

# INDEX TO JOURNALS

**First Session**

**Thirty-first Legislature**

**October 30, 2003 – December 16, 2003**

## YUKON LEGISLATIVE ASSEMBLY

### A

PAGE

**ADJOURNMENT OF THE HOUSE**

Pursuant to Standing Order 75(3) ..... 150

**ASSENT TO BILLS**

Assent to Bill Nos. 35, 38, 40, 37 ..... 113-114

Assent to Bill Nos. 39, 41, 6, 42, 36, 7 ..... 149

### B

#### Abbreviations

**1R** - First Reading of Bill

**C/W** - (Reported out of  
Committee of the Whole)

**P** - Passed

**2R** - Second Reading

**A** - Assent

**3R** - Third Reading

**BILLS**

(For Progress of Bills chart see Appendix A)

**Bills, Government**

Bill #	Title	1R	2R	C/W * with amendment	3R&P	A
40	Access to Information and Protection of Privacy Act, Act to Amend	03-10-30	03-11-03	03-11-03	03-11-13	03-11-17
39	Decision Making, Support and Protection to Adults Act	03-11-06	03-11-17	03-11-17	03-12-16	03-12-16
38	Employment Standards Act, Act to Amend	03-10-30	03-11-03	03-11-03	03-11-13	03-11-17

(continued)

Bill #	Title	1R	2R	C/W * with amendment	3R&P	A
6	Fourth Appropriation Act, 2002-03	03-10-30	03-11-25	03-11-25	03-12-16	03-12-16
41	Health Professions Act	03-11-05	03-11-18	03-11-25	03-12-16	03-12-16
35	Public Printing Act, Act to Amend	03-10-30	03-11-03	03-11-03	03-11-13	03-11-17
7	Second Appropriation Act, 2003-04	03-11-04	03-11-13	03-12-16	03-12-16	03-12-16
37	Statistics Act	03-10-30	03-11-03	03-11-03	03-11-13	03-11-17
36	Taxpayer Protection Act, Act to Amend	03-11-05	03-11-20	03-12-02	03-12-16	03-12-16
42	Territorial Court Judiciary Pension Plan Act, 2003	03-11-06	03-12-01	03-12-01	03-12-16	03-12-16

**Other Than Government**

Bill #	Title	1R	2R	C/W	3R&P	A
102	Employment Standards Act, An Act to Amend	03-11-06				
101	Taxpayer Protection Act, An Act to Amend	03-03-02	Negatived 03-11-19			

**C**

**CHAIR, COMMITTEE OF THE WHOLE**

Statement re termination of Sitting as per S.O. 76(1) ..... 146

**CHANGES TO ORDER PAPER**

Removing outdated motions ..... 92

**CLERK OF THE LEGISLATIVE ASSEMBLY (Patrick L. Michael)**

Reads titles of Bills to be Assented to..... 113-114, 149

**COMMISSIONER (Hon. Jack Cable)**

Assent to Bill Nos. 35, 38, 40, 37 ..... 113-114

Assent to Bill Nos. 39, 41, 6, 42, 36, 7 ..... 149

**D**

**DEBATE**

Adjourned:

Bill #7 (2<sup>nd</sup> Reading) (Peter) ..... 105

Bill #102 (2<sup>nd</sup> Reading) (Jenkins) ..... 117

Committee of the Whole Motion #3 (Fentie)..... 127

Motion #27 and amendment - pursuant to Standing Order 2(2) (Taylor)..... 108

Motion #54 - pursuant to Standing Order 2(2) (Arntzen)..... 102

Motion #105 (Arntzen) ..... 132

(continued)

**DEBATE (continued)**

Motion #113 and amendment - pursuant to Standing Order 2(2) (Peter) ..... 124  
Motion #186, amendment and sub-amendment - pursuant to Standing  
Order 2(2) (Fentie)..... 142  
Motion for the Production of Papers #18 - pursuant to Standing Order 2(2) (Lang) ..... 133

