

State of Rhode Island  
and Providence Plantations

Department of Health  
Office of Health Professions Regulation

vs.

Melissa Ann Payette (C10-074)

**ORDER**

Pursuant to R.I.G.L. (2001 Reenactment) Section 23-17.9-8 and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health (hereinafter "Department"), has investigated a complaint charging Melissa Ann Payette (NA38278) (hereinafter "Respondent") with a violation of Section 23-17.9-8 of the General Laws.

After consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent:

1. Respondent is a Nursing Assistant licensed to practice in the State of Rhode Island.
2. That all pertinent times, Respondent was employed by Assisted Daily Living, Warwick, RI.
3. That is, on or about December 30, 2009, Respondent misrepresented herself during an unscheduled visit and stole prescription bottles of controlled substances, i.e., Vicodin and Flexeril, from a home care client. Respondent admitted she visited the client. Respondent was arrested on January 13, 2010 for Larceny of a Controlled Substance.
4. That the conduct described in paragraph three (3) herein constitutes unprofessional conduct pursuant to Section 23-17.9-8 and the Rules and Regulations promulgated thereunder.

Based on the foregoing, the Rhode Island Department of Health hereby enters the following:

1. Nursing Assistant license issued to the Respondent is hereby revoked for a period of five (5) years commencing June 4, 2010.
2. At the time Respondent seeks reinstatement of the Nursing Assistant license, Respondent shall submit documentation evidencing that Respondent is capable and competent to engage in the practice of a Nursing Assistant. In addition, Respondent must meet all educational requirements for licensure in effect at the time Respondent applies for licensure.
3. That should Respondent fail to comply with the terms of this Order, Respondent shall be subject to further disciplinary sanctions.
4. That this Order shall become part of the public record of this proceeding.

Ordered this 14<sup>th</sup> day of May 2010



Charles Alexandre, RN, MSN  
Chief, Health Professions Regulation