

## TO THE HONOURABLE THE LEGISLATIVE ASSEMBLY OF MANITOBA

Your Standing Committee on LEGISLATIVE AFFAIRS presents the following as its Second Report.

### Meetings

Your Committee met on the following occasions:

- Thursday May 29, 2008 at 4:00 p.m.
- Monday June 2, 2008 at 9:00 a.m.
- Monday June 2, 2008 at 8:00 p.m.
- Tuesday June 3, 2008 at 6:00 p.m.
- Wednesday June 4, 2008 at 10:00 a.m.
- Wednesday June 4, 2008 at 6:00 p.m.
- Thursday June 5, 2008 at 7:00 p.m.

All meetings were held in Room 254 of the Legislative Building.

### Matters under Consideration

- **Bill (No. 6)** – The Securities Amendment Act/Loi modifiant la Loi sur les valeurs mobilières
- **Bill (No. 25)** – The Embalmers and Funeral Directors Amendment Act/Loi modifiant la Loi sur les embaumeurs et les entrepreneurs de pompes funèbres
- **Bill (No. 29)** – The Business Practices Amendment Act (Disclosing Motor Vehicle Information)/Loi modifiant la Loi sur les pratiques commerciales (communication de renseignements concernant les véhicules automobiles)
- **Bill (No. 38)** – The Balanced Budget, Fiscal Management and Taxpayer Accountability Act/Loi sur l'équilibre budgétaire, la gestion financière et l'obligation de rendre compte aux contribuables

### Committee Membership

Committee Membership for the May 29, 2008 meeting:

- Ms. BLADY
- Mr. BOROTSIK
- Mr. CULLEN
- Mr. DERKACH
- Ms. KORZENIOWSKI
- Mr. MALOWAY
- Hon. Ms. McGIFFORD
- Mr. MARTINDALE (*Chairperson*)
- Ms. SELBY
- Hon. Mr. SELINGER
- Mrs. STEFANSON

Your Committee elected Ms. KORZENIOWSKI as the Vice-Chairperson.

Substitutions received during committee proceedings:

- Mr. McFADYEN for Mr. CULLEN

Committee Membership for the June 2, 2008 9:00 a.m. meeting:

- Ms. BLADY
- Mr. BOROTSIK
- Ms. KORZENIOWSKI (*Vice-Chairperson*)
- Mr. MALOWAY
- Mr. McFADYEN
- Hon. Ms. McGIFFORD
- Mr. MARTINDALE (*Chairperson*)
- Mr. SCHULER
- Ms. SELBY
- Hon. Mr. SELINGER
- Mrs. STEFANSON

Committee Membership for the June 2, 2008 8:00 p.m. meeting:

- Mr. BOROTSIK
- Mr. DYCK
- Mr. HAWRANIK
- Ms. KORZENIOWSKI (*Vice-Chairperson*)
- Hon. Mr. LATHLIN
- Mr. MALOWAY
- Mr. MARTINDALE (*Chairperson*)
- Mr. McFADYEN
- Hon. Ms. McGIFFORD
- Ms. SELBY
- Hon. Mr. SELINGER

Committee Membership for the June 3, 2008 meeting:

- Ms. BLADY
- Mr. BOROTSIK
- Ms. BRAUN
- Mr. HAWRANIK
- Hon. Ms. IRVIN-ROSS
- Ms. KORZENIOWSKI (*Vice-Chairperson*)
- Mr. MARTINDALE (*Chairperson*)
- Mr. McFADYEN
- Mrs. MITCHELSON
- Mr. SARAN
- Hon. Mr. SELINGER

Substitutions received during committee proceedings:

- Ms. BRICK for Ms. BLADY

Committee Membership for the June 4, 2008 10:00 a.m. meeting:

- Ms. BLADY
- Mr. BOROTSIK
- Ms. BRAUN
- Mr. CULLEN
- Hon. Ms. IRVIN-ROSS
- Ms. KORZENIOWSKI (*Vice-Chairperson*)
- Mr. MAGUIRE
- Mr. MARTINDALE (*Chairperson*)
- Mr. SARAN
- Hon. Mr. SELINGER
- Mrs. TAILLIEU

Committee Membership for the June 4, 2008 at 6:00 p.m. meeting:

- Hon. Ms. ALLAN
- Mr. ALTEMEYER
- Mr. BOROTSIK
- Mr. CULLEN
- Mr. HAWRANIK
- Mr. MAGUIRE
- Mr. MARTINDALE (*Chairperson*)
- Hon. MS. MELNICK
- Hon. MS. OSWALD
- Mr. SARAN
- Hon. Mr. SELINGER

Your Committee elected Mr. ALTEMEYER as the Vice-Chairperson.