**DIVISION**

Bill #6 (2<sup>nd</sup> Reading) ..... 121-122  
Bill #6 (3<sup>rd</sup> Reading) ..... 148  
Bill #7 (2<sup>nd</sup> Reading) ..... 110  
Bill #7 (3<sup>rd</sup> Reading) ..... 149  
Bill #36 (2<sup>nd</sup> Reading) ..... 120  
Bill #36 (3<sup>rd</sup> Reading) ..... 148  
Bill #39 (3<sup>rd</sup> Reading) ..... 147  
Bill #40 (3<sup>rd</sup> Reading) ..... 111  
Bill #37 (3<sup>rd</sup> Reading) ..... 111-112  
Bill #101 (2<sup>nd</sup> Reading) ..... 117  
Motion #101 amendment ..... 99-100  
Motion #101 as amended ..... 100  
Motion #104 ..... 110  
Motion #132 as amended ..... 123-124  
Motion #186 sub-amendment ..... 142

**F**

**FILED DOCUMENTS**

Aboriginal Rights, infringement of; letter re: from Chief and Council White  
River First Nation to all Federal and Territorial Departments and Agencies  
(dated November 24, 2003) (03-1-22) (McRobb)..... 131  
Complaint process chart related to Bill #41, *Health Professions Act*  
(03-1-21) (Duncan) ..... 115  
Dawson City supervisor, attendance in Dawson, emails from Scott Colson,  
CAO Dawson City to Andre Carrel, Dawson City supervisor and from  
Mr. Carrel to Mr. Colson (both dated Dec. 1, 2003) (03-1-26) (Cardiff)..... 144  
Dawson City supervisor, dismissal of: email relating to (03-1-19) (Hardy)..... 105  
Extended Health Benefits – Medical Travel Rates for Reimbursement  
(Government of the Northwest Territories) (03-1-24) (Fairclough) ..... 139  
Farmer of the Year Award, letter re: (dated Dec. 3/03) from Wild Blue Yonder  
Herbs and Vegetables to Hon. Archie Lang (03-1-23) (McRobb) ..... 137  
Forest Stewardship Council Certification process: Yukon Forest Management  
Branch comments on the FSC NBS Draft 2.1 (including table of specific  
comments) from Gary Miltenberger, Director, Forest Management, Energy,  
Mines and Resources (dated Oct. 22/03) (03-1-27) (McRobb) ..... 144  
Government accomplishments, email re (dated December 10, 2003) from  
Dale Kozmen, Director, Corporate and Communications, Department of  
Community Services to various departmental employees (03-1-25) (Fairclough)..... 141  
Humane Society Dawson: correspondence relating to funding for(03-1-18) (Hardy)..... 105

(continued)

**FILED DOCUMENTS (continued)**

*Statistics Act*: letter (dated October 29, 2003) from Ed Schultz, Grand Chief Council of Yukon First Nations to Premier Dennis Fentie (03-1-16) (Jenkins) ..... 96

Supervisor for the Town of the City of Dawson – Instructions: letter (dated October 23, 2003) from the Hon. Glenn Hart, Minister of Community Services, to Mr. André Carrel, Official Supervisor for the Town of the City of Dawson (03-1-17) (Cardiff)..... 99

Yukon Development Corp., letters re: from Mr. McRobb to Hon. Mr. Lang, Minister responsible for Yukon Development Corporation/Yukon Energy Corporation (dated August 28, 2003) and from Hon. Mr. Lang to Mr. McRobb (dated Oct. 23, 2003) (03-1-20) (McRobb)..... 110

