

State of Rhode Island
and Providence Plantations

Department of Health
Office of Health Professions Regulation

vs.

TAMARA SIMPLICE, NA (CO2-344)

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 Tamara Simplicice (NA18811) (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 17 April 2003, Respondent entered into an Order with the Department wherein Respondent's nursing assistant license was placed on a two (2) year period of probationary status for washing a patient against her will while another nursing assistant held her down. Patient sustained bruises. That on or about 17 November 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 4 and 6 of the Order, Respondent is responsible for submitting evidence of completion of the required twelve (12) hours of in-service education on patient's rights and professionalism. It is also Respondent's responsibility to have 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.
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 and is a violation of the Order.

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 28 November 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 18 day of November 2005



Charles Alexandre, Chief
Health Professions Regulation