

YUKON LEGISLATIVE ASSEMBLY
FIRST SESSION OF THE 32ND LEGISLATURE
ORDER PAPER
No. 255

Monday, February 7, 2011

PRAYERS

DAILY ROUTINE

Tributes
Introduction of Visitors
Tabling Returns and Documents
Presenting Reports of Committees
Petitions
Introduction of Bills
Notices of Motions
Ministerial Statement
Oral Question Period

ORDERS OF THE DAY

GOVERNMENT MOTIONS

1. Hon. Mr. Fentie (Motion #69)

THAT this House urges the Government of Yukon to work collaboratively with the Government of Canada, the Government of the Northwest Territories, the Porcupine Caribou Management Board, all affected First Nations in Yukon and the Northwest Territories, and stakeholders, to develop a Porcupine Caribou Herd Harvest Management Strategy that ensures to the greatest extent possible, the conservation and protection of the Porcupine Caribou Herd.

2. Hon. Mr. Fentie (Motion #167)

THAT this House urges the Government of Yukon, the Government of Canada and Yukon First Nation governments to develop a timely, inclusive process through the re-instated Intergovernmental Forum to implement the recommendations of the Nine Year Review of the Yukon Final Land Claims Agreements in order to ensure the spirit and intent of the land claims agreements are fulfilled.

3. Hon. Mr. Kenyon (Motion #239)

THAT this House urges the Government of Yukon to continue to work with the Government of Canada, First Nations, Yukon College, members of the business community and non-governmental organizations to:

- (1) enhance and develop labour market initiatives targeting First Nations, older workers, youth, persons with disabilities and immigrants through measures such as apprenticeship programs, the Youth Employment Program, the Yukon Nominee Program, the Temporary Foreign Worker Program and other programs,
- (2) develop a national recruiting campaign; and
- (3) assist in the development of retention incentives for employers.

4. Hon. Ms. Horne (Motion #713)

THAT this House urges the Government of Canada and its NATO allies to insist in the strongest possible terms that the Government of Afghanistan fully honour its human rights treaty obligations under international laws and demonstrate its commitment both in law and in practice to respect, protect and enforce the equality rights of the women of Afghanistan or face international sanctions.

5. Hon. Mr. Hart (Motion #723)

THAT this House urges the Government of Yukon to support the findings of the Motion #542 Consultation Report done by the Yukon Workers' Compensation Health and Safety Board and the Employment Standards Board, responding to Motion #542 adopted during the 2008 Fall Sitting of the Legislative Assembly, by requesting that the Yukon Workers' Compensation Health and Safety Board and the Employment Standards Board:

- (1) work together within their existing frameworks of authority to appropriately address areas of general consensus;
- (2) work together to ensure adequate training, orientation and supervision of young workers; and
- (3) conduct a review within 5 years to assess the effectiveness of any regulations resulting from this consultation and consider whether there is a need for a general minimum working age in Yukon.

6. Hon. Ms. Horne (Motion #832)

THAT this House urges the Government of Yukon to explore the concept of a multidisciplinary approach to dealing with the complex needs of chronic substance abusers.

7. Hon. Ms. Horne (Motion #935)

THAT this House urges the Government of Canada to meet its obligations under the Yukon First Nation Self-Government Agreements by providing sufficient financial resources to implement these agreements through the Assumption of Responsibilities Agreement (ARA) process; and to demonstrate this commitment by negotiating an appropriate ARA on the administration of justice with the Teslin Tlingit Council.

8. Hon. Ms. Taylor (Motion #941)

THAT this House urges the Government of Canada to work with Canada's tourism industry, provinces and territories and other stakeholders in the development of China Approved Destination Status policies and processes that will enable Canada's tourism sector to capitalize on this opportunity.

9. Hon. Ms. Horne (Motion #1007)

THAT this House urges the Government of Canada to reinstate its funding for the Aboriginal Healing Foundation to ensure that the Kwanlin Dun First Nation, the Liard Aboriginal Women's Society, the Northern Tutchone Tribal Council, and the Committee on Abuse in Residential Schools Society (CAIRS), which have provided services to residential school survivors, can continue their programs.

10. Hon. Mr. Fentie (Motion #1017)

THAT this House urges the Government of Canada to recognize Yukon Self-Governing First Nations as a senior level of government, by working with the first seven Yukon First Nations who settled their land claims to develop new Financial Transfer Agreements that include an

economic development incentive allowing Yukon First Nations to retain an appropriate percentage of their own source revenues.