Committee Membership for the June 5, 2008 at 7:00 p.m. meeting:

- Mr. ALTEMEYER (*Vice-Chairperson*)
- Mr. BOROTSIK
- Mr. DERKACH
- Mrs. DRIEDGER
- Mr. HAWRANIK
- Hon. Mr. LATHLIN
- Mr. MALOWAY

- Mr. MARTINDALE (*Chairperson*)
- Hon. Ms. McGIFFORD
- Mr. SARAN
- Hon. Mr. SELINGER

### Public Presentations

Your Committee heard the following three presentations on **Bill (No. 6)** – The Securities Amendment Act/Loi modifiant la Loi sur les valeurs mobilières:

Christine Waddell	Private Citizen
Ken Waddell	Private Citizen
Rick Negrych	Private Citizen

Your Committee heard the following five presentations on **Bill (No. 25)** – The Embalmers and Funeral Directors Amendment Act/Loi modifiant la Loi sur les embaumeurs et les entrepreneurs de pompes funèbres:

Norm Larsen	Private Citizen
Nick Knysh	Knysh Funeral Chapel
Christine Waddell	Private Citizen
Ken Waddell	Private Citizen
Rick Negrych	Private Citizen

Your Committee heard the following four presentations on **Bill (No. 29)** – The Business Practices Amendment Act (Disclosing Motor Vehicle Information)/Loi modifiant la Loi sur les pratiques commerciales (communication de renseignements concernant les véhicules automobiles):

Nick Roberts	Manitoba Used Car Dealers Association
Christine Waddell	Private Citizen
Ken Waddell	Private Citizen
Rick Negrych	Private Citizen

Your Committee heard the following forty-four presentations on **Bill (No. 38)** – The Balanced Budget, Fiscal Management and Taxpayer Accountability Act/Loi sur l'équilibre budgétaire, la gestion financière et l'obligation de rendre compte aux contribuables:

Jesse Hamonic	Private Citizen
Graham Starmer	Private Citizen
Shannon Martin	Canadian Federation of Independent Business
Clayton Manness	Private Citizen
Ken Waddell	Private Citizen
Christine Waddell	Private Citizen
Brian Paterson	Private Citizen
Glen Cummings	Private Citizen
Trevor Gates	Private Citizen
Colin Craig	Canadian Taxpayers Federation
John Doyle	Manitoba Federation of Labour
Jim Carr	Business Council of Manitoba
Chuck Davidson	Winnipeg Chamber of Commerce
Rick Martel	Private Citizen
Jack Penner	Private Citizen
Dave Henderson	Private Citizen
Shaun McCaffrey	Private Citizen
Trevor Strome	Private Citizen
Chantel Henderson	Private Citizen
James Cotton	Private Citizen
Jim Spencer	Private Citizen
Rick Negrych	Private Citizen
Ken Mason	Private Citizen
Karen Boughton	Private Citizen
Keith Boughton	Private Citizen
Andy Sirski	Private Citizen
Howard Rybuck	Private Citizen
Gordon Gillies	Private Citizen
Peggy Prendergast	Private Citizen
Kelly Degroot	Private Citizen
Greg Georgeson	Private Citizen
Jim Huggard	Private Citizen
Dr. Robert Diamond	Private Citizen
William Gardner	Manitoba Employers Council
Gordie Dehnn	Private Citizen

