

**Draft Proposed Amendments to  
By-law 6: Election of Council Members  
Approved by Council for Distribution and Feedback: June 19, 2019**

<b>By-law</b>	<b>Current By-law</b>	<b>Proposed New By-law</b>	<b>Rationale for Proposed Change</b>
By-law 6.9	<p>A member is eligible for election to Council in an electoral district, if on the closing date of nominations and anytime up to and including the date of the election:</p> <p>(a) the member has his/her primary practice of chiropractic located in the electoral district in which he/she is nominated or, if the member is not engaged in the practice of chiropractic, has his/her primary residence located in the electoral district in which he/she is nominated;</p> <p>(b) the member is not in default of payments of any fees prescribed by by-law or any fine or order for costs to CCO imposed by a CCO committee or court of law;</p> <p>(c) the member is not in default in completing and returning any form required by CCO;</p>	<p>A member is eligible for election to Council in an electoral district, if on the closing date of nominations and anytime up to and including the date of the election:</p> <p>(a) the member has his/her primary practice of chiropractic located in the electoral district in which he/she is nominated or, if the member is not engaged in the practice of chiropractic, has his/her primary residence located in the electoral district in which he/she is nominated;</p> <p>(b) the member is not in default of payments of any fees prescribed by by-law or any fine or order for costs to CCO imposed by a CCO committee or court of law;</p> <p>(c) the member is not in default in completing and returning any form required by CCO;</p>	

By-law	Current By-law	Proposed New By-law	Rationale for Proposed Change
	<p>(d) the member is not the subject of any disciplinary or incapacity proceeding;</p> <p>(e) a finding of professional misconduct, incompetence or incapacity has not been made against the member in the preceding three years;</p> <p>(f) the member is not, and has not been in the 12 months before the date of the election, an employee, officer or director of any professional chiropractic association such that a real or apparent conflict of interest may arise, including but not limited to being an employee, officer or director of the OCA, CCA, CCPA, AFC, CCEB, CSCE or the CCEC of the FCC;</p> <p>(g) the member is not an officer, director, or administrator of any chiropractic educational institution, including but not limited to, CMCC and UQTR, such that a real or apparent conflict of interest may arise;</p>	<p>(d) the member is not the subject of any disciplinary or incapacity proceeding;</p> <p>(e) a finding of professional misconduct, incompetence or incapacity has not been made against the member in the preceding three years;</p> <p>(f) <u>the member is not, and has not been in the 12 months before the date of the election, an employee, officer or director of any professional chiropractic organization</u> such that a real or apparent conflict of interest may arise, including but not limited to being an <u>employee</u>, officer or director of the <u>CMCC, UQTR, OCA, CCA, CCPA, AFC, CCEB, CSCE or the CCEC of the FCC</u><sup>1</sup>;</p> <p><del>(g) the member is not an officer, director, or administrator of any chiropractic educational institution, including but not limited to, CMCC and UQTR, such that a real or apparent conflict of interest may arise;</del></p>	<p>Avoids real or perceived conflicts of interest and creates consistency with other chiropractic organizations by having a one year cooling off period after serving as an employee, officer or director of any professional chiropractic organization.</p> <p>Redundant with change to By-law 6.9(f).</p>

<sup>1</sup> Amendments would come into effect consistent with the timing of elections for each district scheduled in accordance with By-law 6.6.

By-law	Current By-law	Proposed New By-law	Rationale for Proposed Change
	<p>(h) the member has not been disqualified from the Council or a committee of the Council in the previous three years;</p> <p>(i) the member is not a member of the Council or of a committee of the College of any other health profession; and</p> <p>(j) the member has not been a member of the staff of CCO at any time within the preceding three years.</p>	<p>(g) the member has not been disqualified from the Council or a committee of the Council in the previous three years;</p> <p>(h) the member is not a member of the Council or of a committee of the College of any other health profession; and</p> <p>(i) the member has not been a member of the staff of CCO at any time within the preceding three years.</p>	
By-law 6.29	<p>The Council shall disqualify an elected member from sitting on Council if the elected member:</p> <p>(a) is subject of any disciplinary or incapacity proceeding;</p> <p>(b) is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee;</p> <p>(c) is found to be an incapacitated member by a panel of the Fitness to Practice Committee;</p>	<p>The Council shall disqualify an elected member from sitting on Council if the elected member:</p> <p>(a) is subject of any disciplinary or incapacity proceeding;</p> <p>(b) is found to have committed an act of professional misconduct or is found to be incompetent by a panel of the Discipline Committee;</p> <p>(c) is found to be an incapacitated member by a panel of the Fitness to Practice Committee;</p>	

