

Bylaw Amendment Chart for the College of Health and Care Professionals of British Columbia

May 31, 2024

*Note: Amendments are shown in **red font** and ~~strikeout~~ indicates wording proposed for removal.*

AMENDMENTS	COMMENTS
Non-Substantive Amendments	
<p><u>Definitions:</u> Good Standing, HPC Eligible Designated Health Profession, HPC Eligible Registrant.</p> <p><u>Bylaws:</u> 2.47, 2.53, 3.1, 3.4, 4.32, 4.34, 9.2, 10.1, 11.6, 11.16, 11.17, 12.9, 12.24, 12.25</p> <p>2.41-2.94: consequential re-numbering and cross-referencing updates for these Bylaws because of the removal of Bylaw 2.40.</p> <p><u>Schedules:</u> 2, 3, 4, 5, 6, 8, 10, 14, 15, 16, 20, 23</p>	<p>Minor updates and corrections to spelling, punctuation, formatting, including capitalization, cross-referencing, and re-numbering.</p>
1.0 Definitions	
<p>“Complaint” includes any of the following:</p> <p>(a) a complaint under section 32(1) of the Act;</p>	<p>New definition provided for greater clarity.</p>

AMENDMENTS	COMMENTS
<p>(b) an investigation directed by the Inquiry Committee on its own motion under section 33(4) of the Act; and</p> <p>(c) a report that has been treated as a complaint under section 32.2(4)(a), 32.3(3)(a), or 32.4(3) of the Act;</p>	
<p>“Complainant” means a person who submits a complaint under section 32(1) of the Act in writing to the College about a Registrant;</p>	<p>Consequential amendment.</p>
<p>2.0 College Board</p>	
<p>Board Meeting: Openness and Exclusions</p> <p>2.32 The Board may exclude any person who is not a Board Member from any part of a Board Meeting where one or more of the following items will be discussed:</p> <ul style="list-style-type: none"> (a) personnel matters; (b) instructions to, or opinions received from legal counsel or any other matter subject to solicitor-client privilege, or information or discussion concerning a contemplated or ongoing legal proceeding; (c) property acquisitions or dispositions; (d) communication with the Office of the Ombudsperson; (e) information concerning: <ul style="list-style-type: none"> (i) the contents of an Examination; 	<p>Amendment to remove one item (former (iv) related to quality assurance of individual Registrants) that is not reviewed by Board, and add two items for consistency with related bylaw 2.33.</p>

AMENDMENTS	COMMENTS
<ul style="list-style-type: none"> (ii) the scoring or results of an Examination; or (iii) any information related to an Examination that would constitute an unreasonable invasion of an individual's personal privacy; (f) information concerning: <ul style="list-style-type: none"> (i) consideration of whether an academic or technical program will be recognized by the College; (ii) an application for an individual for registration, reinstatement, renewal, or certification; (iii) any matter under Part 3 of the Act; or (iv) an assessment of professional performance of a Registrant under section 26.1 of the Act; or (v) a criminal, civil, or administrative proceeding the disclosure of which in (i)-(vi) above would be an unreasonable invasion of the individual's personal privacy; (g) financial, personal, or other matters of such nature that the interest of any affected person or the public interest in avoiding disclosure outweighs the public interest in open Board Meetings; and (h) information that the College or another public body would be required or authorized to refuse to disclose to 	

