



Minutes

LEGISLATION COMMITTEE MEETING

Friday, May 4, 2018 - 10:00 a.m.

PEO Offices - Room 1C

Members:

David Brown, P. Eng. (President, Ex-Officio Member)

Thomas Chong, P. Eng. [*via teleconference - from 11:05 a.m. until 11:30 a.m.*]

Lola Hidalgo, P. Eng.

Nancy Hill, P. Eng. (President-Elect, Ex-Officio Member)

Gary Houghton, P. Eng.

Lisa MacCumber, P. Eng.

Gregory Wowchuk, P. Eng.

Staff:

Bernard Ennis, P. Eng., Director, Policy and Professional Affairs

Jordan Max, Manager, Policy

Andrew Tapp, Policy Analyst

Johnny Zuccon, P. Eng., Interim Registrar and Deputy Registrar, Tribunals and Regulatory Affairs

1. PROCEDURAL

1.1 Introduction

J. Zuccon called the meeting to order at 10:22 a.m., and welcomed and thanked everyone for attending. The members introduced themselves.

The Committee decided to skip Item 1.2 - Appointment of Acting Chair, and, instead, move directly to Item 1.4 - Appointment of Chair and Vice-Chair.

1.4 Appointment of Chair and Vice-Chair

D. Brown nominated G. Houghton as Chair, and the nomination was seconded by N. Hill. There were no other nominations, and G. Houghton became Chair by acclamation.

G. Wowchuk nominated L. MacCumber as Vice-Chair, and the nomination was seconded by N. Hill. There were no other nominations, and L. MacCumber became Vice-Chair by acclamation.

L. Hidalgo enquired how the Committee would handle conflicts of interest, and J. Zuccon clarified that Committee members were required to declare any conflicts of interest.

The Chair and Vice-Chair being chosen, the Chair moved the meeting to Item 1.5 - Approval of Agenda.

1.5 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: N. Hill

Seconded by: L. Hidalgo

CARRIED

The agenda being approved, the Chair moved the meeting to Item 1.3 - Acting Chair's Remarks and Orientation for Members.

1.3 Acting Chair's Remarks and Orientation for Members

J. Max delivered an orientation covering the Legislation Committee's Terms of Reference, how Bills in Ontario become law, the Act Change Protocol and Process, a summary of Act changes that have been enacted, an introduction to the Act Change Log, the Regulation Change Protocol and Process, a summary of recent Regulation changes, an introduction to the Regulatory Conflict Protocol and log, and an overview of the By-Law Change Protocol.

T. Chong joined the meeting at 11:05 a.m. via teleconference.

L. Hidalgo was concerned about the quorum requirement excluding ex-officio members, as the Legislation Committee almost failed to meet quorum at the last meeting. J. Zuccon stated that the Committee needs to make Council aware of the importance of matters, such as maintaining quorum.

L. Hidalgo and L. MacCumber also expressed concern over the lack of information they were given about the Legislation Committee before being asked to become members. J. Zuccon stated that the Legislation Committee may need to consider whether they should ask for certain competencies from Councillors joining the Committee.

N. Hill enquired if it would be possible to implement annotated versions of PEO Regulations

Action: Staff to follow up with the Attorney General's office annotating PEO's Regulations in e-laws.

The orientation being concluded, the Chair moved the meeting to Item 1.6 - Review of Confirmed Minutes of April 13, 2018 Meeting.

1.6 Review of Confirmed Minutes of April 13, 2018 Meeting

PEO staff confirmed that the previous Legislation Committee had approved the Minutes of the April 13, 2018 meeting by e-mail.

1.7 Action Items Update from April 13, 2018 Meeting

J. Max briefly reviewed the action items presented, as follows:

By-Law Change Protocol

Send the draft By-Law Change Protocol to the Regional Councillors Committee, Finance Committee, Audit Committee and Executive Committee for peer review by September 30, 2018, with the intention of incorporating their feedback into the draft protocol for presentation at the November 2018 Council meeting. [Completed]

Staff reported this item to the Legislation Committee as completed.