By-law	Current By-law	Proposed New By-law	Rationale for Proposed Change
	<p>(d) fails to attend two consecutive meetings of the Council or of a committee or of a subcommittee in which he/she is a member, without reasonable cause in the opinion of Council;</p> <p>(e) fails to attend a hearing or review of a panel for which he/she has been selected, without reasonable cause in the opinion of Council;</p> <p>(f) ceases to either have a primary practice of chiropractic or primary residence in the electoral district in which the member was elected;</p> <p>(g) becomes an employee, officer or director of any professional chiropractic association such that a real or apparent conflict of interest may arise, including but not limited to being an employee, officer or director of the OCA, CCA, CCPA, AFC, CCEB, CSCE or the Accreditation Standards and Policies Committee or the CCEC of The FCC;</p>	<p>(d) fails to attend two consecutive meetings of the Council or of a committee or of a subcommittee in which he/she is a member, without reasonable cause in the opinion of Council;</p> <p>(e) fails to attend a hearing or review of a panel for which he/she has been selected, without reasonable cause in the opinion of Council;</p> <p>(f) ceases to either have a primary practice of chiropractic or primary residence in the electoral district in which the member was elected;</p> <p>(g) <u>becomes an employee, officer or director of any professional chiropractic organization</u> <del>association</del> such that a real or apparent conflict of interest may arise, including but not limited to being an <u>employee</u>, officer or director of the <u>CMCC</u>, <u>UQTR</u>, OCA, CCA, CCPA, AFC, CCEB, CSCE or the Accreditation Standards and Policies Committee or the CCEC of The FCC<sup>2</sup>;</p>	<p>Avoids real or perceived conflicts of interest and creates consistency with other chiropractic organizations.</p>

<sup>2</sup> Amendments would come into effect consistent with the timing of elections for each district scheduled in accordance with By-law 6.6.

By-law	Current By-law	Proposed New By-law	Rationale for Proposed Change
	<p>(i) becomes an officer, director or administrator of any chiropractic educational institution, including but not limited to CMCC and UQTR;</p> <p>(j) becomes a member of the Council or a committee of the College of any other health profession;</p> <p>(k) breaches the conflict of interest provision(s) for members of Council and committees, in the opinion of the Council after giving notice to the member of the concern and giving the member an opportunity to respond to the concern;</p> <p>(k) fails to discharge properly or honestly any office to which he/she has been elected or appointed, in the opinion of the Council, after being given notice of the concern and an opportunity to respond;</p> <p>(l) becomes in default of payment of any fees prescribed by by-law or any fine or order for costs imposed by a CCO committee or court of law; or</p> <p>(m) becomes in default of completing and returning any form required by CCO;</p>	<p><del>(h) becomes an officer, director or administrator of any chiropractic educational institution, including but not limited to CMCC and UQTR;</del></p> <p>(h) becomes a member of the Council or a committee of the College of any other health profession;</p> <p>(i) breaches the conflict of interest provision(s) for members of Council and committees, in the opinion of the Council after giving notice to the member of the concern and giving the member an opportunity to respond to the concern;</p> <p>(i) fails to discharge properly or honestly any office to which he/she has been elected or appointed, in the opinion of the Council, after being given notice of the concern and an opportunity to respond;</p> <p>(k) becomes in default of payment of any fees prescribed by by-law or any fine or order for costs imposed by a CCO committee or court of law; or</p> <p>(l) becomes in default of completing and returning any form required by CCO;</p>	<p>Redundant with changes to By-law 6.9(g).</p>

By-law	Current By-law	Proposed New By-law	Rationale for Proposed Change
<b><u>New By-law</u></b> <b><u>6.36</u></b>		<u>CCO Council will select one academic appointment to sit ex officio on CCO Council and committees from a list of up to 3 nominees provided by CMCC.</u>	Allows for valuable involvement from an academic appointment elected from recommendations from CMCC.

DRAFT