

TO THE HONOURABLE THE LEGISLATIVE ASSEMBLY OF MANITOBA

Your Standing Committee on Legislative Affairs presents the following as its Fourth Report.

Meetings

Your Committee met on Tuesday, June 15, 2010 in Room 255 of the Legislative Building:

Matters under Consideration

- **Bill (No. 3)** –The City of Winnipeg Charter Amendment and Municipal Amendment Act (Derelict Property)/Loi modifiant la Charte de la ville de Winnipeg et la Loi sur les municipalités (biens abandonnés)
- **Bill (No. 5)** – The Cottage Property Tax Increase Deferral Act (Property Tax and Insulation Assistance Act Amended)/Loi sur le report des majorations de taxes foncières visant les chalets (modification de la Loi sur l'aide en matière de taxes foncières et d'isolation thermique des résidences)
- **Bill (No. 16)** – The Order of Manitoba Amendment Act/Loi modifiant la Loi sur l'Ordre du Manitoba
- **Bill (No. 20)** – The University College of the North Amendment Act/Loi modifiant la Loi sur le Collège universitaire du Nord
- **Bill (No. 23)** – The Public Schools Amendment Act/Loi modifiant la Loi sur les écoles publiques
- **Bill (No. 26)** – The Addictions Foundation Amendment Act/Loi modifiant la Loi sur la Fondation manitobaine de lutte contre les dépendances
- **Bill (No. 29)** – The Advanced Education Administration Act and Amendments to The Council on Post-Secondary Education Act and The Education Administration Act/Loi sur l'administration de l'enseignement postsecondaire et modifications concernant la Loi sur le Conseil de l'enseignement postsecondaire et la Loi sur l'administration scolaire
- **Bill (No. 227)** – The Employment Standards Code Amendment Act (Unpaid Leave Related to Donating an Organ)/Loi modifiant le Code des normes d'emploi (congé sans solde pour donateurs d'organes)

Committee Membership

Committee Membership for the June 15, 2010 meeting:

- Hon. Ms. ALLAN
- Mr. BRIESE
- Mr. DERKACH
- Mr. GRAYDON
- Hon. Mr. LEMIEUX
- Hon. Ms. MCGIFFORD
- Mr. REID
- Mr. SARAN
- Mrs. STEFANSON
- Hon. Mr. STRUTHERS
- Hon. Ms. WOWCHUK

Your Committee elected Mr. REID as the Chairperson.

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

Public Presentations

Your Committee heard the following one presentation on **Bill (No. 3)** –The City of Winnipeg Charter Amendment and Municipal Amendment Act (Derelict Property)/Loi modifiant la Charte de la ville de Winnipeg et la Loi sur les municipalités (biens abandonnés):

Ed Ackerman

Private Citizen

Your Committee heard the following six presentations on **Bill (No. 5)** – The Cottage Property Tax Increase Deferral Act (Property Tax and Insulation Assistance Act Amended)/Loi sur le report des majorations de taxes foncières visant les chalets (modification de la Loi sur l'aide en matière de taxes foncières et d'isolation thermique des résidences):

Larry Baker	Private Citizen
Gus Wruck	Private Citizen
Dave Crabb	Manitoba Association of Cottage Owners
Pat Dunlop	Private Citizen
Lorne Weiss	Manitoba Real Estate Association
Peter Squire	Winnipeg Realtors

Your Committee heard the following two presentations on **Bill (No. 227)** – The Employment Standards Code Amendment Act (Unpaid Leave Related to Donating an Organ)/Loi modifiant le Code des normes d'emploi (congé sans solde pour donneurs d'organes):

Henry Horner	Kidney Foundation
Ryan Johnson	Private Citizen

Written Submissions

Your Committee received one written submission on **Bill (No. 5)** – The Cottage Property Tax Increase Deferral Act (Property Tax and Insulation Assistance Act Amended)/Loi sur le report des majorations de taxes foncières visant les chalets (modification de la Loi sur l'aide en matière de taxes foncières et d'isolation thermique des résidences), from:

Colin Craig	Canadian Taxpayers Federation
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Bills Considered and Reported

- **Bill (No. 3)** –The City of Winnipeg Charter Amendment and Municipal Amendment Act (Derelict Property)/Loi modifiant la Charte de la ville de Winnipeg et la Loi sur les municipalités (biens abandonnés)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 5)** – The Cottage Property Tax Increase Deferral Act (Property Tax and Insulation Assistance Act Amended)/Loi sur le report des majorations de taxes foncières visant les chalets (modification de la Loi sur l'aide en matière de taxes foncières et d'isolation thermique des résidences)

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 16)** – The Order of Manitoba Amendment Act/Loi modifiant la Loi sur l'Ordre du Manitoba

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 20)** – The University College of the North Amendment Act/Loi modifiant la Loi sur le Collège universitaire du Nord

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 23)** – The Public Schools Amendment Act/Loi modifiant la Loi sur les écoles publiques

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 26)** – The Addictions Foundation Amendment Act/Loi modifiant la Loi sur la Fondation manitobaine de lutte contre les dépendances

Your Committee agreed to report this Bill without amendment.

- **Bill (No. 29)** – The Advanced Education Administration Act and Amendments to The Council on Post-Secondary Education Act and The Education Administration Act/Loi sur l'administration de l'enseignement postsecondaire et modifications concernant la Loi sur le Conseil de l'enseignement postsecondaire et la Loi sur l'administration scolaire

Your Committee agreed to report this Bill without amendment on a recorded vote of Yeas 6, Nays 3.

- **Bill (No. 227)** – The Employment Standards Code Amendment Act (Unpaid Leave Related to Donating an Organ)/Loi modifiant le Code des normes d'emploi (congé sans solde pour donneurs d'organes)

Your Committee agreed to report this Bill with the following amendments.

THAT Clause 2 of the Bill be amended by replacing the proposed clauses 59.6(1) to (11) with the following:

Interpretation

59.6(1) For the purpose of this section, an employee donates an organ when he or she undergoes a surgical procedure that involves the removal of an organ or tissue from the employee for the purpose of it being transplanted into another individual.

Unpaid leave for donating an organ

59.6(2) An employee who has been employed by the same employer for at least 30 days is entitled to unpaid leave of up to 13 weeks for the purpose of donating an organ.

Notice and medical certificate to be given to employer

59.6(3) An employee who wishes to take a leave under this section must give the employer

- (a) in writing, as much notice as is reasonable and practicable in the circumstances; and
- (b) a medical certificate stating the start date and end date of the period necessary for the employee to donate the organ and recover from the procedure.

Length of leave

59.6(4) The employee is entitled to take leave for the period set out in the medical certificate.

Extending leave

59.6(5) The employee is entitled to extend his or her leave if, in respect of the period certified under clause (3)(b) coming to an end, the employee gives the employer a medical certificate stating that the employee requires an additional specified period to recover from donating an organ.

Extensions not to total more than 13 weeks

59.6(6) A leave may be extended more than once, but the total extension period must not exceed 13 weeks.

Notice to employer — minimum period

59.6(7) An employee who wishes to extend a leave must give the employer written notice at least one pay period before extending the leave, if reasonable and practicable in the circumstances.

When extended leave ends

59.6(8) An extended leave ends on the day specified in the most recent medical certificate given to the employer.

Ending leave early

59.6(9) The employee may end the leave earlier than provided in subsections (4) or (8) by giving the employer written notice at least one pay period before the day he or she wishes to end the leave.

Submitted by,

Mr. Daryl Reid, Chairperson
June 15, 2010