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<p>an applicant making a request for records under Part 2 of the <i>Freedom of Information and Protection of Privacy Act</i>;</p> <p>(i) the Board’s self-assessment of its performance; and</p> <p>(j) an internal Board conflict resolution process.</p>	
<p>Board Meetings: Quorum and Decision-Making</p> <p>2.38 Board decisions resolutions are made by majority vote unless otherwise provided in these Bylaws.</p>	<p>Replaced ‘decisions’ with ‘resolutions’ for consistent use of the term ‘resolutions’ across all bylaws.</p>
<p>2.40 In the event of a tie vote, the resolution fails to pass.</p>	<p>Bylaw not required - addressed implicitly in Bylaw 2.38.</p> <p>Please note that with the removal of this bylaw, the remaining bylaw numbering under Part 2.0 will change.</p>
<p>Board Elections: Eligibility</p> <p>2.51 A Registrant is ineligible for Board election if, on the date that nomination forms must be received under Bylaw 2.64, the Registrant:</p> <p>(a) is not in Good Standing;</p> <p>(b) is in default of any Fee owed to the College;</p> <p>(c) is the subject of an ongoing investigation by the Inquiry Committee under section 33 of the Act;</p> <p>(d) is a Respondent in relation to an unresolved Citation;</p>	<p>Paragraph (b) removed as the definition of Good Standing includes not being in default of any Fee.</p>

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<p>(e) directly or indirectly owns a legal or beneficial interest in any voting shares of a Health Professional Corporation named in an unresolved notice of HPC Permit Revocation Hearing;</p> <p>(f) is the subject of an unresolved hearing in British Columbia or another jurisdiction that could result in the individual's entitlement to practise a profession being cancelled, revoked, or suspended, other than for non-payment of fees;</p> <p>(g) is an undischarged bankrupt; or</p> <p>(h) is the subject of a current order or finding by a court in Canada or another jurisdiction to be incapable of managing the person's own affairs.</p>	
<p>Board Elections: Nominations Advisory Group</p> <p>2.60 At least 180 days prior to an Election Trigger Date, Members' term, the Board must establish and Publish selection criteria for Nomination Advisory Group members other than the Registrar.</p>	<p>Edited to remove surplus words.</p>
<p>Ceasing to Hold Office: Elected Board Members</p> <p>2.87 An Elected Board Member ceases to hold office as a Board Member if the individual at any time during their term:</p>	<p>Typo correction for the excepted disqualification criteria and re-numbering.</p>

AMENDMENTS	COMMENTS
<ul style="list-style-type: none"> (a) ceases to be a Registrant in the registration class corresponding to the Board position to which there were elected; (b) meets any of the disqualification criteria in Bylaws 2.50, 2.51, 2.52, or 2.53 except Bylaw 2.51(d) 2.50(b); (c) is deceased; (d) is removed from office under section 17.11(5) of the Act or under Bylaw 2.887; or (e) resigns in accordance with these bylaws. 	
<p>2.88 In addition to the Board’s power under section 17.11(5) of the Act, if the Board is satisfied that an Elected Board Member has contravened the Board Code of Conduct, the Board by Special Resolution may do one or more of the following:</p> <ul style="list-style-type: none"> (f) remove the Elected Board Member from one or more Board Meetings; (g) censure the Elected Board Member; (h) suspend the Elected Board Member from Board duties for a specific period of time; or and (i) remove the Elected Board Member from office. 	<p>Wording clarification.</p>

AMENDMENTS	COMMENTS
3.0 College Administration	
<p>Banking, Borrowing Powers and Investments</p> <p>3.12 The Board may raise funders, borrow, or guarantee or secure payments on behalf of the College in any manner determined by the Board, in order to carry out College purposes.</p>	<p>Addition of “borrow” for clarity.</p>
<p>Auditor</p> <p>3.17 The Registrar must:</p> <ul style="list-style-type: none"> (a) deliver the College’s financial statements to the auditor within at least 60 days of after the end of each fiscal year; and (b) instruct the auditor to conduct an annual audit of the College’s finances. 	<p>Timing clarification.</p>
<p>General Meetings</p> <p>3.26 The Board may establish procedural rules or guidelines in relation to General Meetings.</p>	<p>Bylaw added for express procedural rule authority.</p>
<p>Patient Relations Program</p> <p>3.29 All patient relations standards, policies or criteria of, respectively,</p> <ul style="list-style-type: none"> (a) the CDBC for the Designated Health Profession of Dietetics; 	<p>Addition of a transition bylaw for patient relations programs.</p>

