State of Rhode Island
and Providence Plantations

Department of Health
Office of Health Professions Regulation

vs.

Norma Vera (CO4-769)

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 a complaint charging Norma Vera (NA30332) (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 on or about 2 March 2005, Respondent entered into a Order with the Department wherein Respondent's nursing assistant license was placed on a one (1) year period of probationary status did push resident A into the bed and did not let the resident get up; and that Respondent did put Resident B's new clothes in the hamper and when directed to return them to the resident, threw them at the resident. That on or about 21 November 2005, Respondent was found not to be in compliance with said Order, in that the required reports had not been submitted.

3. That on or about 22 October 2004, Respondent failed to report a patient's fall and ignored patient's complaint of pain.

4. That pursuant to paragraph 5 and 6 of the Order, Respondent is responsible for having quarterly performance evaluations submitted to the Department by a supervising registered nurse. The performance evaluation(s) from each health facility employer must recommend continued employment and satisfactory performance. The nursing assistant certification issued to the Respondent is hereby placed on probation for a period of one (1) year commencing on 26 December 2008.

5. That the conduct described in paragraph three (3) herein constitutes unprofessional conduct pursuant to Section 23-17.9-8 (3) and the Rules and Regulations promulgated thereunder.

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

following:

1. That the Nursing Assistant license issued to the Respondent is hereby suspended provided however that suspension shall be stayed and Respondent shall serve a period of probation for a period of not less than one (1) year commencing upon 2 March 2005.

2. That the probationary period will be in effect upon employment of the Respondent as a Nursing Assistant in a licensed health care facility, and will abate for any period when the Respondent is not employed as a Nursing Assistant.

3. Respondent will notify the Department of any lapse in employment and the probation will be extended until one (1) year of employment as a Nursing Assistant is completed.

4. Respondent will require supervision. This stipulation will be documented and reported to the Department by a supervising Registered Nurse.

5. That, during, the period of probation, the Respondent's employer shall submit quarterly reports to the Board relating to the Respondent's conduct and performance; that it shall be the responsibility of Respondent to have the employer(s) submit said reports.

6. That during the period of probation, should Respondent change employment, Respondent shall notify the Board forthwith of said changes including the name and address of the new employer(s), date Respondent commences said employment and the reason for the change in employment.

7. That during the period of probation, Respondent will be prohibited from working in a community based setting (i.e. an assisted living facility, a home nursing care provider agency or any setting in which Respondent will be providing care without supervision).

8. That should Respondent comply with the laws and regulations governing the practice of Nursing Assistant and comply with the requirements of this Order, Respondent may apply to the Department for relief from probation.

9. That should Respondent fail to comply with the terms of this Order, Respondent's Registration as a Nursing Assistant will be subject to suspension or other appropriate disciplinary action.

10. That should Respondent fail to comply with the terms of this Order, Respondent shall be subject to further disciplinary sanctions.

11. That this Order shall remain in full force and effect pending further Order by the Rhode Island Department of Health.

Ordered this 27th day of December 2007

Charles Alexandre, Chief
Health Professions Regulation