



Minutes

LEGISLATION COMMITTEE MEETING

Friday, September 11, 2015 - 11:00 a.m.

PEO Offices - Room 1C

Members:

Bob Dony, P. Eng. (Vice-Chair)

George Comrie, P. Eng. (President-Elect; Ex-Officio Member)

Bill Kossta

Ewald Kuczera, P. Eng.

Sharon Reid, C. Tech. *[via teleconference]*

Regrets:

Roydon Fraser, P. Eng. (Chair)

Thomas Chong, P. Eng. (President; Ex-Officio Member)

Staff:

Josie D'Aluisio, Administrative Assistant

Jordan Max, Manager, Policy

Andrew Tapp, Policy Analyst

1. PROCEDURAL

1.1 Opening Remarks

In the absence of Chair R. Fraser, Vice-Chair B. Dony chaired the meeting.

The Vice-Chair called the meeting to order at 11:10 a.m., and welcomed and thanked everyone for attending.

1.2 Approval of Agenda

The members were asked if there were any additions or changes to the agenda. No additions or changes were provided.

A motion was made to approve the agenda as written.

Moved by: E. Kuczera Seconded by: B. Kossta CARRIED

1.3 Approval of Minutes of August 7, 2015 Meeting

The members were asked if there were any additions or changes to the Minutes. No additions or changes were provided.

E. Kuczera asked that the Minutes be revised to note that he left the meeting at 12:45 p.m.

A motion was made to approve the Minutes of the August 7, 2015 meeting with the above-noted revision.

Moved by: B. Kossta Seconded by: E. Kuczera CARRIED

1.4 Action Items Update from August 7, 2015 Meeting

The members were referred to the Actions Items Update document included in the agenda package. J. Max updated the Committee as follows:

- The October meeting was confirmed for October 2, 2015 from 1:00 pm. to 4:00 p.m.
- The draft Work Plan will be discussed at Item 2.1.
- The Act Change Protocol will be presented at the November 2015 Council meeting.
- The Act changes documents were presented to the Executive Committee on August 11, 2015 and posted on the Council SharePoint folder. The memo to the Discipline Committee Chair was sent, and comments were received on September 9, 2015 and included for discussion at Item 4.1.

2. FOR DECISION

2.1 LEC Draft Work Plan 2015-2016

The members were referred to the draft Work Plan included in the agenda package.

The Members had been requested to review the Equity and Diversity Training module. There was consensus that all Equity and Diversity concerns were adequately addressed in the Work Plan and that it should be amended accordingly and submitted to People Development for Council approval in November 2015.

A motion was made to approve the revised Legislation Committee Work Plan 2015-2016 and submit for Council approval.

Moved by: B. Kossta

Seconded by: E. Kuczera

CARRIED

Action: Staff to forward the 2015-2016 Work Plan to the Volunteer Management group, asking them to submit for Council approval.

5. FOR INFORMATION

5.4 Briefing Note - Rescinding Council Motions

The members were referred to the document included in the agenda package.

J. Max reported that he had worked with the Chair to finalize the document for Council. In that process, further research was required to ensure that rescinding the C-436 and C-455 motions did not have other consequences.

He further noted that the C-436 motions, in fact, amended the contents of a Briefing Note which references previous Council motions, instead of amending the actual motions. It was, therefore, necessary to also rescind the following motion (implementation of the C of A Revamping initiative).

With respect to the C-455 motion (Part b) "reaffirming" the PEO syllabi, he noted that a review of Council motions passed since 1984 did not turn up any prior or subsequent Council approval; hence, it could not reaffirm something that had not first been affirmed. B. Dony noted that the syllabi are used by the Academic Requirements Committee as guidelines, but have not been approved by Council. It should not be a concern that rescinding this motion would somehow invalidate the PEO syllabi, but should the matter come up at the September 2015 Council

meeting, Council could ask the Academic Requirements Committee to consider whether Council should be requested to approve the syllabi.

G. Comrie noted that, according to Council rules, only a simple majority was required to rescind motions pertaining to Council motions approved in a prior Council year. He also noted that Council may consider what to do with the C of A with the rescinding of the discipline-specific approach.

Action: Staff to confirm the voting requirement to rescind prior Council motions.

3. FOR DISCUSSION

3.1 Future Act Changes Research

The members were referred to the documents included in the agenda package.

J. Max provided an overview of several Strategic Plan initiatives to use evidence to determine which sections of the Act could be examined for future changes through the Act Change Protocol. The work, to be done by staff, will examine any adverse Divisional Court rulings or Discipline Tribunal decisions, recent changes to other Ontario professions' statutes, and input from committees on problematic sections or authorities in the current Act. Once the initial compilations have been done, they will be brought to the Legislation Committee for vetting and prioritization, using criteria to be developed, and further developmental work. The members expressed approval of this project.

3.2 Evidence-Based Regulatory Policy Development Training

Not discussed; deferred to the next meeting.

3.3 Proposed Professional Engineers Act Changes - Council Plenary, September 2015

The members were referred to the document included in the agenda package.

J. Max reported that slides for the Council Plenary session were requested by the Secretariat and were drafted and discussed with the Chair, who wished to have them reviewed by the Committee. Some minor revisions were made to the slides. There was some discussion regarding the timing of bringing the proposed changes' policy intents to Council and J. Max responded that, if the Committee would finalize its recommendations at the October 2015 meeting, they could conceivably be brought to Council in November 2015, and forwarded to the Attorney General for drafting after that.

4. WORK IN PROGRESS

4.1 Act Changes

The members were referred to the documents included in the agenda package.

J. Max noted that individual comments from some members of the Discipline Committee were received on September 9, 2015 and posted on the Legislation Committee site on SharePoint on September 10, 2015. The Committee had not had time to review those comments, but felt it was preferable to give the Discipline Committee more time to discuss their comments at its November 2015 meeting and produce Committee consensus comments. The Chair will send a memo to the Discipline Committee Chair accordingly.

Action: Staff to draft a memo for the Chair to send to the Discipline Committee Chair, giving them more time, and requesting their consensus comments.

5. FOR INFORMATION - CONT'D.

5.1 Specialist Policy Study - Overview

The members were referred to the document included in the agenda package

J. Max reviewed with the Committee an outline of a new policy study on whether and how new specialist designations should be established going forward. A White Paper for discussion will be issued in the next few months.

5.2 Proposed APEGBC Act Changes Summary

The members were referred to the document included in the agenda package

J. Max noted that APEGBC had recently finalized its recommendations for Act changes and, in that light, it would be useful for the Legislation Committee to be so apprised to consider in future Act changes. The proposals were reviewed briefly by the Committee, without recommendations.

5.3 Proposed APEGA Act Changes Summary

The members were referred to the document included in the agenda package

J. Max noted that, similar to APEGBC, APEGA had also finalized some proposals for Act changes that would be presented to the Alberta government for

consideration. The proposals were reviewed briefly by the Committee, without recommendations.

6. NEXT MEETING AND ADJOURNMENT

The meeting was adjourned at 2:15 p.m.

The next meeting is scheduled for Friday, October 2, 2015 at 1:00 p.m.