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<p>(b) the COTBC for the Designated Health Profession of Occupational Therapy;</p> <p>(c) the College of Opticians for the Designated Health Profession of Opticianry;</p> <p>(d) the College of Optometrists for the Designated Health Profession of Optometry;</p> <p>(e) the CPTBC for the Designated Health Profession of Physical Therapy;</p> <p>(f) the CPBC for the Designated Health Profession of Psychology; and</p> <p>(g) the CSHBC for the Designated Health Professions of Audiology; Hearing Instrument Dispensing and Speech-Language Pathology,</p> <p>that were in effect immediately before the Amalgamation Date:</p> <ul style="list-style-type: none"> i. remain in effect for that Designated Health Profession on and after the Amalgamation Date, unless and until they are amended or repealed, or others are established in their place; and ii. for greater certainty, are deemed to have been established by the Board as patient relations standards, policies or criteria of the College. 	

AMENDMENTS	COMMENTS
4.0 Committees & Panels	
<p>Committee Composition</p> <p>4.5 Each of the following Committees consists of at least 14 21 members:</p> <ul style="list-style-type: none"> (a) Registration Committee; (b) Inquiry Committee; (c) Discipline Committee; (d) Quality Assurance Committee; and (e) Professional Practice and Standards Advisory Committee. 	<p>Correction made to the minimum number of Committee members that can serve on each committee.</p>
<p>4.7 Registrants in the following classes who are in Good Standing are eligible to serve on be appointed to a Committee:</p> <ul style="list-style-type: none"> (a) Dietetics: Full; (b) Dietetics: Non-Practicing; (c) Occupational Therapy: Full; (d) Opticianry: Registered Optician; (e) Opticianry: Registered Contact Lens Fitter; (f) Opticianry: Non-Practising; (g) Optometry: Therapeutic Qualified; (h) Optometry: Non-Therapeutic Qualified; 	<p>Clarification.</p>

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<ul style="list-style-type: none"> (i) Optometry: Limited; (j) Optometry: Academic; (k) Optometry: Non-Practising; (l) Physical Therapy: Full; (m) Psychology: Registered Psychologist; (n) Psychology: School Psychologist; (o) Audiology: Full; (p) Hearing Instrument Dispensing: Full; and (q) Speech-Language Pathology: Full. 	
<p>Committee and Panel Meetings: Procedure</p> <p>4.40 A Committee or Panel may make a decision by unanimous email vote:</p> <ul style="list-style-type: none"> (a) in the case of a Committee, by majority vote if quorum requirements are met; and (b) in the case of a Panel, by unanimous vote. 	<p>Clarifying amendment in relation to Committee and Panel email voting.</p>
<p>7.0 Titles</p>	
<p>7.5 Registrants in the Designated Health Profession of Physical Therapy may use the title or titles corresponding to their Registrant class below:</p>	<p>Deletion of unused/anachronistic title.</p>

AMENDMENTS	COMMENTS
<p>(a) Physical Therapy: Full and Temporary Registrants may use any of the following titles:</p> <ul style="list-style-type: none"> (i) “physical therapist”; and (ii) “physiotherapist”; and or (iii) “remedial gymnast”; or (iv) an abbreviation of one of those terms, alone or in conjunction with the term “registered”; and <p>(b) Physical Therapy: Student Registrants may use “student physical therapist” or “student physiotherapist”.</p>	
<p>11.0 Inspections, Investigations, and Discipline</p>	
<p>11.3 Where there is more than one of any of the following Complaint which concerns the same Registrant, the Registrar or the Inquiry Committee, as applicable, may consider them together for any purpose under the Act.</p> <ul style="list-style-type: none"> (a) a complaint under section 32(1) of the Act; (b) an investigation directed by the Inquiry Committee on its own motion under section 33(4) of the Act; and/or (c) a report received under section 32.2, 32.3, or 32.4 of the Act. 	<p>Bylaw amended to reflect new definition of Complaint.</p>
<p>11.4 Where a single Complaint is made about concerns more than one Registrant, the Registrar or the Inquiry Committee, as</p>	<p>Bylaw amended to reflect new definition of Complaint.</p>