11. Hon. Ms. Horne (Motion #1241)

THAT this House supports the Government of Canada’s introduction of Bill C-54, Protecting Children from Sexual Predators Act, in order to help protect children from adult sexual predators by establishing mandatory prison sentences for seven existing Criminal Code offences such as luring a child, sexual assault and aggravated assault as well as creating two new offences related to facilitating a sexual offence against a child and using telecommunications, including the Internet, to communicate with another person to agree or make arrangements to commit a sexual offence against a child.

GOVERNMENT BILLS
(Second Reading)

- 1. Bill #23 - Third Appropriation Act, 2010-11
-Hon. Mr. Fentie
- 2. Bill #24 - First Appropriation Act, 2011-12
-Hon. Mr. Fentie
Adjourned debate: Mr. Mitchell
- 3. Bill #94 - Act to Amend the Judicature Act (Trade Orders)
-Hon. Ms. Horne

BILLS OTHER THAN GOVERNMENT BILLS
(Second Reading)

- 1. Bill #101 - Act to Perpetuate a Certain Ancient Right
-Mr. Nordick
- 2. Bill #105 - An Act to Amend the Cooperation in Governance Act
-Mr. Mitchell
Adjourned debate: Mr. Nordick
- 3. Bill #108 - Legislative Renewal Act
-Mr. Cardiff
- 4. Bill #109 - Young Worker Protection Act
-Mr. Cardiff
Adjourned debate: Mr. Cathers
- 5. Bill #110 - Yukon Energy Corporation Protection Act
-Mr. McRobb
Adjourned debate: Hon. Mr. Fentie
- 6. Bill #111- Act to Amend the Elections Act
- Mr. Cardiff
Adjourned debate: Hon. Mr. Fentie

COMMITTEE OF THE WHOLE

1. Bill #82 - Civil Forfeiture Act
-Hon. Ms. Horne

WRITTEN QUESTIONS

1. Mr. McRobb (November 29, 2007)
 Addressed to: Hon. Mr. Fentie, Minister of Finance
 On what date was the Yukon Government's public web site updated to make available the internal government audit, officially entitled "Report on the Audit of Contributions" dated January 2007, prepared by the Government Audit Services Branch? **(WQ #1)**

2. Mr. Elias (December 11, 2007)
 Addressed to: Minister of Environment
 Does the Government of Yukon support the Kyoto Protocol? **(WQ #2)**

3. Mr. Cardiff (December 1, 2008)
 Addressed to the Premier
 Will the Premier provide responses to the following questions:
 (1) what is the status of each recommendation made in the Audit of Contracts including:
 (a) what recommendations has the government adopted to date?;
 (b) what recommendations does the government plan to adopt at a later date?; and
 (c) what recommendations does the government not plan to adopt? **(WQ #11)**

4. Mr. Cardiff (December 10, 2008)
 Addressed to the Minister responsible for the Yukon Housing Corporation
 Will the Minister please provide the following information:
 (1) the detailed total amount expended by the Yukon Housing Corporation for litigation with the Whitehorse Housing Co-operative; and
 (2) the detailed total amount expended in fulfilling the Yukon Housing Corporation's duties as receiver responsible for the Whitehorse Housing Co-operative, including expenses for management and maintenance of the property and infrastructure. **(WQ #12)**

5. Mr. Cardiff (May 4, 2009)
 Addressed to the Minister responsible for the Yukon Housing Corporation
 What is the process for distributing the \$50 million in housing funding that Yukon is to receive from the Federal Government including:
 (1) the criteria for determining which projects will qualify for funding?;
 (2) the criteria for determining which projects are priorities?; and
 (3) the timeframe for determining which projects will receive funding? **(WQ #13)**

6. Mr. Cardiff (May 13, 2009)
 Addressed to the Minister of Community Services
 Will the Minister provide the House with the following information concerning implementing measures to protect young workers in the workplace:
 (1) an update on progress in implementing of changes to the *Employment Standards Act* and related regulations in response to the findings of the Motion 542 Consultation Report,
 (2) a timeline for when legislative changes will come before the Legislative Assembly for First Reading; and

(3) a timeline for when regulatory changes will come into effect. **(WQ #14)**

7. Mr. McRobb (December 17, 2009)

Addressed to the Premier

Will the Premier identify the mystery investor providing \$12 million to the Carmacks-Stewart Transmission Line Project, Phase II, which is censored in the document entitled Canada-Yukon Energy Corporation Green Infrastructure Fund Agreement for the Yukon Green Energy Legacy Project 2009-2010/2011-2012 as tabled in the Legislative Assembly on December 15, 2009? **(WQ #15)**

