

STATE OF RHODE ISLAND

**DEPARTMENT OF HEALTH
DIVISION OF CUSTOMER SERVICES
CENTER FOR PROFESSIONAL BOARDS AND LICENSING
NURSING ASSISTANT ADVISORY BOARD**

**IN THE MATTER OF: ELIZABETH VASQUEZ
LICENSEE NO.: NA 57202
COMPLAINT ID #: C21-1746**

CONSENT ORDER

Pursuant to R.I. Gen Laws §23-17.9-1 *et seq.* and the Rules and Regulations promulgated thereunder, 216-RICR-40-05-22, the Rhode Island Department of Health and the Nursing Assistant Advisory Board (collectively, "RIDOH") have investigated Complaint No. C21-1746 (the "Complaint") charging Elizabeth Vasquez, Nursing Assistant license number NA 57202, ("Respondent") with violations of R.I. Gen Laws §23-17.9 -1 *et seq.*

After review and consideration by RIDOH with respect to the allegations of unprofessional conduct of Respondent, the following are and shall constitute

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. On or about October 12, 2021, Respondent was issued a 120-day temporary permit to work as a nursing assistant pursuant to 216-RICR-40-05-22.5.4(D).
2. In December, 2021 Respondent was working as a nursing assistant at the home of E.K.
3. On December 28, 2021, Respondent admitted to being in possession of a debit card and electronic benefits transfer card owned by E.K, and to have used the debit card to purchase food for herself and was aware that her grandson had made purchases for himself with the debit card.
4. The temporary license expired on February 12, 2022.
5. Respondent was issued nursing assistant license NA 57202 on July 11, 2022.
6. That Respondent admits to the jurisdiction of RIDOH and hereby agrees to remain under the jurisdiction of RIDOH.
7. That Respondent has read this Consent Order and understands this Consent Order shall become binding once signed by Respondent and RIDOH.
8. That Respondent understands the purpose of this Consent Order is solely to resolve the Complaint.
9. That Respondent hereby acknowledges and waives:
 - a) The right to have an administrative hearing on this matter;
 - b) The right to represent oneself or be represented by an attorney of Respondent's own choosing at said hearing;
 - c) The right to present testimony, evidence and witnesses on Respondent's behalf;
 - d) The right to cross-examine witnesses presented by RIDOH;

- e) The right to further procedural steps except for those specifically contained herein;
- f) The right to take an appeal from the terms of this Consent Order; and
- g) Any objection that this Consent Order will be reported to the National Practitioner Data Bank as well as posted on RIDOH's public website.

ACCORDINGLY, AND BASED ON THE FOREGOING

RIDOH and Respondent hereby agree to the following disposition of this Complaint:

9. Respondent is hereby issued the sanction of Probation, starting the day this Consent Order is last executed (the "Effective Date").
10. Commencing with the Effective Date:
 - a) Respondent's Nursing Assistant license, NA 57202 , will be subject to a two (2) year period of probation and Respondent's license shall reflect the status "Active Probation."
 - b) Respondent must be employed at a hospital or nursing facility.
 - c) The probationary period will abate for the duration of any period in which Respondent ceases to be employed as a Nursing Assistant.
 - d) Respondent will notify RIDOH of any lapse in employment and the probation period will be extended until the required employment as a Nursing Assistant is completed.
 - e) Respondent must provide RIDOH with the name and address of the new employer(s) and the reason for said change.
 - f) Respondent's employer shall complete quarterly performance reports. Respondent shall submit evidence to RIDOH via DOH.PRCCompliance@health.ri.gov on a quarterly basis that performance reports have been completed.
 - g) When Respondent complies with the laws and regulations governing the practice of Nursing Assistants during the period of probation and with the requirements of this Consent Order, Respondent may apply to RIDOH for an unrestricted license to practice as a Nursing Assistant.
11. Respondent acknowledges that:
 - a) this Consent Order is an agreement between Respondent and RIDOH;
 - b) RIDOH is relying upon Respondent's compliance with these terms and conditions as an inducement to enter into this Consent Order; and
 - c) any violation or failure to adhere to the terms of this Consent Order shall constitute unprofessional conduct and subject Respondent to further disciplinary action at the discretion of RIDOH, including but not limited to Suspension or Revocation.
12. This Consent Order shall become a permanent part of Respondent's record maintained by RIDOH and a part of a public record of this proceeding.

Elizabeth Vasquez
ELIZABETH VASQUEZ
License NA 57202

Date Signed:

09/07/2022

Bruce Todesco
Bruce Todesco, Chief
Center for Professional Boards and Licensing

Date Signed:

9-8-22