
RULES

PARAMEDIC ASSOCIATION OF NEW BRUNSWICK

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DEFINITIONS

Unless the context otherwise requires, any words used in these rules which are defined in the Act or the by-laws shall have the meaning set out in the Act or by-laws as the case may be.

“Offence” or “charge” or “conviction” respectively mean an offence or charge or conviction under the *Criminal Code of Canada* or under any other federal statute of Canada, including but not limited to the *Controlled Drugs and Substances Act*, or an offence, charge or conviction in respect of similar statutes in any jurisdiction outside of Canada.

PART 1 - GENERAL REGISTRATION REQUIREMENTS

1 - Initial Registration and Renewal of Registration - Proof of Good Character

- 1.01 All applicants for initial registration or initial temporary registration, and all renewal applicants who have responded yes to the question(s) on the renewal application respecting offences, charges and convictions, must satisfy the Registrar of his/her good character. The applicant must provide evidence of good character which includes but may not be limited to:
- (a) a completed “Applicant Information on Charges and Offences” form, including a current Criminal Record Check with vulnerable sector screening as specified in the form, if:
 - (i) the answer(s) respecting offences, charges or convictions on the application is yes, or
 - (ii) the Criminal Record Check submitted by an applicant for initial registration discloses charges or convictions;
 - (b) satisfactory references from present or previous employers, or in the case of a student, verification of successful completion of an approved paramedic program by the program director or that person’s designate;
 - (c) no record of outstanding charges or convictions relevant to the practice of paramedicine and membership in the Association;
 - (d) no record of outstanding investigations or other disciplinary proceedings; and
 - (e) no history of dishonest behaviour or misrepresentation on an application for membership.
- 1.02 An applicant with one or more outstanding charges or convictions for an offence is assessed according to the following criteria to determine eligibility for membership and shall provide such information as the Registrar requires:

- (a) the nature of the behaviour for which the charge or conviction was made, and, if repeated the threat to patient safety and to the employer's ability to operate safely and efficiently;
 - (b) the circumstances of the charge or conviction and the particulars of the offence(s) involved; and
 - (c) in the case of a conviction, efforts made at rehabilitation, likelihood of recurrences, and accomplishments of the individual since the conviction.
- 1.03 Subject to 1.04 below, applicants who are serving or subject to a sentence, which includes parole, suspended sentence, house arrest, conditional and absolute discharge, probation or other incomplete disposition by a court for an offence are not eligible for membership.
- 1.04 Notwithstanding 1.03 the Registrar may approve applicants for registration or temporary registration or renewal with outstanding charges or convictions:
- (a) if all of the following criteria are met:
 - (i) satisfactory references;
 - (ii) in the case of a conviction documentation supporting that the applicant has been of good character since the conviction;
 - (iii) there are no special circumstances that lead the Registrar to reasonably believe the applicant is not of good character; and
 - (iv) the conviction or charge is for impaired driving, theft under \$1000, or is marijuana-related (exclusive of trafficking).
 - (b) in the case of a conviction for an offence other than the offences mentioned in 1.04(iv) above,
 - (i) there are no outstanding conditions such as completion of sentence, probationary period, suspension, etc. that lead the Registrar to reasonably believe the applicant should not be practising paramedicine until the completion of such sentence, probationary period, suspension, etc., and;
 - (ii) there are no circumstances that lead the Registrar to reasonably believe that the registration of the applicant would constitute a danger to the public or would adversely affect the good name of the Association or the paramedic profession.

2 – Late Registration Fee and Unauthorized Practice Fees

- 2.01 All applicants for renewal of registration who fail to register by the date required in any year shall not be eligible for registration until the applicant has complied with all other requirements for registration and has paid the following fees in amounts determined by the Board by resolution from time to time:
- (a) a late registration fee; and
 - (b) if the applicant has practised in New Brunswick while unregistered:
 - (i) registration fees for the period during which the applicant practised without being registered; and
 - (ii) unauthorized practice fees in amounts determined by the Board by resolution from time to time.
- 2.02 If an applicant has failed to renew registration when required and has practised while unauthorized two or more times, the Registrar shall forward a complaint against the member to the Complaints Committee for unauthorized practice and failure to comply with the Act and the by-laws.

[June 22, 2016]

3 – Applicants from Other Jurisdictions

- 3.01 Effective June 1, 2017 all new applicants for registration who are or were registered in a jurisdiction other than New Brunswick or who have obtained their paramedic training in another jurisdiction and whose practice registration or training in such other jurisdiction did not include the full scope of practice, functions and tasks set out in the most recent National Competency Profile for Primary Care Paramedics referred to in By-law 14.02(b)(vi) shall:
- (a) be restricted and limited from practising the elements of the scope of practice, functions and tasks of a Primary Care Paramedic for which the applicant has not been previously registered or trained (the “restrictions”);
 - (b) be issued a licence containing the relevant restrictions on his or her right to practise; and
 - (c) provide evidence satisfactory to the Registrar of the completion of the training necessary to have the restrictions removed within 12 months of the date of initial registration.
- 3.02 The registration of a member who fails to complete the necessary training within 12 months of initial registration to have the restrictions removed as provided in

3.01, shall be suspended automatically until he or she provides evidence satisfactory to the Registrar of the completion of the training necessary to have the restrictions removed.

[June 8, 2017]

PART 2 - COMPLAINTS

4 – Procedures for Registrar to Review Potential Complaints

- 4.01 The Registrar shall, upon receiving a potential complaint, review the documents and information received to determine whether the potential complaint meets the definition of a complaint under section 23(1) of the Act, and whether in substance it alleges that the member is guilty of conduct listed in paragraph 24(1)(a) or in substance it alleges that a member is suffering from an ailment or condition as described in 24(1)(b).
- 4.02 The Registrar shall, upon receiving a potential complaint, make such enquiries and obtain such information as the Registrar deems necessary in order to determine if the potential complaint in substance warrants further consideration in respect of the member and, in making such decision, shall consider:
- (a) if the potential complaint is frivolous or vexatious; and
 - (b) if there is insufficient evidence of actions or conduct of the member who is the subject of the potential complaint to be considered.
- 4.03 If the Registrar determines, after considering the requirements of this Rule, and after consulting with the Chairperson of the Complaints Committee, that the potential complaint does not warrant further consideration, the Registrar may dismiss the potential complaint and so advise the member and the complainant of the Registrar's decision.

[May 1, 2016]

**LIST OF REVISIONS
TO THE RULES OF THE
PARAMEDIC ASSOCIATION OF NEW BRUNSWICK**

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September 5, 2014	Definitions Part 1 – Rule 1 (Doc # 272788.4)
Revised July 26, 2016	Part 1 – Rule 2 Part 2 – Rule 3 (Doc # 272788.6)
Revised June 16, 2017	Part 1 – Rule 3 (Doc # 272788.7)