Valerie Schtain-White	Private Citizen
Greg McIvor	Private Citizen
Wayne Benson	Private Citizen
David G. Newman, QC	Private Citizen
John Feldsted	Private Citizen
Gustav Nelson	Private Citizen
Mike Waddell	Private Citizen
Peter Holle	President, Frontier Center for Public Policy
Brent Olynyk	Private Citizen
David Enns	Private Citizen
Adam Cunliffe	Private Citizen

### Written Submissions

Your Committee received the following two written submissions on **Bill (No. 25)** – The Embalmers and Funeral Directors Amendment Act/Loi modifiant la Loi sur les embaumeurs et les entrepreneurs de pompes funèbres:

Barrie Webster	Funeral Planning and Memorial Society of Manitoba
Jody Nicholson	President, The Manitoba Funeral Service Association

Your Committee received the following twelve written submissions on **Bill (No. 38)** – The Balanced Budget, Fiscal Management and Taxpayer Accountability Act/Loi sur l'équilibre budgétaire, la gestion financière et l'obligation de rendre compte aux contribuables:

Joe & Joan Chamberlain	Private Citizen
Candace Bishoff	Private Citizen
John Sushelnitsky	Private Citizen
Jim Reid	Private Citizen
Beverley Ranson	Private Citizen
Iris Nowakowski	Private Citizen
Romeo Lemieux	Faculty of Education, Brandon University
Matt Kawchuk	Private Citizen
Gordon Henderson	Private Citizen
R.M. Swayze	Private Citizen
Pat Bowslaugh	Private Citizen
Lynne Fernandez	Canadian Centre for Policy Alternatives
Lloyd J. McKinney	Private Citizen

### Bills Considered and Reported

- **Bill (No. 6)** – The Securities Amendment Act/Loi modifiant la Loi sur les valeurs mobilières

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 25)** – The Embalmers and Funeral Directors Amendment Act/Loi modifiant la Loi sur les embaumeurs et les entrepreneurs de pompes funèbres

Your Committee agreed to report this Bill, with the following amendments:

*THAT the following be added after Clause 1 of the Bill:*

1.1 *The title is replaced with "THE FUNERAL DIRECTORS AND EMBALMERS ACT".*

*THAT the following be added after Clause 2 of the Bill:*

2.1 *Subsection 7(2) is amended by striking out "under The Embalmers and Funeral Directors Act" and substituting "under The Funeral Directors and Embalmers Act".*

*THAT the proposed subsection 12(4.1), as set out in Clause 3(5) of the Bill, be amended in the part before clause (a) by striking out "After a hearing" and substituting "Within 60 days after a hearing".*

*THAT the proposed clause 12(4.1)(b), as set out in Clause 3(5) of the Bill, be amended by adding ", by registered mail," after "the decision".*

*THAT the proposed subsection 16.2(1), as set out in Clause 7 of the Bill, be amended by striking out "to the purchaser about those supplies or services" and substituting "about those supplies and services to the purchaser or a prospective purchaser, or to any other person requesting it,".*

*THAT Clause 9 of the Bill be amended by adding the following after the proposed clause 18(1)(e.2):*

(e.3) the number of complaints received during the preceding year and their disposition;

*THAT the following be added after Clause 11 of the Bill:*

11.1 *The following is added after section 22:*

**C.C.S.M. reference**

**23** This Act may be referred to as chapter F195 of the *Continuing Consolidation of the Statutes of Manitoba*

- **Bill (No. 29)** – The Business Practices Amendment Act (Disclosing Motor Vehicle Information)/Loi modifiant la Loi sur les pratiques commerciales (communication de renseignements concernant les véhicules automobiles)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 38)** – The Balanced Budget, Fiscal Management and Taxpayer Accountability Act/Loi sur l'équilibre budgétaire, la gestion financière et l'obligation de rendre compte aux contribuables

Your Committee agreed to report this Bill, with the following amendments:

*THAT Clause 18 of the Bill be amended by striking out "2008" and substituting "2009".*

*THAT Clause 20(1) of the Bill be amended by striking out "2007-08" wherever it occurs and substituting "2008-09".*

*THAT Clause 22 of the Bill be replaced with the following:*

**Coming into force**

**22** This Act comes into force on the day it receives royal assent.

Submitted by,

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Mr. MARTINDALE, Chairperson  
June 5, 2008