

No. 13
ORDER PAPER
OF THE
YUKON LEGISLATIVE ASSEMBLY

First Session

35th Legislature

Tuesday, October 12, 2021

Prayers

DAILY ROUTINE

Introduction of Visitors

Tributes

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 DESIGNATED BUSINESS

Government Bills

Second Reading

1. Bill No. 202, *Second Appropriation Act 2021-22*
- Hon. Mr. Silver, Premier
2. Bill No. 7, *Act to Amend the Family Property and Support Act (2021)*
- Hon. Ms. McPhee, Minister of Justice
3. Bill No. 5, *Act to Amend the Territorial Lands (Yukon) Act (2021)*
- Hon. Mr. Streicker, Minister of Energy, Mines and Resources

PRIVATE MEMBERS' BUSINESS

Bills other than Government Bills

Second Reading

1. Bill No. 1, *Act to Perpetuate a Certain Ancient Right*
- Ms. Tredger, Member for Whitehorse Centre
2. Bill No. 300, *Act to Amend the Civil Emergency Measures Act*
- Mr. Cathers, Member for Lake Laberge
3. Bill No. 301, *Act to Amend the Taxpayer Protection Act*
- Mr. Cathers, Member for Lake Laberge

WRITTEN QUESTIONS

1. Written Question No. 1 (May 25, 2021)

Mr. Cathers, Member for Lake Laberge

Addressed to the Hon. Ms. McPhee, Minister of Justice

Regarding ongoing court cases involving the Government of Yukon:

- (1) how many active court cases is the Government of Yukon engaged in;
- (2) has any outside legal counsel been retained for any of these cases;
- (3) if outside legal counsel has been retained, what is the current legal bill for any outside counsel retained by the Government of Yukon for these cases;
- (4) what is the total amount of money spent by the Government of Yukon on the court case regarding use of the *Civil Emergency Measures Act*; and
- (5) which legal firms have been contracted on behalf of the government?

2. Written Question No. 2 (May 25, 2021)

Mr. Cathers, Member for Lake Laberge

Addressed to the Hon. Ms. McPhee, Minister of Justice

Regarding legislative drafting:

- (1) how many lawyers have been contracted or hired on term in the past two years to:
 - (a) draft legislation; and
 - (b) draft legislation or regulations related to the *Civil Emergency Measures Act*; and
- (2) what is the total cost of these contracts or hires?

3. Written Question No. 3 (May 25, 2021)

Ms. Clarke, Member for Porter Creek Centre

Addressed to the Hon. Mr. Mostyn, Minister of Community Services

Regarding the development schedule for Whistle Bend:

- (1) how many lots were made available to the public up to and including 2016, broken down by year;
- (2) how many new lots were made available in Whistle Bend between 2016 and 2021, broken down by year;
- (3) how much money was allocated for those lots developed between 2016 and 2021, broken down by year;
- (4) how much money is forecast for Whistle Bend lot development over the next five years, broken down by year; and
- (5) how many lots are planned to be released in Whistle Bend over the next five years, broken down by year?

4. Written Question No. 4 (May 25, 2021)

Ms. Clarke, Member for Porter Creek Centre

Addressed to the Hon. Ms. McLean, Minister of Education

Regarding the planned Whistle Bend school:

- (1) will community representatives remain engaged via the Whistle Bend school project advisory committee, even with the dissolution of the Whistle Bend Community Association;

- (2) when was the last time the Whistle Bend school project advisory committee met;
- (3) when will the Whistle Bend school project advisory committee begin planning for fit-up of the new school;
- (4) is any specialty programming planned for the school, such as French immersion;
- (5) what is the planned catchment area for the school; and
- (6) are there any plans to address increased traffic due to the school?

5. Written Question No. 5 (May 25, 2021)

Ms. Clarke, Member for Porter Creek Centre

Addressed to the Hon. Mr. Pillai, Minister responsible for the Yukon Housing Corporation

Regarding planned Yukon Housing Corporation projects:

- (1) what projects will be funded with the \$1.1 million budgeted under the northern carve-out in the 2021-22 budget;
- (2) does the Yukon Housing Corporation have plans for projects in Whistle Bend over the next five years; and
- (3) how can communities engage with the Yukon Housing Corporation on housing needs assessments?

