

**STATE OF RHODE ISLAND
AND PROVIDENCE PLANTATIONS**

CORRECTED COPY

**DEPARTMENT OF HEALTH
HEALTH SERVICES REGULATION**

vs.

MARIE WAGNAC, NA (CO1-1198)

ORDER

This matter is before the Rhode Island Department of Health and the Advisory Board for Nursing Assistants (hereinafter "Board") upon request submitted by Marie Wagnac (hereinafter "Respondent"), that her nursing assistant license, having been revoked, be reinstated. That on 18 December 1998 pursuant to a Board Order Respondent's license to practice as a nursing assistant was revoked for a period of not less than five (5) years for unprofessional conduct; in that, on or about 12 February 1998 Respondent pled nolo contendere to the offenses of one (1) count of Fraudulent Claim for Service for which Respondent received a three (3) year suspended sentence, a three (3) year probation sentence, and six-hundred dollars (\$660.00) in fines; and Obtaining Money Under False Pretenses for which Respondent received a one (1) year suspended sentence, one (1) year probation and three-hundred dollars (\$300.00) in restitution.

After consideration by the Board, it was agreed by an between the parties:

1. Respondent is a licensed nursing assistant and able to conduct business under and by virtue of the laws of the State of Rhode Island.

2. That the Respondent's license to practice as a nursing assistant is reinstated and that Respondent shall serve at least a three (3) year period of probation subject to the terms and conditions set forth in this order.
3. That said probationary period shall commence upon employment of Respondent as a nursing assistant and will abate for the duration of any period in which Respondent ceases to be employed as a nursing assistant.
4. That Respondent will notify the Department of any lapse in employment and the probation will be extended until three (3) years of employment as a nursing assistant.
5. That Respondent is required to work under supervision. This stipulation will be documented and reported to the Department by a supervising registered nurse.
6. That during the period of probation, Respondent's employer(s) shall submit quarterly reports to the Board relating to the Respondent's conduct and performance and that it shall be the responsibility of the Respondent to have the employer(s) submit said reports.
7. that during the period of probation Respondent shall notify the Department forthwith of any change in employment including the name and address of the new employer(s), date Respondent commences said employment and the reason for the change in employment.
8. That during the period of probation Respondent shall be prohibited from working in a community based setting (i.e., home nursing care provider) or any setting in which Respondent will be providing care without supervision.

9. That should Respondent comply with the laws and regulations governing the practice of nursing assistants during the period of probation and comply with the requirements of this Order, Respondent may apply to the Board for an unrestricted license to practice as a nursing assistant.
10. That should Respondent fail to comply with the laws and regulations governing the practice of nursing assistant and/or fail to comply with the terms of this Order, the license as a nursing assistant shall be subject to suspension or other appropriate disciplinary action.
11. That this Order shall be in full force and effect pending further Order of the Department..

Ordered on this 16th day of October 2006



Charles Alexandre, Chief
Health Professions Regulation

 has agreed to probation
10-23-06