



No. 185

N° 185

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**Votes and Proceedings**

**Procès-verbaux**

Legislative Assembly  
of Ontario

Assemblée législative  
de l'Ontario

**1<sup>st</sup> Session**  
**41<sup>st</sup> Parliament**

**1<sup>re</sup> session**  
**41<sup>e</sup> législature**

Thursday  
June 9, 2016

Jeudi  
9 juin 2016

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**PRAYERS**  
9:00 A.M.

**PRIÈRES**  
9 H

**ORDERS OF THE DAY**

**ORDRE DU JOUR**

Third Reading of Bill 178, An Act to amend the Smoke-Free Ontario Act.

Troisième lecture du projet de loi 178, Loi modifiant la Loi favorisant un Ontario sans fumée.

Debate resumed and after some time,

Le débat a repris et après quelque temps,

Vote deferred.

Le vote est différé.

At 9:47 a.m., the Minister of Transportation indicated that no further morning business would be called and therefore the House recessed.

À 9 h 47, le ministre du Transport a indiqué que l'ordre du jour de la séance du matin étant épuisé, la Chambre suspendait ses travaux.

**10:30 A.M.**

**10 H 30**

**ORAL QUESTIONS**

**QUESTIONS ORALES**

The Speaker delivered the following ruling:-

Le Président a rendu la décision suivante :-

On Tuesday, June 7, 2016, the Member for Simcoe–Grey (Mr. Wilson) raised a question of privilege with respect to the government’s proposed climate change action plan. According to the Member, the release of this plan to the media before its announcement or tabling in the House amounted to a contempt of the House. The Member for Timmins–James Bay (Mr. Bisson) and the Government House Leader (Mr. Naqvi) also spoke to this matter. Having reviewed the relevant media references, the precedents and authorities, the Hansard for June 7, and the written submissions of the Member for Simcoe–Grey and the Government House Leader, I am now prepared to rule on the matter.

The Member for Simcoe-Grey referenced subsection 7(6) of the *Climate Change Mitigation and Low-carbon Economy Act, 2016*, which provides as follows: “The Minister shall, before January 1, 2017, lay the action plan before the Assembly and make it available to the public on a website of the Government or in such other manner as may be prescribed by the regulations.” According to the Member, this provision required the plan to be tabled in the House, before the media received it. The Government House Leader had a different interpretation of that provision. In response, I have to say that I cannot rule on the interpretation of that provision because, as Members well know, Speakers traditionally avoid interpreting laws.

The Member for Simcoe-Grey also cited rulings by Speakers of the Canadian House of Commons. The rulings relate to the premature disclosure of the contents of bills prior to their introduction in the House. In the rulings, the Speaker ruled that the premature disclosure of the contents of “bills on notice” amounted to a *prima facie* case. The reference to the words “on notice” is important because the Standing Orders of the House of Commons require 48 hours’ notice before bills can be introduced in the House; such bills are House business. Under our Standing Orders, however, neither bills nor policy announcements are placed on notice. Therefore, the cited rulings are not applicable to the case at hand and as a result I am unable to find that a *prima facie* case of contempt has been established.

In so ruling, however, I want to remind Members that from time to time previous Speakers have expressed misgivings about new government initiatives being announced outside the House before being announced inside the House. As I indicated in this House on April 14, 2014:

Whether it be the government's financial plan, or any other measure or announcement, Speakers have repeatedly looked unfavourably upon it when the House has not been the first to receive such information. There are rulings almost too numerous to compile in which Speakers have admonished governments for doing this, and defending the Legislature's claim to be the first recipient of major announcements.

And in a November 2, 2009 ruling, the Speaker ruled as follows:

My predecessors and I have repeatedly conveyed our deep concern about how these types of extra-parliamentary announcements erode the stature of Parliament. Speakers have repeatedly implored governments to consider the impact of this erosion and how it damages the reputation of the foundation institution of this province... In an ideal world where the legitimate and historic role of the Legislative Assembly, and specifically of the loyal opposition, were given first consideration, I expect that what a previous Speaker referred to as these types of 'administrative discourtesies' would not arise.

The incident raised by the Member for Simcoe–Grey is different in that it deals with the media – not the government – announcing a government initiative, but the reality is that the media somehow acquired the information. In the case at hand, I have no personal knowledge that the government released details of the initiative to the media, but I would have more than misgivings if such releases were motivated by a patently obvious desire to undermine parliamentary processes.

In closing, I thank the Member for Simcoe–Grey, the Member for Timmins–James Bay and the Government House Leader for their submissions.

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### DEFERRED VOTES

Third Reading of Bill 178, An Act to amend the Smoke-Free Ontario Act.

Carried on the following division:-

### VOTES DIFFÉRÉS

Troisième lecture du projet de loi 178, Loi modifiant la Loi favorisant un Ontario sans fumée.

