

**STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS**

**DEPARTMENT OF HEALTH
CENTER FOR PROFESSIONAL
BOARDS AND COMMISSIONS
NURSING ASSISTANT
ADVISORY BOARD**

**In the Matter of:
SILVA, JASON ROBERT
LICENSE NUMBER NA33440
Complaint Number C15-595**

SUMMARY SUSPENSION OF NURSING ASSISTANT LICENSE

Jason Robert Silva (hereinafter "Respondent") is licensed as a nursing assistant pursuant to R.I. Gen. Laws chapter 23-17.9 and holds license number NA33440. This complaint came before the Department of Health, Board of Nursing Assistants (hereinafter "Department") upon allegations that Respondent engaged in conduct that constituted grounds for disciplinary action against his nursing assistant license pursuant to Rhode Island General Laws § 23-17.9-8(1) and the *Rules and Regulations Pertaining to Rhode Island Certificates of Registration for Nursing Assistants, Medication Aides, and the Approval of Nursing Assistant and Medication Aide Training Programs* Rule 6.1(a). After careful consideration and further investigation by the Department, the following constitutes the Findings of Fact with respect to the actions of the Respondent relative to this complaint:

SILVA, JASON ROBERT
SUMMARY SUSPENSION OF
NURSING ASSISTANT LICENSE
Page 2 of 4

1. Respondent was arrested on charges of downloading child pornography after an investigation by the Rhode Island Internet Crimes Against Children Task Force learned that a computer used by Respondent was on a peer-to-peer file-sharing files of suspected child pornography. An investigator viewed one of the several files and determined that its content was consistent with the Rhode Island statutory definition of child pornography. The investigator traced the IP address of the computer to Respondent's home, and then executed a search warrant. Respondent waived his Miranda rights and admitted to downloading child pornography via the internet. His computer contained child pornography files. He was arrested and released on bail, with a condition that he not have contact with children and not use the internet.
2. The above facts, if proven at hearing, constitute violations of Rhode Island General Laws § 23-17.9-8(1) and the *Rules and Regulations Pertaining to Rhode Island Certificates of Registration for Nursing Assistants, Medication Aides, and the Approval of Nursing Assistant and Medication Aide Training Programs* Rule 6.1(a).
3. Pursuant to R.I. Gen. Laws §§ 42-35-14(c) and 23-17.9-7 and -8(1) and the *Rules and Regulations Pertaining to Rhode Island Certificates of Registration for Nursing Assistants, Medication Aides, and the Approval*

SILVA, JASON ROBERT
SUMMARY SUSPENSION OF
NURSING ASSISTANT LICENSE
Page 3 of 4

of Nursing Assistant and Medication Aide Training Programs Rule 6.1(a), pertaining to unprofessional conduct, the Director of Health has determined that the continuation of the Respondent's license as a nursing assistant constitutes an imminent threat to the public health, welfare and safety, and imperatively requires emergency action.

Based upon the foregoing, it is hereby ordered:

1. The nursing assistant license of Respondent is hereby suspended forthwith. Said suspension shall continue indefinitely pending further Order of the Department of Health, and shall continue pending an administrative hearing on the above-referenced complaint.
2. Respondent is entitled to have a hearing within ten days of service of this order pursuant to R.I. Gen. Laws § 42-35-14(c) by contacting the Department of Health Center for Professional Boards and Commissions.

Signed this 31st day of August, 2015.

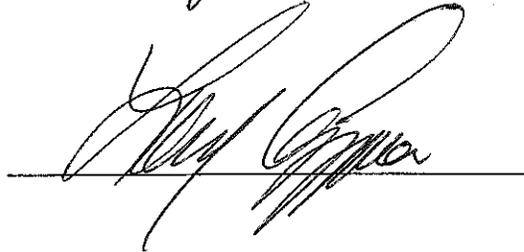


Nicole Alexander-Scott, M.D., MPH
Director
Rhode Island Department of Health

SILVA, JASON ROBERT
SUMMARY SUSPENSION OF
NURSING ASSISTANT LICENSE
Page 4 of 4

CERTIFICATION

I hereby certify that I have delivered via hand delivered the within Summary Suspension to Jason Robert Silva at the home address listed for him on his license renewal application on this 1 day of Sept, 2015.



Louis J. Capizano
Constable State of R.I.
License #6040

