State of Rhode Island
and Providence Plantations

Department of Health
Office of Health Professions Regulation

vs.

Richard Lisa

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 Richard Lisa, 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 applying for licensure as a Nursing Assistant in the State of Rhode Island.

2. That in filing an application for licensure in May of 2004, it was determined that you had been involved in criminal activity on assorted dates from 1985 to1992 and plead nolo contendere or guilty to various crimes in violation of state law.

3. That pursuant to Section 23-17.9-8 (3), the conduct described in paragraph two (2) herein constitutes grounds to deny an application for licensure.

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

1. Nursing Assistant license issued to the Respondent is hereby put on probation for a period of two (2) years commencing upon 2 August 2004.

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 two (2) years 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 Respondent has been evaluated by Meadows Edge Recovery Center and shall adhere to any treatment plan recommended by that agency.

9. That Respondent shall commence and continue such counseling and/or treatment as his counselor deems appropriate.

10. That Respondent waives confidentiality of his treatment and counseling and will direct Meadows Edge Recovery Center and/or other health care professional rendering him treatment and/or counseling to submit to the Department of Health reports every six (6) months with respect to his progress in said program, treatment and/or counseling including, but not limited to, counseling reports, urine and drug screening reports. That it shall be the responsibility of Respondent to have his treatment agency submit such reports.

11. That during the period of probation, any positive toxicology tests for alcohol or drugs shall be reported immediately to the Department with Respondent agreeing not to practice as a Nursing Assistant until the treatment plan has been modified to address his relapse.

12. 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.

13. 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.

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

15. That this Order shall remain in full force and effect pending further Order by the

Rhode Island Department of Health.

Ordered this 16th day of July 2004

Charles Alexandre

Charles Alexandre, MSN, RN, Cheif
Health Professions Regulation