Adoptée par le vote suivant :-

AYES / POUR - 87

Albanese	Duguid	Leal	Qaadri
Arnott	Fife	MacCharles	Rinaldi
Bailey	Flynn	Malhi	Sandals
Baker	Fraser	Mangat	Scott
Ballard	French	Martins	Sergio
Berardinetti	Gates	Martow	Singh
Bisson	Gélinas	Matthews	Smith
Bradley	Gravelle	McDonell	Sousa
Brown	Gretzky	McGarry	Tabars
Chan	Hardeman	McMahon	Takhar
Chiarelli	Harris	McMeekin	Taylor
Clark	Hatfield	Meilleur	Thibeault
Coe	Hoggarth	Milczyn	Thompson
Colle	Horwath	Miller (Hamilton East-Stoney Creek)	Vanthof

## AYES / POUR - Continued

Coteau	Hoskins	Moridi	Vernile
Crack	Hudak	Munro	Walker
Damerla	Hunter	Murray	Wong
Del Duca	Jaczek	Naidoo-Harris	Wynne
Delaney	Jones	Naqvi	Yakabuski
Dhillon	Kiwala	Oraziotti	Yurek
Dickson	Kwinter	Pettapiece	Zimmer
Dong	Lalonde	Potts	

## NAYS / CONTRE - 1

Hillier

The Bill passed.

Le projet de loi est adopté.

The House recessed at 12:17 p.m.

À 12 h 17, la Chambre a suspendu la séance.

**1:00 P.M.**

**13 H**

**INTRODUCTION OF BILLS**

**DÉPÔT DES PROJETS DE LOI**

The following Bill was introduced and read the first time:-

Le projet de loi suivant est présenté et lu une première fois :-

Bill 219, An Act to amend various Acts with respect to delegated administrative authorities.  
Mr. McDonell.

Projet de loi 219, Loi modifiant diverses lois en ce qui concerne les organismes d'application délégués. M. McDonell.

**PETITIONS**

**PÉTITIONS**

Price volatility and regional price differences of gasoline (Sessional Paper No. P-4) M<sup>me</sup> Gélinas.

Fluoridation of drinking water (Sessional Paper No. P-114) Mr. Ballard.

Health Sciences North (Sessional Paper No. P-161) M<sup>me</sup> Gélinas.

Stopping the sale of Hydro One (Sessional Paper No. P-191) M<sup>me</sup> Gélinas.

Bill 41, Lung Health Act 2014 (Sessional Paper No. P-206) Mr. Qaadri.

Cuts to physician services expenditures (Sessional Paper No. P-266) Mr. Arnott, Mr. Bailey and Mrs. Munro.

Drivers' license reinstatements (Sessional Paper No. P-300) Mr. McDonell.

Reinstate funding for demonstrative/specialized education (Sessional Paper No. P-313) Mrs. Gretzky.

Sexual violence and harassment (Sessional Paper No. P-317) Ms. Vernile.

Registered nurses (RNs) cuts (Sessional Paper No. P-341) M<sup>me</sup> Gélinas.

The Bluewater Board of Education delaying school closures. (Sessional Paper No. P-342) Mr. Walker.

Canal Road ramps at Highway 400 (Sessional Paper No. P-367) Mrs. Munro.

Supporting Fair Pay and Fair Wages in the Post-Secondary Sector (Sessional Paper No. P-377) Mrs. Gretzky.

Blood donation (Sessional Paper No. P-379) Mr. Thibeault.

Natural gas lines installation (Sessional Paper No. P-388) Mr. Bailey.

The proposed elevated rail bridge through the Davenport community (Sessional Paper No. P-389) Mrs. Martins.

With unanimous consent,  
On motion by Mr. Arnott,  
Ordered, That the time for Petitions this afternoon be extended for an additional five minutes.

Avec le consentement unanime,  
Sur la motion de M. Arnott,

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**PRIVATE MEMBERS' PUBLIC  
BUSINESS**

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**AFFAIRES D'INTÉRÊT PUBLIC  
ÉMANANT DES DÉPUTÉS**

Ms. McMahon moved,  
Second Reading of Bill 213, An Act to amend the Highway Traffic Act with respect to careless driving causing death or bodily harm.

M<sup>me</sup> McMahon propose,  
Deuxième lecture du projet de loi 213, Loi modifiant le Code de la route en ce qui concerne la conduite imprudente causant la mort ou des blessures corporelles.

Debate arose.

Il s'élève un débat.

Carried.

Adoptée.

Referred to the Standing Committee on the Legislative Assembly.

Renvoyé au Comité permanent de l'Assemblée législative.

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Mr. Baker moved,  
Second Reading of Bill 193, An Act to prohibit door-to-door sales of certain products.

M. Baker propose,  
Deuxième lecture du projet de loi 193, Loi interdisant la vente de porte-à-porte de certains produits.

