

State of Rhode Island
and Providence Plantations

Department of Health
Office of Health Professions Regulation

vs.

Nancy Fowler

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"), after review and consultation with the Advisory Board for Nursing Assistants, has investigated complaint charging Nancy Fowler, NA (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. On or about 30 November 2004, Respondent entered into an Order with the Department wherein Respondent's nursing assistant license was placed on probation for a period of not less than two (2) years for unprofessional conduct in that on or about 28 July 2004, Respondent was rude/verbally abusive toward three (3) residents in three (3) separate situations. That on or about 27 June 2005, Respondent was found not to be in compliance with said Order. That Respondent is not in compliance with said Order in that the required reports have not been submitted.
3. That pursuant to paragraph 5 of the Order, Respondent was responsible for having a supervising Registered Nurse submit quarterly performance evaluations. The performance evaluation(s) from each health facility employer must recommend continued employment and satisfactory performance.
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 suspended for a period of not less than two (2) years commencing upon the 8 July 2005.

2. At the time Respondent seeks reinstatement of the Nursing Assistant license, Respondent shall submit documentation to the Board evidencing that Respondent is capable and competent to engage in the practice of Nursing Assistant. In addition, Respondent must meet all education 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 remain in full force and effect pending further Order by the Rhode Island Department of Health.

Ordered this 28 day of June 2005

Charles Alexandre
Charles Alexandre, Chief
Health Professions Regulation