AMENDMENTS	COMMENTS
<p>applicable, may consider it as more than one separate Ceomplaint each relating to a different Registrant.</p>	
<p>11.5 Where a single Ceomplaint is made about concerns a Registrant with respect to more than one Designated Health Profession, the Registrar or the Inquiry Committee, as applicable, may consider it as more than one separate Ceomplaint each relating to the practice of one Designated Health Profession.</p>	<p>Bylaw amended to reflect new definition of Complaint.</p>
<p>Additional Powers of Investigation</p> <p>11.8 The Registrar, an Inspector, or the Inquiry Committee may do any of the following in assessing or investigating a Ceomplaint:</p> <ul style="list-style-type: none"> (a) require a Registrant to produce, for inspection, Examination or copying: <ul style="list-style-type: none"> (i) any equipment or materials used by the Registrant in connection with the practice of a Designated Health Profession; and/or (ii) any records within the Registrant’s possession or control that relate to the Registrant’s practice of a Designated Health Profession or any other matter being investigated, including, without limitation, financial and communication records; (b) require a Registrant to: 	<p>Complaint is now capitalized as it is a defined term, and subparagraph 11.8(b)(iii) has been removed to address concerns about compellability of non-Registrants.</p>

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<ul style="list-style-type: none"> (i) attend for an interview by the Registrar, an Inspector, or the Inquiry Committee at a time and place set by the Registrar, Inspector, or the Inquiry Committee; and (ii) answer questions in writing or otherwise provide information relating to any matter being assessed or investigated; and (iii) cause an employee or agent of the Registrant to answer questions and provide information relating to any matter being assessed or investigated; and (c) require a Registrant to provide the identity and contact information of the Registrant’s employees, employers, contractors, or supervisors, if any. 	
<p>Pre-Hearing Conference</p> <p>11.21 At any time before the commencement of a hearing in respect of a Citation, on its own motion or on the request of the Respondent or the Registrar College, the Discipline Committee may direct the parties to attend a pre-hearing conference.</p>	<p>Clarification.</p>
<p>Schedule 2: Dietetics: Registration, Examinations, and Professional Liability Insurance</p>	
<p>Addition of Table 1: Recognized Dietetic Education Programs.</p> <p>See page 96</p>	<p>This table added to reflect program changes.</p>

AMENDMENTS	COMMENTS
Schedule 7: Psychology: Registration, Examinations, and Professional Liability Insurance	
<p>“Code of Conduct” means the code of conduct established for Designated Health Profession of Psychology;</p>	<p>New definition added to Schedule for clarity.</p>
<p>3.0 Psychology: Registered Psychologist</p> <p>3.1 The conditions and requirements for registration in the Registrant class of Psychology: Registered Psychologist are:</p> <p>...</p> <p>3.1.6 successful completion of the WJE and any other oral, computerized, or written Examinations concerning jurisprudence, including but not limited to the Act, the Regulation, the Bylaws, including this Schedule and Schedules 16 and 23, the Code of Conduct, this Schedule, and other applicable laws, as may be required by the Registration Committee for Applicants under this paragraph;</p>	<p>Clarifying amendment.</p>
<p>3.2 Despite paragraph 3.1, an Applicant may be granted registration in the Registrant class of Psychology: Registered Psychologist if the Applicant:</p> <p>...</p>	<p>Clarifying amendment.</p>