Debate arose.

Il s'élève un débat.

Carried on the following division:-

Adoptée par le vote suivant :-

**AYES / POUR - 30**

Albanese	Hatfield	Martins	Potts
Baker	Hoggarth	Matthews	Qaadri
Ballard	Hoskins	McGarry	Rinaldi
Berardinetti	Hunter	McMahon	Sandals
Delaney	Leal	Milczyn	Tabuns
Dhillon	MacCharles	Murray	Taylor
Dong	Malhi	Naidoo-Harris	Vanthof
Fife	Mangat		

**NAYS / CONTRE - 7**

Arnott	Barrett	Harris	McDonell
Bailey	Coe	Hudak	

Referred to the Standing Committee on Regulations and Private Bills.

Renvoyé au Comité permanent des règlements et des projets de loi d'intérêt privé.

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Mr. Ballard moved,

Second Reading of Bill 211, An Act to amend the Brain Tumour Awareness Month Act, 2001.

Debate arose.

Carried.

Referred to the Standing Committee on Social Policy.

M. Ballard propose,

Deuxième lecture du projet de loi 211, Loi modifiant la Loi de 2001 sur le Mois de la sensibilisation aux tumeurs cérébrales.

Il s'élève un débat.

Adoptée.

Renvoyé au Comité permanent de la politique sociale.

The Deputy Speaker informed the House that, in the name of Her Majesty the Queen, Her Honour the Lieutenant Governor had been pleased to assent to the following bills in her office on June 9, 2016.

Bill 100, An Act to enact the Ontario Trails Act, 2015 and to amend various Acts.

Bill 116, An Act to proclaim Correctional Services Staff Recognition Week.

Bill 135, An Act to amend several statutes and revoke several regulations in relation to energy conservation and long-term energy planning.

Bill 149, An Act to establish an advisory committee to make recommendations on the jury recommendations made in the inquest into the death of Rowan Stringer.

Bill 151, An Act to enact the Resource Recovery and Circular Economy Act, 2015 and the Waste Diversion Transition Act, 2015 and to repeal the Waste Diversion Act, 2002.

Bill 178, An Act to amend the Smoke-Free Ontario Act.

Bill 180, An Act to proclaim a Workers Day of Mourning.

Bill 181, An Act to amend the Municipal Elections Act, 1996 and to make complementary amendments to other Acts.

La Vice-Présidente a informé l'Assemblée qu'au nom de Sa Majesté la Reine, Son Honneur la Lieutenant-gouverneure a eu le plaisir de sanctionner les projets de loi suivants dans son cabinet le 9 juin 2016.

Projet de loi 100, Loi édictant la Loi de 2015 sur les sentiers de l'Ontario et modifiant diverses lois.

Projet de loi 116, Loi proclamant la Semaine de la reconnaissance du personnel des services correctionnels.

Projet de loi 135, Loi modifiant plusieurs lois et abrogeant plusieurs règlements en ce qui concerne la conservation de l'énergie et la planification énergétique à long terme.

Projet de loi 149, Loi créant un comité consultatif chargé d'examiner les recommandations formulées par le jury à la suite de l'enquête sur le décès de Rowan Stringer.

Projet de loi 151, Loi édictant la Loi de 2015 sur la récupération des ressources et l'économie circulaire et la Loi transitoire de 2015 sur le réacheminement des déchets et abrogeant la Loi de 2002 sur le réacheminement des déchets.

Projet de loi 178, Loi modifiant la Loi favorisant un Ontario sans fumée.

Projet de loi 180, Loi proclamant un Jour de deuil pour les travailleurs.

Projet de loi 181, Loi modifiant la Loi de 1996 sur les élections municipales et apportant des modifications complémentaires à d'autres lois.

Bill 182, An Act to proclaim Ontario Down Syndrome Day.

Projet de loi 182, Loi proclamant la Journée ontarienne de la trisomie 21.

Bill 186, An Act to establish the Ontario Retirement Pension Plan.

Projet de loi 186, Loi établissant le Régime de retraite de la province de l'Ontario.

Bill 207, An Act to proclaim Treaties Recognition Week.

Projet de loi 207, Loi proclamant la Semaine de reconnaissance des traités.

Bill Pr32, An Act respecting the Association of Municipal Managers, Clerks and Treasurers of Ontario.

Bill Pr33, An Act to revive Stephanie Holdings Ltd.

Bill Pr34, An Act to revive Bill Bedford Professional Corporation.

Bill Pr35, An Act to revive 1709542 Ontario Corporation.

Bill Pr36, An Act to revive 839255 Ontario Inc.

Bill Pr37, An Act to revive Base2 eBusiness Solutions Inc.

Bill Pr39, An Act respecting The Corporation of Massey Hall and Roy Thomson Hall.