By-Law No. 1 - "Life Membership" Definition

Prepare a definition of "Life Member" for inclusion in By-Law No. 1 to match the one that existed prior to the Fees-to-By-Law changes, and present it at the next Legislation Committee meeting. [Completed]

Staff reported this item to the Legislation Committee as completed, for discussion at today's meeting.

2018-2020 Strategic Plan - Committee Involvement

2018-2020 Strategic Plan be carried forward to the May 2018 meeting.
[Completed]

Staff reported this item to the Legislation Committee as completed, for discussion at today's meeting.

Legislation Committee Updated Terms of Reference

Investigate why the Volunteer Management Group reduced the Legislation Committee term limit from ten years to five in the draft of the updated Terms of Reference. [Completed]

Staff reported this item to the Legislation Committee as completed. J. Max noted that the Minutes of the February 2017 Legislation Committee meeting indicate that the Committee was satisfied with the standard five year term recommended by the Advisory Committee on Volunteers.

Add Legislation Committee membership on the Licensing Committee to the May 2018 meeting. [Completed]

J. Max reported that this item had been added to the agenda, and was scheduled to be discussed at today's meeting.

2. FOR DECISION

2.1 Monthly Meeting Schedule of Committee Year 2018-2019

J. Max proposed that Legislation Committee meet on the second Friday of every month; however, this interfered with L. Hidalgo and L. MacCumber's work schedules. Staff asked the Committee members to e-mail their availability, and agreed to work out a new schedule. The scheduled meeting on June 8, 2018 was confirmed.

Action: Staff to draft a new meeting schedule based on Committee members' self-reported availability, for presentation at the June 8, 2018 meeting.

2.2 By-Law No. 1 Amendment (Life Member Definition)

J. Max reviewed a decision that the previous Legislation Committee had made, when transferring fees to the By-Law, to open up the definition of "Life

Member” by excluding the old definition that restricted the title to Past-Presidents of the Association. J. Zuccon had reported at the previous meeting that he has had requests from long-term members wondering if the definition of “Life Member” could cover them as well. At its April 13, 2018 meeting, the Legislation Committee had discussed the situation and agreed that, while further research into the proper use of a life member designation was advisable, they would restore the original definition to avoid confusion.

The draft version of the resulting changes to By-Law No. 1 presented to the Committee changed the definition of “Life Member” to match the meaning of the definition that existed prior to the Fees-to-By-Law changes, and the Committee voted to send it to Council for final approval.

Both D. Brown and N. Hill recused themselves from voting on this matter as they felt that their time as President of PEO, which guaranteed that they would each become a “Life Member”, constituted a conflict of interest.

Moved by: L. Hidalgo Seconded by: G. Wowchuk CARRIED

Action: Staff to send the draft By-Law No. 1 changes to Council for final approval.

2.3 2017-2018 Strategic Plan - Legislation Committee Input

This item will be held over until the June 8, 2018 Legislation Committee meeting.

During a preliminary discussion of this item, N. Hill proposed that the Legislation Committee investigate conflicts involving the definition of the practice of professional engineering to support Strategic Objective 5, and requested the staff to gather information and resources from Canadian engineering regulators, as well as other regulators such as doctors and lawyers, on this topic for the next meeting.

Action: Staff to gather material on the definition of practice and conflicts involving the definition of practice from other regulators such as the CPSO and Law Society of Ontario, as well as material on how other Canadian engineering regulators define engineering, to support a discussion of this issue at the next meeting.

2.4 Legislation Committee Representative on Licensing Committee

This item will be held over until the June 8, 2018 Legislation Committee meeting.

3. FOR INFORMATION

3.1 2017-2018 Legislation Committee Self-Evaluation

Due to the lack of time, this item will be held over until the June 8, 2018 Legislation Committee meeting.

3.2 Legislation Committee Draft Work Plan 2018-2019

J. Max presented an overview of the draft Work Plan he had updated. Due to the lack of time, this item will be held over until the June 8, 2018 Legislation Committee meeting.

4. NEXT MEETING AND ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 2:00 p.m.

The next meeting is scheduled for Friday, June 8, 2018, from 10:00 a.m. to 1:00 p.m.