8. Mr. McRobb (December 17, 2009)

Addressed to the Premier

Will the Premier provide a full chronology of his secret negotiations with ATCO regarding Yukon Energy, which ran in parallel to those negotiations he ordered government officials to undertake? **(WQ #16)**

NOTICE PAPER

GOVERNMENT MOTIONS

1. Hon. Ms. Taylor (Motion #1255)

THAT, notwithstanding any Standing Order or usual practices of this House, on Wednesday, February 9, 2011, the House shall recess at the appropriate hour, in order to receive an Address from the Governor General of Canada, the Rt. Hon. David Johnston, together with all introductory and related remarks,

THAT, upon completion of the Address the House shall continue with the business before it,

THAT, the Address and introductory and related remarks shall be printed in *Hansard* for that day and form part of the records of this House; and

THAT the media recording and transmission of such Address, introductory and related remarks be authorized pursuant to established guidelines for such occasions.

MOTIONS OTHER THAN GOVERNMENT MOTIONS

1. Mr. Nordick (Motion #1256)

THAT this House urges the Government of Yukon to forward a copy of its surplus 2011-2012 Budget to the federal Minister of Finance, the Honourable Jim Flaherty, in order to fulfil its obligation as the first government in Canada to table a surplus budget meeting the national commitment by the federal government and all the provinces and territories to return to balanced budgets as soon as possible, and request that the federal Finance Minister not penalize the Yukon Government in any way because of its healthy surplus, balanced budgets being projected to 2014-2015.

2. Mr. Nordick (Motion #1257)

THAT this House urges all members of this House and all governments in Yukon to recognize and respect Chapter 11, Land Use Planning, of the Umbrella Final Agreement, the objectives of which are to:

- (1) encourage the development of a common Yukon land use planning process outside community boundaries,
- (2) minimize actual or potential land use conflicts both within Settlement Land and Non-Settlement Land and between Settlement Land and Non-Settlement Land,
- (3) recognize and promote the cultural values of Yukon Indian People,
- (4) utilize the knowledge and experience of Yukon Indian People in order to achieve effective land use planning,
- (5) recognize Yukon First Nations' responsibilities pursuant to Settlement Agreements for the use and management of Settlement Land; and
- (6) ensure that social, cultural, economic and environmental policies are applied to the management, protection and use of land, water and resources in an integrated and coordinated manner so as to ensure sustainable development.

4. Mr. Nordick (Motion #1258)

THAT this House urges the Government of Yukon through the Department of Community Services to develop an implementation plan in response to the Findings Report of the

Municipal Fiscal Framework Review Committee in the “Our Towns, Our Future” consultation that will be completed in May.

5. Mr. Nordick (Motion #1259)

THAT this House congratulates the governments of Yukon, the Northwest Territories, and Nunavut, for their success in having the critically important Territorial Formula Financing agreement re-instated, that the previous federal Liberal government scrapped, and urges the current federal government to ensure the three territories are treated fairly in accordance with their individual circumstances in relation to other federal territorial agreements such as the Territorial Health System Sustainability Initiative and Devolution Transfer Agreements.

6. Mr. Nordick (Motion #1260)

THAT this House urges Yukon private-sector contractors to review the Government of Yukon’s Multi-Year Capital Plan contained in the 2011-2012 Budget that identifies capital priorities and their related expenditures over the next four years, including the three-year plan of core expenditures concerning Information Technology of \$6.5 million and Capital Building Maintenance of \$12 million, as well as the \$42 million for Land Development and minimum of \$46 million for Highways and Airports in order to obtain maximum benefit for their companies and employees through the certainty provided by these stable, predictable long-term government investments in the identified key sectors.

7. Mr. Nordick (Motion #1261)

THAT this House urges the Government of Yukon to develop an implementation plan to respond to the recommendations contained in “Sharing Common Ground: Report on the Review of Yukon’s Police Force.”

8. Mr. Mitchell (Motion #1262)

THAT this House urges the Government of Yukon to implement the evidence-based recommendations brought forward by the Task Force on Acutely Intoxicated Persons at Risk, including developing a downtown co-located shelter/sobering centre/detoxification facility.

9. Mr. Mitchell (Motion #1263)

THAT this House urges the Government of Yukon to expeditiously undertake to ensure that Yukoners receive fair and enduring benefits from mining in the territory by working collaboratively with Yukon First Nations and negotiating an improved resource royalty sharing agreement with the Government of Canada.

