

BY-LAW 19: APPOINTMENT OF NON-COUNCIL MEMBERS TO COMMITTEES OF THE COLLEGE AND CONDITIONS FOR DISQUALIFICATION

Proposed Amendment to By-Law 19 with Tracked Changes	Rationale
<p><b>Appointment</b></p> <p>19.1 This By-law applies with respect to the appointment of members who are not members of the Council to a committee of the College.</p> <p>19.2</p> <ol style="list-style-type: none"> <li>a. Committee appointments automatically expire at the first meeting of Council following the annual election unless otherwise prescribed in subsection 3(d) of By-law 21: Committee Composition; or any provision to the contrary in the Code, the By-laws or the policies of the College.</li> <li>b. Notwithstanding 2(a) the terms of appointment for members of the Jurisprudence and Ethics Examination Committee automatically expire at the first meeting of Council following the annual election three years after the initial appointments.</li> </ol> <p>19.3 A member is eligible for appointment to a committee if, on the date of the appointment:</p> <ol style="list-style-type: none"> <li>a. the member practices psychology and/or applied behaviour analysis in Ontario or resides in Ontario;</li> <li>b. the member is not in default of payment of any prescribed fees;</li> <li>c. the member's certificate of registration has not been revoked or suspended the six years preceding the date of the appointment;</li> <li>d. <a href="#"><u>the member is not and has not been within one year before the date of the appointment, a director, officer, board, committee, or staff of any professional association involved in the advocacy for the professions;</u></a></li> <li>e. <a href="#"><u>the member does not hold, and has not held, within one year before the date of the appointment, a position which would cause the member, if appointed as Committee member, to have a conflict of interest by virtue of having competing fiduciary obligations to both the College and another organization;</u></a></li> <li>f. <a href="#"><u>the member has not been an employee of the College (whether on contract or permanent, on a full-time or part-time basis for at least one year preceding the appointment); and</u></a></li> <li>g. the member's certificate of registration has not been subject to a term, condition or limitation as a result of a disciplinary action in the two years preceding the date of the appointment;</li> </ol>	<p>Prescribes the cooling-off period</p>

BY-LAW 19: APPOINTMENT OF NON-COUNCIL MEMBERS TO COMMITTEES OF THE COLLEGE AND CONDITIONS FOR DISQUALIFICATION

<p><del>h. the member does not, as at the deadline for receipt of expressions of interest in serving on College committees, hold any position of employment with the College.</del></p> <p><b>Disqualification</b></p> <p>19.4. (1) The Council shall disqualify a member appointed to a committee from sitting on the committee if the member:</p> <ul style="list-style-type: none"><li>a. is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee;</li><li>b. is found to be an incapacitated member by a panel of the Fitness to Practice Committee;</li><li>c. fails, without cause, to attend two consecutive meetings of the committee or of a subcommittee of which they are a member;</li><li>d. <a href="#">becomes a director, officer, board, committee or staff of any professional association involved in the advocacy of the professions;</a></li><li>e. fails, without cause, to attend a hearing or review of a panel for which they have been selected; or</li><li>f. neither practices nor resides in Ontario.</li></ul> <p>(2) A member of a College committee may apply for employment with the College so long as they first resign as a committee member.</p> <p>(3) A member who is disqualified under subsection (1) or (2) from sitting on a committee ceases to be a member of the committee and the Executive shall appoint a successor as soon after the disqualification as feasible.</p> <p>(4) The term of office of a person who is appointed as a successor under subsection (3) expires when the term of office of the person being replaced would have expired.</p>	<p>Captured in Section 19.3 (f)</p> <p>To align with the criteria for cooling off period as set out in 19.3(d)</p>
--	--