association of New Brunswick, and the New Brunswick Road Builders and Heavy Construction Association. In addition, the Association of Consulting Engineering Companies-New Brunswick submitted written comments.

#### RECOMMENDATION

Based on the input received from the organizations who appeared and submitted comments, your Committee does not recommend Bill 16 in its current form. Your Committee does recommend that further consultation is required between the New Brunswick Power Corporation and the relevant stakeholders.

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Pursuant to Standing Rule 78.1, Mr. Speaker put the question on the motion deemed to be before the House, that the report be concurred in, and it was resolved in the affirmative.

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The following Bills were introduced and read a first time:

By Hon. Ms. Rogers,  
Bill 32, *An Act to Amend the Pre-arranged Funeral Services Act.*  
By Mr. Wetmore,  
Bill 33, *An Act to Amend the Human Rights Act.*  
By Mr. Steeves,  
Bill 34, *An Act to Amend the Early Childhood Services Act.*

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Hon. Ms. Rogers gave Notice of Motion 19 that on Tuesday, January 31, 2017, she would move the following resolution, seconded by the Honourable the Premier:

THAT this House approves in general the budgetary policy of the government.

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Ms. Dubé, Opposition House Leader, gave notice that on Thursday, December 15, 2016, Opposition Members' Business would be considered in the following order: Motion 8; Bill 26.

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Hon. Mr. Melanson, President of Treasury Board, delivered to Mr. Speaker a Message from Her Honour the Lieutenant-Governor, and the said Message was read by Mr. Speaker, all the Members standing, and is as follows:

Fredericton, New Brunswick.  
December 14, 2016.

Her Honour the Lieutenant-Governor transmits the *Supplementary Estimates 2015-2016, Volume I*, of the sums required for the services of the province, not otherwise provided for, for the year ending March 31, 2016, and in accordance with the provisions of the *Constitution Act, 1867*, recommends these estimates to the House.

(Sgd.:) Jocelyne Roy Vienneau.  
Lieutenant-Governor.

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Hon. Ms. Rogers, Minister of Finance, delivered to Mr. Speaker a Message from Her Honour the Lieutenant-Governor, and the said Message was read by Mr. Speaker, all the Members standing, and is as follows:

Fredericton, New Brunswick.  
December 14, 2016.

Her Honour the Lieutenant-Governor transmits the *Capital Estimates* for the fiscal year ending March 31, 2018, required for the services of the province, not otherwise provided for, and in accordance with the provisions of the *Constitution Act, 1867*, recommends these estimates to the House.

(Sgd. :) Jocelyne Roy Vienneau.  
Lieutenant-Governor.

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Pursuant to Notice of Motion 16, Hon. Ms. Rogers moved, seconded by the Honourable the Premier:

THAT this House approves in general the capital budgetary policy of the government.

And the question being put, Hon. Ms. Rogers proceeded to deliver the 2017-2018 capital budget speech.

And the debate being ended and the question being put, it was resolved in the affirmative.

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Hon. Mr. Boudreau, Acting Government House Leader, announced that it was the intention of government that the House resolve itself into a Committee of Supply to be granted to Her Majesty forthwith.

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The House, according to Order, resolved itself into a Committee of Supply with Mr. Albert in the chair.

And after some time, Mr. Speaker resumed the chair and Mr. Albert, the Chair, after requesting that Mr. Speaker revert to Presentations of Committee Reports, reported that the Committee proceeding in the matter under consideration, had passed the following resolution:

RESOLVED, that Supply be granted to Her Majesty.

And he was directed to ask leave to sit again.

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Mr. Albert moved, seconded by the Honourable the Premier:

THAT the House does concur with the Committee of Supply in its report and agrees in its resolution that Supply be granted to Her Majesty.

And the question being put, it was resolved in the affirmative.

Hon. Mr. Boudreau, after requesting that Mr. Speaker revert to Government Motions for the Ordering of the Business of the House, moved, seconded by the Honourable the Premier:

THAT consideration of estimates in Committee of Supply be added to the Orders of the Day until such time as they are dispatched.

And the question being put, it was resolved in the affirmative.

Hon. Mr. Doucet gave notice that on Thursday, December 15, 2016, Bill 32 would be called for second reading.

Hon. Mr. Doucet, Government House Leader, announced that it was the intention of government that the House resolve itself into a Committee of Supply to consider the estimates of the Departments of Health; Education and Early Childhood Development; and Transportation and Infrastructure; following which Bills 21 and 22 would be called for third reading; following which Bill 31 would be called for second reading.

The House, according to Order, resolved itself into a Committee of Supply with Mr. Albert in the chair.

At 12 o'clock p.m., Mr. Albert left the chair to resume again at 1 o'clock p.m.

*1 o'clock p.m.*

The Committee resumed.

And after some time, Mr. Speaker resumed the chair and Mr. Albert, the Chair, after requesting that Mr. Speaker revert to Presentations of Committee Reports, reported that the Committee had had under consideration the matters referred to them, had made some progress therein, and asked leave to sit again.

Pursuant to Standing Rule 78.2, Mr. Speaker put the question on the motion deemed to be before the House, that the report be concurred in, and it was resolved in the affirmative.

The following Bills were read a third time:

Bill 21, *An Act to Amend the Tobacco Tax Act.*

Bill 22, *An Act to Amend the Revenue Administration Act*.

Ordered that the said Bills do pass.

The Order being read for second reading of Bill 31, *An Act to Amend the New Brunswick Income Tax Act*, a debate arose thereon.

And after some time, Hon. Mr. Doucet moved the adjournment of the debate.

And the question being put, it was resolved in the affirmative.

And then, 2.07 p.m., the House adjourned.

The following documents, having been deposited with the Clerk of the House, were deemed laid upon the table of the House pursuant to Standing Rule 39:

Annual Report 2014-2015

Regional Development Corporation

December 13, 2016

Annual Report 2015-2016

Maritime Provinces Higher

Education Commission

December 13, 2016