10. Mr. McRobb (Motion #1264)

THAT this House urges the Yukon Government to create a program to meet the needs of industry that:

- (1) encourages a vibrant resource development sector in the Yukon,
- (2) recognizes the industry’s need for infrastructure such as roads, housing and energy supply’ and
- (3) establishes a dedicated industrial development fund from which resource industry participants may apply and receive funding for infrastructure related expenses.

11. Mr. McRobb (Motion #1265)

THAT this House urges the Yukon Government to immediately take constructive steps to alleviate the housing shortage that impairs people working in the mining industry and which forces lengthy commutes for those who live outside the territory who want to work here but can't because they have no place to live.

12. Mr. Fairclough (Motion #1266)

THAT this House urges the Yukon Government to upgrade the Mayo Airport to handle regular, scheduled charter flights in order to accommodate and facilitate increased mining activity in the area.

13. Ms. Hanson (Motion #1267)

THAT this House urges the Minister of Health and Social Services to immediately implement the recommendations from the Final Report of the Task Force on Acutely Intoxicated Persons at Risk completed December 31, 2010, by:

- (1) working with the Yukon Hospital Corporation to alleviate the staffing and physical resource crisis of care in the Emergency Department of Whitehorse General Hospital,
- (2) establishing programs of standards of care, performance evaluation, and professional training in addictions medicine for everyone providing care for acutely intoxicated persons in order to ensure that all persons under their care are assessed and treated with best practices and with compassion and dignity in a non-judgmental manner,
- (3) identifying, analyzing, and addressing gaps between services for acutely intoxicated persons including but not limited to the RCMP, medical, detoxification and treatment facilities, outreach workers, and local and First Nations governments,
- (4) bringing forward legislation that authorizes non-criminal detention for intoxication which reflects current social mores and accepted human rights, and includes reasons for detention and the parameters under which detention ceases,
- (5) creating a sobering centre in downtown Whitehorse with quality medical care and easy access to other supportive services for detaining and treating acutely intoxicated persons,
- (6) creating a night-time shelter in close proximity to the sobering centre,
- (7) creating supportive housing for persons with a history of acute intoxication who are seeking assistance to change their lives,
- (8) expanding the detoxification level of care at the current detoxification unit to provide medical detoxification,
- (9) establishing an intervention team to respond to calls for service to do with acutely intoxicated persons within Whitehorse city limits; and
- (10) developing and implementing realistic programs of addiction prevention, harm reduction, and aftercare in order to support persons who desire to remain or become sober, productive Yukon citizens.

14. Ms. Hanson (Motion #1268)

THAT this House urges the Minister of Health and Social Services and the Minister responsible for the Yukon Housing Corporation to:

- (1) immediately assess the individual and family situations of over twenty residents of the hotel in downtown Whitehorse that is planning to close at the end of February in order to renovate,

- (2) immediately determine the availability of accommodation in Whitehorse for all individuals and families in the hotel who have been unable to find accommodation for themselves, not only those on social assistance,
- (3) on the basis of the assessments, to secure accommodation and re-locate those individuals and families in need of support; and
- (4) immediately begin the process of planning and development for construction or subsidization of adequate social housing units to meet the demands of the 142 people on the Yukon Housing Corporation's wait list.

15. Ms. Hanson (Motion #1269)

THAT, this House, upon proceeding to Orders of the Day on Tuesday, February 15, 2011, shall resolve into Committee of the Whole, and

THAT, Sheila Fraser, Auditor General of Canada, appear as a witness in Committee of the Whole on that day to discuss matters relating to the Auditor General's report on the Department of Health and Social Services.

16. Mr. Cathers (Motion #1270)

THAT this House urges the Yukon Government to take the next steps to implement the Functional Plan for upgrading the Takhini Hot Springs Road by funding the next phase of the project to widen and repave the road, create cyclist lanes, and develop trails on both sides of the road.

17. Mr. Cathers (Motion #1271)

THAT this House urges the Yukon Government to take the next steps toward making improvements to Takhini River Road, including fixing the dangerous hill west of river-level properties, by completing engineering for this project as soon as possible.

18. Mr. Cathers (Motion #1272)

THAT this House urges the Yukon Government to seek a new agreement with the federal Government on resource revenue sharing to have the cap on the Yukon's share of resource revenues raised from the current paltry level of \$3 million per year that the then-Liberal federal government and the then-Liberal territorial government agreed to.