I

**INTRODUCTIONS**

Alaska Governor Frank Murkowski and officials ..... 129

Deputy Sergeant-at-Arms, Doris McLean ..... 94

Pages ..... 92

L

**LEGISLATIVE ASSEMBLY**

**Sessional Summary**

Divisions - 15

Filed Documents - 12

Government Bills Introduced this sitting - 10    Government Bills Passed - 10

Legislative Returns - 5

Motions Debated, Government - 5

Motions Passed, Government - 4

Motions Debated, Other than Government - 5

Motions Passed, Other than Government - 1

Petitions - 1

Sessional Papers - 34

Sitting Days - 24

Written Questions - 1

**LEGISLATIVE RETURNS**

*Placer Mining Act, Quartz Mining Act, Coal Regulations and the Dredging Regulations* : staff requirements for administration of (03-1-19) (Lang) ..... 121

*Placer Mining Act*: retribution process for unreasonable delay in issuing of a grant or a renewal of a claim (03-1-20) (Lang) ..... 121

*Quartz Mining Act*, section 147: information pertaining to Mine reclamation security (03-1-21) (Lang) ..... 137

Water licenses issuance for government crown corporations or agencies: information pertaining to (03-1-18) Kenyon)..... 95

Yukon Development Corporation: responses to questions asked on April 28, 2003 to witnesses in Committee of the Whole (03-1-22) (Lang)..... 141

**M**

**MINISTERIAL STATEMENTS**

**Hart**

(Yukon Housing Corporation)

Social Housing Rent Assessment ..... 145

**Kenyon**

(Environment)

Church Report on Yukon Game Farming..... 102

**MOMENT OF SILENCE**

Remembrance Day (November 6, 2003) ..... 103

**MONEY MESSAGE**

Accompanied Bill Nos. 6, 7 ..... 93, 98

**MOTIONS – COMMITTEE OF THE WHOLE**

	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Witnesses to discuss matters relating to Bill #36, <i>Act to Amend the Taxpayer Protection Act</i> (#3)	Hardy	127		Adjourned debate

**MOTIONS – GOVERNMENT**

	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Adjournment of House: be adjourned Nov. 6, 2003 to Nov. 12, 2003 and meet on Nov. 14, 2003 (#101)	Jenkins	99-100	99-100	Carried as amended
Government loans: Government to present to the Assembly a permanent resolution to (#186)	Fentie	141-142	141-142 sub-amendment #1 142 Carried #2 142 Adjourned debate	Adjourned debate
Yukon aboriginal veterans: urge Government of Canada to recognize and provide with the same benefits as provided to aboriginal veterans resident on reserves (#104)	Jenkins	110		Carried
Yukon Human Rights Commission: Jasbir Randhawa and Brian MacDonald be appointed (#193)	Taylor	146		Carried
Yukon Human Rights Panel of Adjudicators: Vicki Wilson and Donna Mercier be appointed (#194)	Taylor	146		Carried

**MOTIONS – OTHER THAN GOVERNMENT**

<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Amend the <i>Conflict of Interest (Members and Ministers) Act</i> to prohibit any person from being a Cabinet Minister if more than one year in arrears in payment of any debt owing to the Government of Yukon (#105)	Hardy	132	Adjourned debate
Arctic National Wildlife Refuge: House supports Vuntut Gwitchin in their efforts to prevent oil and gas exploration within (#27)	Arntzen	107-108	107-108 Adjourned debate
Government to work with other groups to improve the investment climate within the Yukon (#132)	Cathers	123-124	123 sub-amendment 123 Carried Carried as amended
Yukon Party Government to honour its commitment to retain government workforce (#54)	Hardy	102	Adjourned debate
Yukon schools: government to provide funding for upgrading, including cafeteria upgrade at Porter Creek Secondary School and new Carmacks school (#113)	Rouble	124	124 adjourned debate Adjourned debate

**MOTIONS – PRODUCTION OF PAPERS**

<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Correspondence and legal case surrounding the impoundment and release of tow-truck (#18)	Duncan	133	Adjourned debate

