

California Paraprofessional Program Working Group
Regulation Subcommittee

Draft PROHIBITED ACTS language

- (1) In the course of dealing with clients or prospective clients, a [Paraprofessional] shall not:
- (a) Make and false or misleading communication about the [Paraprofessional] or the [Paraprofessional]'s services;
 - (b) Make any statement that the [Paraprofessional] can or will obtain special favors from or has special influence with any court or governmental agency, or that would lead a reasonable person to form an unjustified expectation that positive results will be obtained based on comparisons with achievements on behalf of other clients without reference to the specific factual and legal circumstances of each client's case;
 - (c) Retain any fees or costs for services not performed;
 - (d) Refuse to return documents supplied by, prepared by, or paid for by the client, upon the request of the client. These documents must be returned upon request even if there is a fee dispute between the [Paraprofessional] and the client;
 - (e) Represent or advertise, in connection with the provision of services, other legal titles or credentials that could cause a client to believe that the [Paraprofessional] possesses professional legal skills beyond those authorized by the license held by the [Paraprofessional];
 - (f) Represent a client in court proceedings unless specifically authorized by the scope of practice regulations for the approved practice area in which the [Paraprofessional] is licensed;
 - (g) Provide services to a client in connection with a legal matter in another state, unless permitted by the laws of that state to perform such services for the client;
 - (h) Represent or otherwise provide legal or law related services to a client, except as permitted by law and the rules and regulations authorizing limited scope services by [Paraprofessionals];
 - (i) Conduct or defend a deposition;
 - (j) Initiate or respond to an appeal to an appellate court; and
 - (k) Otherwise violate the [Paraprofessional] Rules of Professional Conduct.