AMENDMENTS	COMMENTS
<p>3.2.2 successfully completes the WJE and any other oral, computerized, or written Examinations concerning jurisprudence, including but not limited to the Act, the Regulation, the Bylaws, including this Schedule and Schedules 16 and 23, the Code of Conduct, this Schedule, and other applicable laws, as may be required by the Registration Committee for Applicants under this paragraph; and</p>	
<p>3.3 Despite paragraph 3.1, an Applicant may be granted registration in the Registrant class of Psychology: Registered Psychologist if the Applicant:</p> <p>...</p> <p>3.3.3 successfully completes the WJE and any other oral, computerized, or written Examinations concerning jurisprudence, including but not limited to the Act, the Regulation, the Bylaws, including this Schedule and Schedules 16 and 23, the Code of Conduct, this Schedule, and other applicable laws, as may be required by the Registration Committee for Applicants under this paragraph; and</p>	<p>Clarifying amendment.</p>

AMENDMENTS	COMMENTS
<p>5.0 Psychology: School Psychologist</p> <p>5.1 The conditions and requirements for registration in the Registrant class of Psychology: School Psychologist are:</p> <p>...</p> <p>5.1.6 successful completion of the WJE and any other oral, computerized, or written Examinations concerning jurisprudence, including but not limited to the Act, the Regulation, the Bylaws, including this Schedule and Schedules 16 and 23, the Code of Conduct, this Schedule, and other applicable laws, as may be required by the Registration Committee for Applicants under this paragraph; and</p>	<p>Clarifying amendment.</p>
<p>5.2.2 successfully completes the WJE and any other oral, computerized, or written Examinations concerning jurisprudence, including but not limited to the Act, the Regulation, the Bylaws, including this Schedule and Schedules 16 and 23, the Code of Conduct, this Schedule, and other applicable laws, as may be required by the Registration Committee for Applicants under this paragraph; and</p>	<p>Clarifying amendment.</p>

AMENDMENTS	COMMENTS
<p>5.3.3 successfully completes the WJE and any other oral, computerized, or written Examinations concerning jurisprudence, including but not limited to the Act, the Regulation, the Bylaws, including this Schedule and Schedule 16 and 23, the Code of Conduct, this Schedule, and other applicable laws, as may be required by the Registration Committee for Applicants under this paragraph;</p>	<p>Clarifying amendment.</p>
<p>Table 1: Criteria for Evaluating Degrees, Programs of Study (including Practica), and Internships</p> <p>Under heading F, Pre-Doctoral Internship Criteria, paragraph 19</p> <p>Dual relationships: Relationships between supervisors and interns are in compliance with prevailing ethical standards with regard to dual relationships (as reflected in the college's Code of Conduct) ...</p>	<p>Clarifying amendment.</p>
<p>Table 3: Core Competencies</p> <p>Addition of core competency #6 – Integrated Primary Care (Optional)</p> <p>See pages 189-190</p>	<p>Addition of a requested core competency.</p>

AMENDMENTS	COMMENTS
<p>Schedule 10: Certified Practice: Opticianry, Audiology, Hearing Instrument Dispensing and Speech-Language Pathology</p>	
<p><u>Part 1: Opticianry</u></p> <p>1.0 Certification of Practising Opticians for Independent Automated Refraction</p> <p>...</p> <p>1.6 For the purposes of the written notice to client requirements in section 1 of the Schedule to the <i>Opticians Regulation</i>, the Registrar must prescribe and Publish a form.</p>	<p>Addition of new Bylaw that addresses a requirement in the <i>Opticians Regulation</i>.</p>
<p>Schedule 17: Audiology, Hearing Instrument Dispensing, and Speech-Language Pathology: Professional Responsibilities</p>	
<p>2.0 Standards of Practice and Standards of Professional Ethics</p> <p><i>Practice Limits and Conditions on Temporary Registrants</i></p> <p>2.7 A Temporary Registrant must not practise an Audiology, Hearing Instrument Dispensing, and/or Speech-Language Pathology profession except as permitted under paragraphs 2.8 6.5 or 6.6, as applicable.</p>	<p>Correction.</p>
<p>2.8 A Temporary Registrant registered under subparagraphs 5.1.1.1 and 5.1.1.2 of Schedule 8 may demonstrate for an education or training purpose the performance of a restricted activity permitted under section 5 of the Regulation to the Audiology, Hearing Instrument Dispensing, and/or Speech-Language Pathology</p>	<p>Clarifying amendment requested in relation to registrant class.</p>