6. Written Question No. 6 (May 25, 2021)

Ms. Clarke, Member for Porter Creek Centre

Addressed to the Hon. Ms. McPhee, Minister of Health and Social Services

Regarding Whistle Bend Place:

- (1) how many clients are currently residing in Whistle Bend Place;
- (2) what types of care are being offered;
- (3) what procedures are in place to involve family in care delivery decision-making;
- (4) what mechanisms are in place to resolve family concerns regarding care delivery;
- (5) how many spaces may be available under each type of care; and
- (6) has the government commenced any planning on Phase 2 of Whistle Bend Place?

7. Written Question No. 7 (May 25, 2021)

Ms. McLeod, Member for Watson Lake

Addressed to the Hon. Mr. Clarke, Minister of Highways and Public Works

Regarding the commitment to introduce pedestrian-activated crosswalks in Watson Lake:

- (1) when will the Department of Highways and Public Works begin consulting with the Town of Watson Lake to plan for the pedestrian-activated crosswalks; and
- (2) will the crosswalks be included in the fall supplemental budget or the 2022-23 main estimates?

8. Written Question No. 11 (May 31, 2021)

Mr. Kent, Member for Copperbelt South

Addressed to the Hon. Ms. McLean, Minister of Education

Regarding individualized education plans (IEPs):

- (1) how many Yukon students were taken off IEPs as a result of the government's decision to phase out IEPs in 2019;
- (2) when were the minister and Cabinet made aware that students had been taken off of IEPs; and
- (3) how many Yukon students have been put back on IEPs since the *2021 Confidence and Supply Agreement between the Yukon Liberal Caucus and the Yukon NDP Caucus* was signed on April 28, 2021?

9. Written Question No. 12 (May 31, 2021)

Mr. Kent, Member for Copperbelt South

Addressed to the Hon. Mr. Clarke, Minister of Highways and Public Works

With regard to the Yukon Resource Gateway project announced by the Government of Yukon and the Government of Canada on September 2, 2017:

- (1) how much of the \$468,845,000 has been spent to date;
- (2) where has that money been spent; and
- (3) what are the timelines for the remainder to be spent, broken down by road, project, and type of work?

Notice Paper

Government Motions

1. Motion No. 84

Hon. Ms. McPhee, Government House Leader

THAT, for the duration of the 2021 Fall Sitting, any Member of the Legislative Assembly who is unable to attend sittings of the House in person due to COVID-19 symptoms, illness or protocols may participate in the sittings of the House by teleconference, notwithstanding Standing Order 8 or any other Standing Order, and by teleconference shall:

- (1) be recognized to speak in debate, notwithstanding Standing Order 17;
- (2) be permitted to vote, notwithstanding Standing Order 25;
- (3) contribute to constituting quorum in the Legislative Assembly, under Standing Order 3 and the *Yukon Act*; and
- (4) be considered to have attended the sitting of the Legislative Assembly, with no deduction of indemnity required under subsection 39(5) of the *Legislative Assembly Act*.

2. Motion No. 85

Hon. Ms. McPhee, Government House Leader

THAT, for the duration of the 2021 Fall Sitting:

- (1) the Clerk shall keep a daily list of paired members, in which any member of the Government and any member of an opposition party may have their names entered together by noon on that date to indicate that they will not take part in any recorded division in the Legislative Assembly held on that date; and
- (2) following each such division held, the names of any members entered on the list of paired members for that date shall be printed in Hansard and the Votes and Proceedings.

3. Motion No. 86

Hon. Ms. McPhee, Government House Leader

THAT, for the duration of the 2021 Fall Sitting, if the Legislative Assembly stands adjourned for an indefinite period of time, the Government House Leader and at least one of the other House Leaders together may request that the Legislative Assembly meet virtually by video conference, with all the Members of the Legislative Assembly being able to participate remotely, notwithstanding any current Standing Orders regarding members' physical presence in the Chamber.

Motions other than Government Motions

1. Motion No. 87

Mr. Kent, Member for Copperbelt South

THAT this House urges the Government of Yukon to address the impact of significant staff shortages at many Yukon schools as a result of absenteeism by:

- (1) working with stakeholders to increase the availability of teachers on call;

- (2) taking steps to address staff burnout among classroom teachers; and
- (3) ensuring that adequate numbers of specialist teachers, including but not limited to educational assistants, counsellors, and learning assistants are available throughout the year.

2. Motion No. 88

Ms. Clarke, Member for Porter Creek Centre

THAT this House urges the Government of Yukon to work with industry stakeholders to investigate changes to insurance options for condominium corporations in Yukon that include:

- (1) significant cost increases for condominium insurance in Yukon;
- (2) decreasing availability of providers of condominium insurance; and
- (3) decreasing risks that are covered by condominium insurance.