**N**

**NOTICE RE GOVERNMENT PRIVATE MEMBERS' BUSINESS**

Pursuant to Standing Order 14.2(7) ..... 105, 121, 138

**NOTICE RE OPPOSITION PRIVATE MEMBERS' BUSINESS**

Pursuant to Standing Order 14.2(3) ..... 99, 115, 131

**P**

**PAGES**

Introduction of ..... 92

**PETITIONS**

Cabinet Minister loans (#2)  
Presented on December 16, 2003 (Hardy) ..... 145

**Q**

**QUORUM COUNT**

During debate of Bill #36 (Second Reading) .....	119
During debate of Motion #54.....	102

**S**

**SESSIONAL PAPERS**

Absence of Members from Sitzings of the Legislative Assembly and its Committees: Report of the Clerk of the Legislative Assembly (dated October 30, 2003) (03-1-48) (Speaker Staffen) .....	95
Accrued Sick Leave, Vacation Leave and Severance Benefits, Accounting for (as at March 31, 2001): Report prepared by Aon Consulting Inc. for the Government of Yukon (03-1-58) (Premier Fentie) .....	122
Auditor General of Canada: Report on the Consolidated Financial Statements of the Government of the Yukon Territory for the year ended March 31, 2003 (03-1-52) (Speaker Staffen) .....	106
Church Report on Game Farming in the Yukon and other related documents (03-1-51) (Kenyon) .....	102
Conflict of Interest Commission Annual Report for the period ending March 31, 2003 (dated June 16, 2003) (03-1-46) (Speaker Staffen) .....	95
Education, Department of: Public Schools Branch 2002/2003 School Year Annual Report (03-1-74) (Edzerza).....	141
Election Financing and Other Election Matters, November 2003: Report of the Chief Electoral Officer of Yukon (03-1-53) (Speaker Staffen) .....	109
Election Financing and Political Contributions: Report of the Chief Electoral Officer of Yukon (dated May 2003) (03-1-47) (Speaker Staffen) .....	95
Energy Solutions Centre Inc. 2002 Annual Report (03-1-56) (Lang) .....	113
<i>Environment Act</i> : Report on the Audit of the Yukon Government's Performance under the Environment Act by Government Audit Services (dated September 19, 2002) (03-1-69) (Kenyon).....	139
Fleet Vehicle Agency 2002/2003 Annual Report (03-1-66) (Hart) .....	137
Government Contracting Summary Report by Department (April 1, 2003 – September 31, 2003) (03-1-65) (Hart) .....	134
Health Care Insurance Programs, Health Services Branch: Statement of Revenue and Expenditures for the fiscal years 1997/98 to 2002/03 (03-1-61) (Jenkins) .....	134
Insured Benefit and ASO Financial Report (May 1, 2002 to April 30, 2003) for the Government of Yukon by Aon Consulting Inc. (03-1-57) (Premier Fentie) .....	121
Motor Transport Board (Yukon) 2002/2003 Annual Report (03-1-68) (Hart) .....	138
Property Management Agency 2002/2003 Annual Report (03-1-67) (Hart) .....	137
Public Accounts of the Government of Yukon for the year ended March 31, 2003 (03-1-45) (Fentie) .....	92

(continued)

**SESSIONAL PAPERS (continued)**

Queen's Printer Agency 2002/2003 Annual Report (03-1-59) (Hart).....	132
"Services for People with Disabilities: A Yukon Guide Book" (03-1-60) (Jenkins).....	132
Yukon Advisory Council on Women's Issues 2002/2003 Annual Report (03-1-73) (Fentie) .....	141
Yukon Arts Centre 2002-2003 Annual Report and Financial Statements for the year ended March 31, 2003 (03-1-71) (Taylor) .....	139
Yukon Child Care Board 2002/2003 Annual Report (03-1-62) (Jenkins).....	134
Yukon Council on the Economy & Environment 2002/03 Annual Report (03-1-78) (Kenyon) .....	145
Yukon Development Corporation 2002 Annual Report (03-1-54) (Lang).....	113
Yukon Energy Corporation 2002 Annual Report (03-1-55) (Lang) .....	113
Yukon Geographical Place Names Board 2001/2002 Annual Report (03-1-72) (Taylor) .....	139
Yukon Health and Social Services Council 2001/2002 Annual Report (03-1-63) (Jenkins) .....	134
Yukon Health and Social Services Council 2002/2003 Annual Report (03-1-77) (Jenkins) .....	145
Yukon Heritage Resources Board 2002/2003 Annual Report (03-1-70) (Taylor).....	139
Yukon Hospital Corporation Financial Statements for the year ended March 31, 2003 (03-1-64) (Jenkins) .....	134
Yukon Housing Corporation 2002/2003 Annual Report (03-1-75) (Hart).....	141
Yukon Human Rights Commission 2002/03 Annual Report (03-1-76) (Speaker Staffen) .....	145
Yukon Public Service Staff Relations Board 2002/2003 Annual Report (03-1-49) (Edzerza).....	101
Yukon Teachers Staff Relations Board 2002/2003 Annual Report (03-1-50) (Edzerza).....	101

