

**State of Rhode Island
and Providence Plantations**

**Department of Health
Office of Health Professions Regulation**

vs.

A.H. No. C12-670

Stacy Lynn DelBonis NA 40316

CONSENT 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 Stacy Lynn DelBonis NA40316 (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 the 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 Bayada Home Health Care, Providence, RI.
3. That is, on or about February 17, 2012, Respondent was arrested and charged by the North Kingstown Police with Larceny of a fraudulent \$50 bill taken from a home care client. Respondent pled NOLO CONTENDERE to the larceny charge in the Fourth District Court on or about April 24, ~~2013~~ 2012. *JK*
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.

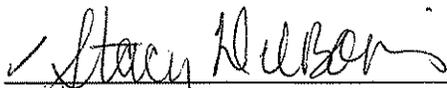
The parties agree as follows:

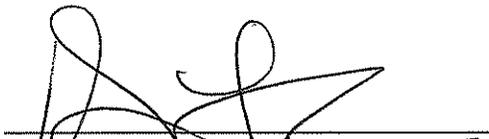
- (a) Respondent is a Nursing Assistant licensed and doing business under and by virtue of the Laws of the State of Rhode Island, Nursing Assistant license number, NA40316.
- (b) Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department;
- (c) Respondent has read this Consent Order and understands that it is a proposal of the Board and is subject to the final approval of the Department. This Consent Order is not binding on Respondent until signed by the Department.
- (d) Respondent hereby acknowledges and waives:
 - (1) The right to appear personally or by counsel or both before the Department;
 - (2) The right to produce witnesses and evidence on Respondent's behalf at a hearing;
 - (3) The right to cross-examine witnesses;
 - (4) The right to have subpoenas issued by the Department;
 - (5) The right to further procedural steps except for those specifically contained herein;
 - (6) Any and all rights of appeal of this Consent Order;
 - (7) Any objection to the fact that this Consent Order will be presented to the Department for consideration and review;
 - (8) Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;

(9) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order. The signing of this Consent Order is for settlement purposes only.

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

1. The Respondent is hereby placed on probation for a period of one year, from the date of ratification of this order by the Department.
2. During the period of probation the Respondent is prohibited from working in home care.
3. During the period of probation the Respondent must only work in jobs where she has direct and constant supervision. Respondent shall provide proof of employment or change of employment to the Department.
4. Prior to the end of probation, the Respondent must show proof to the Department that she has completed 12 hours of continuing education since the ratification of this Order.
5. Should the Respondent fail to comply with the terms of this Order, Respondent shall be subject to further disciplinary sanctions.
6. This Order shall remain in full force and effect pending further Order by the Rhode Island Department of Health.


STACY LYNN DELBONIS
NA40316


Donna Costantino
Chief, Health Professions Regulation

Date: 3-26-13

Date: 3/28/13