3. Motion No. 89

Mr. Cathers, Member for Lake Laberge

THAT this House urges the Yukon government to address the shortage of family physicians by:

- (1) reinstating the physician recruitment and retention officer position in the Department of Health and Social Services;
- (2) working with the Yukon Medical Association to review and improve recruitment and retention programs and incentives;
- (3) working with the Yukon Medical Association to improve supports for physicians from outside the territory seeking locums; and
- (4) assisting physicians who are planning to take extended leave, including maternity or parental leave, to find appropriate coverage.

4. Motion No. 90

Ms. McLeod, Member for Watson Lake

THAT this House urges the Government of Yukon to consult with the Association of Yukon Communities as well as directly with municipal governments before making regulatory changes or introducing amendments to legislation to facilitate the creation of a new home energy retrofit program.

5. Motion No. 91

Ms. Van Bibber, Member for Porter Creek North

THAT this House urges the Government of Yukon to fully support and assist the ongoing systemic review of school safety and supports at Hidden Valley elementary school that was launched by the Yukon Child and Youth Advocate on July 29, 2021.

6. Motion No. 92

Mr. Hassard, Member for Pelly-Nisutlin

THAT this House urges the Government of Yukon to create an industry working group to review the impacts of the Government of Canada's proposed Clean Fuel Standard, which is published in the Canada Gazette and subject to consultation between the federal government and provincial and territorial governments.

7. Motion No. 93

Ms. Blake, Member for Vuntut Gwitchin

THAT this House urges the Government of Yukon to act on call to action 3 of the Truth and Reconciliation Commission of Canada by fully implementing Jordan's Principle.

8. Motion No. 94

Ms. Blake, Member for Vuntut Gwitchin

THAT this House urges the Government of Yukon to act on call to action 5 and call to action 12 of the Truth and Reconciliation Commission of Canada by developing:

- (1) culturally appropriate parenting programs for aboriginal families; and
- (2) culturally appropriate early childhood education programs for aboriginal families.

9. Motion No. 95

Ms. Blake, Member for Vuntut Gwitchin

THAT this House urges the Government of Yukon to act on call to action 17 of the Truth and Reconciliation Commission of Canada by waiving administrative costs for the revision of official identity documents for residential school survivors and their families, such that they can reclaim their names changed by the residential school system.

10. Motion No. 96

Ms. Blake, Member for Vuntut Gwitchin

THAT this House urges the Government of Yukon to act on call to action 18 of the Truth and Reconciliation Commission of Canada by:

- (1) acknowledging that the current state of aboriginal health in Canada is a direct result of previous Canadian government policies, including residential schools; and
- (2) recognizing and implementing the health care rights of Aboriginal people as identified in international law, constitutional law, and under treaties.

11. Motion No. 97

Ms. Blake, Member for Vuntut Gwitchin

THAT this House urges the Government of Yukon to act on call to action 22 of the Truth and Reconciliation Commission of Canada by recognizing the value of aboriginal healing practices and using them in the treatment of aboriginal patients in collaboration with aboriginal healers and elders where requested by aboriginal patients.

12. Motion No. 98

Ms. Blake, Member for Vuntut Gwitchin

THAT this House urges the Government of Yukon to act on call to action 23 of the Truth and Reconciliation Commission of Canada by:

- (1) increasing the number of aboriginal professionals working in the health care field;
- (2) ensuring the retention of aboriginal health care providers in aboriginal communities; and
- (3) providing cultural competency training for all health care professionals.

13. Motion No. 99

Ms. White, Leader of the Third Party

THAT this House urges the Government of Yukon to act on call to action 26 of the Truth and Reconciliation Commission of Canada by introducing amendments to the *Limitation of Actions Act* to ensure that it conforms to the principle that governments and other entities cannot rely on limitation defences to defend legal actions of historical abuse brought by Aboriginal people.

14. Motion No. 100

Ms. White, Leader of the Third Party

THAT this House urges the Government of Yukon to act on call to action 30 and call to action 38 of the Truth and Reconciliation Commission of Canada by:

- (1) committing to eliminating over the next decade the overrepresentation of aboriginal adults in custody;
- (2) committing to eliminating over the next decade the overrepresentation of aboriginal youth in custody; and
- (3) issuing detailed annual reports that monitor and evaluate progress in eliminating the overrepresentation of Aboriginal people in custody.

15. Motion No. 101

Ms. White, Leader of the Third Party

THAT this House urges the Government of Yukon to act on call to action 31 of the Truth and Reconciliation Commission of Canada by providing stable funding to implement and evaluate community sanctions which provide alternatives to imprisonment for aboriginal offenders and respond to the underlying causes of offending.