**SPEAKER (Hon. Ted Staffen)**

Adjourns House pursuant to Standing Order 75(3).....	150
Introduces new Deputy Sergeant-at-Arms, Doris McLean.....	94
Introduces Pages .....	92
Presents Bills for Assent .....	113, 149
Rulings:	
Re: document to be tabled or not (Point of Order, Nov. 3/03).....	98-99
Re: False or unavowed motive.....	109-110
Re: Motions for the Production of Papers out of order .....	106
Re: Notices of Motion.....	127-128
Re: Relevance and Repetition .....	135
Re: unavowed motive.....	104
Statements:	
Re: Accusations .....	95
Re: Changes to Order Paper (Re motions dropped).....	92

(continued)



**SPEAKER (Hon. Ted Staffen) (continued)**

Statements: (continued)	
Re: members of the gallery not to participate.....	93
Re: notices of motion (practises of this House).....	125-126
Re: termination of Sitting process re S.O. 76(2)(d) .....	147
Tables Sessional Papers .....	95,106, 109, 145

**T**

**TERMINATION OF SITTING (S.O. 76(1) )**

Chair (C/W on Dec. 16, 2003).....	146
-----------------------------------	-----

**TRIBUTES**

Crime Prevention Week and MADD.....	94
Down's Syndrome Awareness Week .....	101
Early Childhood Educator Appreciation Day .....	101
Geographic Information System Day .....	117
Hockey Canada Week .....	109
In recognition of Joyce Hayden receiving Governor General's Award.....	94
In recognition of L'Aurore Boréale.....	113
In recognition of Mothers Against Drunk Driving and Red Ribbon Campaign .....	103
In recognition of Sam Johnston being inducted into the Yukon Sports Hall of Fame.....	119
In recognition of Ted Harrison and the Ted Harrison Artist Retreat Society .....	119
In remembrance of Adam Morrison.....	134
In remembrance of Al Kapy.....	101
In remembrance of Gordon McIntyre, Deputy Sergeant-at-Arms .....	94
In remembrance of John Hoyt.....	103
In remembrance of Max Ayers, former Deputy Sergeant-at-Arms .....	94
In remembrance of Sarah Gaunt.....	134
International Day of Disabled Persons.....	132
International Volunteer Day.....	134
International Human Rights Day .....	139
National Addictions Awareness Week .....	113
National Child Day .....	119
National Day of Remembrance and Action on Violence Against Women.....	134
National Safe Driving Week .....	132
White Ribbon Campaign and the International Day for the Elimination of Violence Against Women .....	121
World AIDS Day.....	129
Women Abuse Prevention Month .....	98

**U**

**UNANIMOUS CONSENT**

Pursuant to Standing Order 14.3 to waive rules (re recess) .....	142
Pursuant to Standing Order 55(2) to proceed with Second Reading of Bill #7 (denied).....	100

**W**

**WITHDRAWAL OF MOTIONS**

Motion Nos. 88, 23, 45, 58, 35, and 72 outdated and removed from  
the Order Paper ..... 92