Bill Pr40, An Act to revive 828117 Ontario Limited.

Bill Pr41, An Act to revive Bud Monahan Guitar Sales & Service Ltd.

Bill Pr42, An Act to revive 790186 Ontario Inc.

Bill Pr43, An Act respecting the Ismaili Centre, Toronto, the Aga Khan Museum and the Aga Khan Park.

Bill Pr44, An Act to revive 1733387 Ontario Corp.

Bill Pr45, An Act respecting the Boys and Girls Club of Niagara.

Bill Pr46, An Act to revive Harold Coles Inc.

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On motion by Ms. Matthews, it was Ordered that the House adjourn.

Sur la motion de M<sup>me</sup> Matthews, il est ordonné que la Chambre ajourne ses travaux.

The House adjourned at 4:29 p.m.

À 16 h 29, la Chambre a ajourné ses travaux.

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le président

**DAVE LEVAC**

Speaker

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**PETITIONS TABLED PURSUANT TO  
STANDING ORDER 39(a)**

**PÉTITIONS DÉPOSÉES  
CONFORMÉMENT À L'ARTICLE  
39a) DU RÈGLEMENT**

Physiotherapy services (Sessional Paper No. P-35) (Tabled June 9, 2016) Mr. McDonell.

Exempting old vehicle collectors from Drive Clean testing (Sessional Paper No. P-47) (Tabled June 9, 2016) Mr. Clark.

Sudbury by-election (Sessional Paper No. P-143) (Tabled June 9, 2016) Mr. McDonell.

Stopping the sale of Hydro One (Sessional Paper No. P-191) (Tabled June 9, 2016) Mr. Vanthof.

Labour and employment laws (Sessional Paper No. P-195) (Tabled June 9, 2016) Mr. Bisson.

Cuts to physician services expenditures (Sessional Paper No. P-266) (Tabled June 9, 2016) Mr. Bisson, Miss Taylor and Mr. Vanthof.

Long-term care beds and community care (Sessional Paper No. P-271) (Tabled June 9, 2016) Mr. McDonell.

Waitlists for IBI/ABA Services to treat Autism Spectrum Disorder (Sessional Paper No. P-285) (Tabled June 9, 2016) Mr. Bisson and Miss Taylor.

Ophthalmic ointment (Sessional Paper No. P-286) (Tabled June 9, 2016) Ms. Kiwala.

Northlander Passenger Train and cancelled bus routes (Sessional Paper No. P-288) (Tabled June 9, 2016) Mr. Vanthof.

Seniors' drug costs (Sessional Paper No. P-314) (Tabled June 9, 2016) Mr. Bisson and M<sup>me</sup> Gélinas.

Changes to the Motorized Snow Vehicles Act (Sessional Paper No. P-345) (Tabled June 9, 2016) Mr. Vanthof.

Kemptville's Service Ontario centre (Sessional Paper No. P-355) (Tabled June 9, 2016) Mr. Clark.

Smoke-Free Ontario Act (Sessional Paper No. P-382) (Tabled June 9, 2016) Mrs. Gretzky.

Personal Support Worker guidelines (Sessional Paper No. P-383) (Tabled June 9, 2016) Mr. McDonell.

Procurement of services at long-term care facilities (Sessional Paper No. P-384) (Tabled June 9, 2016) Mr. McDonell.

Developmental services strategy (Sessional Paper No. P-385) (Tabled June 9, 2016) Mr. McDonell.

Moose hunt (Sessional Paper No. P-386) (Tabled June 9, 2016) Mr. Vanthof.

Pharmacies servicing long-term care facilities (Sessional Paper No. P-387) (Tabled June 9, 2016) Mr. Vanthof.

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**SESSIONAL PAPERS PRESENTED  
PURSUANT TO STANDING ORDER 40**

**DOCUMENTS PARLEMENTAIRES  
DÉPOSÉS CONFORMÉMENT À  
L'ARTICLE 40 DU RÈGLEMENT**

Ontario Media Development Corporation, 2014-2015 Annual Report / Société de développement de l'industrie des médias de l'Ontario, 2014-2015 Rapport annuel (No. 668) (Tabled June 9, 2016).

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**RESPONSES TO WRITTEN QUESTIONS**

**RÉPONSES AUX QUESTIONS ÉCRITES**

Final Answers to Question Numbers: 688, 689, 690, 691, 692, 693, 694, 695, 696 and 697.

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**RESPONSES TO PETITIONS**

**RÉPONSES AUX PÉTITIONS**

The Moving Ontario Forward plan (Sessional Paper No. P-245):  
(Tabled April 18, 2016) Mr. Milczyn.

La Phase II du train léger sur rail (TLR) à Ottawa (document parlementaire n° P-334):  
(Déposée les 18 et 20 avril 2016) M<sup>me</sup> Lalonde.

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