AMENDMENTS	COMMENTS
<p>profession in which the Registrant is registered may engage in aspects of the practice of Audiology, Hearing Instrument Dispensing, and/or Speech-Language Pathology only for the purposes and extent the Registration Committee, specifies, and subject to any limits or conditions it determines.</p>	
<p>2.9 A Temporary Registrant registered under subparagraph 5.1.1.3 of Schedule 8 may demonstrate for an education or training purpose the performance of a restricted activity for which the Registrant possesses academic qualifications acceptable to the Registration Committee.</p> <p>The Registration Committee may consider, for the purposes of making decisions in relation to paragraph 2.8, the individual's competence to perform or demonstrate restricted activities under section 5 of the Regulation.</p>	<p>Clarifying amendment requested in relation to registrant class.</p>
<p><i>Practice Limits and Conditions on Non-Practising Registrants</i></p> <p>2.10 A Non Practising Registrant must not provide, delegate, or supervise the services of an Audiology, Hearing Instrument Dispensing, and/or Speech Language Pathology profession in which the Non Practising Registrant is registered.</p>	<p>Clarifying deletion requested in relation to registrant class.</p>

AMENDMENTS	COMMENTS
Schedule 19: Occupational Therapy: Quality Assurance	
<p>2.0 Requirements for Registrants</p> <p>2.2 The requirements of the Quality Assurance Program include:</p> <p style="padding-left: 20px;">2.2.1 completion of an annual continuing competence review as outlined in Table 1 to this Schedule; and</p> <p style="padding-left: 20px;">2.2.2 satisfactory completion of the continuing competence Examination.</p> <p>2.2 Registrants required to meet the Quality Assurance Program must complete an annual continuing competence review as outlined in Table 1 to this Schedule.</p>	<p>Clarifying amendment requested in relation to QA Program.</p>
<p>2.3 Registrants who do not satisfactorily complete the continuing competence examination are required to undertake competence improvement, by completion of a practice enhancement plan approved by the Quality Assurance Committee.</p> <p>2.4 Registrants who do not complete a practice enhancement plan are required to participate in an assessment of professional performance in accordance with heading 5.0 of this Schedule.</p> <p>2.3 Registrants who do not satisfactorily complete the continuing review:</p> <p style="padding-left: 20px;">2.3.1 must participate in an assessment of professional performance in accordance with heading 3.0 of this Schedule; and</p>	<p>Clarifying amendment requested in relation to QA Program.</p>

AMENDMENTS	COMMENTS
<p>2.3.2 are not eligible to renew their annual registration.</p>	
<p>3.0 — Annual Continuing Competence Review</p> <p>3.1 — Registrants in the Registrant classes of Occupational Therapy: Full and Occupational Therapy: Provisional are exempt from the requirement to complete the annual continuing competence review in the year in which they complete the continuing competence examination.</p>	
<p>4.0 — Continuing Competence Examination</p> <p>4.1 — Subject to the discretion of the Quality Assurance Committee, Registrants in the Registrant classes of Occupational Therapy: Full and Occupational Therapy: Provisional must complete the continuing competence examination once in a six (6) year cycle.</p>	<p>Clarifying deletion requested in relation to QA Program.</p>
<p>Addition of Table 1: Annual Continuing Competence Review</p> <p>See page 300</p>	<p>Clarifying amendment requested (Table) in relation to QA Program.</p>

AMENDMENTS	COMMENTS
Schedule 22: Physical Therapy: Quality Assurance	
<p>4.0 Requirements of the Annual Self-Report</p> <p>...</p> <p>4.2 Despite paragraph 4.1, Registrants in the Registrant class of Physical Therapy: Full are exempt from the requirement to complete the Annual Self-Report in the year that they are required to complete the Registrant Competence Assessment.</p>	<p>Clarifying amendment requested in relation to QA Program.</p>