16. Motion No. 102

Ms. White, Leader of the Third Party

THAT this House urges the Government of Yukon to act on call to action 33 of the Truth and Reconciliation Commission of Canada by:

- (1) recognizing as a high priority the need to address and prevent fetal alcohol spectrum disorder, also known as FASD; and
- (2) developing, in collaboration with Aboriginal people, FASD preventive programs that can be delivered in a culturally appropriate manner.

17. Motion No. 103

Ms. White, Leader of the Third Party

THAT this House urges the Government of Yukon to act on call to action 36 of the Truth and Reconciliation Commission of Canada by working with aboriginal communities to provide culturally relevant services to inmates on issues such as:

- (1) substance abuse;
- (2) family and domestic violence; and
- (3) overcoming the experiences of having been sexually abused.

18. Motion No. 104

Ms. White, Leader of the Third Party

THAT this House urges the Government of Yukon to act on call to action 40 of the Truth and Reconciliation Commission of Canada by creating, in collaboration with Aboriginal people, adequately funded and accessible aboriginal-specific victim programs and services with appropriate evaluation mechanisms.

19. Motion No. 105

Ms. White, Leader of the Third Party

THAT this House urges the Government of Yukon to act on call to action 43 of the Truth and Reconciliation Commission of Canada by fully adopting and implementing the *United Nations Declaration on the Rights of Indigenous Peoples* as the framework for reconciliation.

20. Motion No. 106

Ms. Tredger, Member for Whitehorse Centre

THAT this House urges the Government of Yukon to act on call to action 47 of the Truth and Reconciliation Commission of Canada by:

- (1) repudiating concepts used to justify European sovereignty over indigenous peoples and lands, such as the doctrine of discovery and terra nullius; and
- (2) introducing amendments to those laws, policies, and litigation strategies that continue to rely on such concepts.

21. Motion No. 107

Ms. Tredger, Member for Whitehorse Centre

THAT this House urges the Government of Yukon to act on call to action 55 of the Truth and Reconciliation Commission of Canada by providing annual reports or any current data requested by the National Council for Reconciliation to the council.

22. Motion No. 108

Ms. Tredger, Member for Whitehorse Centre

THAT this House urges the Government of Yukon to act on call to action 57 of the Truth and Reconciliation Commission of Canada by providing education to public servants on the history of Aboriginal peoples, including:

- (1) the history and legacy of residential schools;
- (2) the *United Nations Declaration on the Rights of Indigenous Peoples*;
- (3) treaties and aboriginal rights;
- (4) indigenous law; and
- (5) Aboriginal-Crown relations.

23. Motion No. 109

Ms. Tredger, Member for Whitehorse Centre

THAT this House urges the Government of Yukon to act on call to action 63 of the Truth and Reconciliation Commission of Canada by maintaining an annual commitment to aboriginal education issues, including:

- (1) developing and implementing kindergarten to grade 12 curriculum and learning resources on Aboriginal peoples in Canadian history and the history and legacy of residential schools;
- (2) sharing information and best practices on teaching curriculum related to residential schools and aboriginal history;
- (3) building student capacity for intercultural understanding, empathy, and mutual respect; and
- (4) identifying teacher training needs relating to aboriginal education issues.

24. Motion No. 110

Ms. Tredger, Member for Whitehorse Centre

THAT this House urges the Government of Yukon to act on call to action 64 of the Truth and Reconciliation Commission of Canada by requiring publicly funded denominational schools to provide an education on comparative religious studies, which must include a segment on aboriginal spiritual beliefs and practices developed in collaboration with aboriginal elders.

25. Motion No. 111

Ms. Tredger, Member for Whitehorse Centre

THAT this House urges the Government of Yukon to act on call to action 87 of the Truth and Reconciliation Commission of Canada in collaboration with Aboriginal peoples, sports halls of fame, and other relevant organizations by providing education that tells the national story of aboriginal athletes in history.

26. Motion No. 112

Ms. Blake, Member for Vuntut Gwitchin

THAT this House urges the Government of Yukon to support Yukoners living with cystic fibrosis by providing full coverage for the drug Trikafta under the Yukon Drug Formulary.

27. Motion No. 113

Mr. Dixon, Leader of the Official Opposition

THAT Standing Order 76 of the Standing Orders of the Yukon Legislative Assembly be amended by deleting all instances of the words “Government Bill” and substituting in their place the words “appropriation bill”.