

STATE OF RHODE ISLAND

**DEPARTMENT OF HEALTH
DIVISION OF HEALTHCARE QUALITY AND SAFETY
CENTER FOR PROFESSIONAL BOARDS AND LICENSING
BOARD OF NURSING REGISTRATION AND NURSING EDUCATION**

**IN THE MATTER OF: AMELINDA DUBOIS
LICENSEE NO.: RN38934
COMPLAINT ID #: C21-0852, C22-0208, C22-0660**

CONSENT ORDER FOR PROBATION

Pursuant to § 5-34-25 of the Rhode Island General Laws and §§ 40-05-3.14 and 10-05-4 of volume 216 of the Rhode Island Code of Regulations, a complaint (the “Complaint”) was filed with the Board of Nurse Registration and Nursing Education (the “Board”), charging Amelinda Dubois (the “Respondent”), a licensed registered nurse (license RN38934), with a violation of Chapter 5-34 of the General Laws of the State of Rhode Island.

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

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. That Respondent is a registered nurse licensed to practice in the State of Rhode Island under License Number RN38934.
2. That on or about June 21, 2021, Rhode Island Department of Health (RIDOH) received a complaint alleging concerning conduct of the Respondent in failing to comply with proper pain assessment protocol for the administration of an as needed (PRN) controlled substance.
3. That on or about February 14, 2022, RIDOH received a second complaint (C22-0208), alleging that the Respondent signed out a dose of Oxycodone to a resident after that resident had left the building resulting in the medication administration and pain scale being documented without the resident in the building.
4. That on or about May 11, 2022, during a RIDOH Center for Facility Regulations federal survey, a surveyor noted that the Respondent failed to follow proper waste procedure for Oxycodone.
5. That on or about May 20, 2022, RIDOH received a third complaint (C22-0660), alleging that the Respondent had, on more than one occasion, failed to make corresponding electronic medical record entries to those made in the narcotics log.
6. That the conduct described in paragraphs two (2), three (3), four (4), and five (5) herein constitute unprofessional conduct as defined in Rhode Island Gen. Laws § 5-34-24 (6)(iii).

AGREEMENT:

The Board and Respondent (together, the "Parties") hereby agree as follows:

1. That Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.
2. That Respondent has read this Consent Order and understands that it is a proposal of an Investigative Committee of the Board and is subject to final ratification by the Board. This Consent Order and the contents herein are not binding on Respondent until final ratification by the Board.
3. Respondent hereby acknowledges and waives:
 - a) The right to appear personally or by counsel before the Board;
 - b) The right to produce witnesses and evidence on their behalf at a hearing;
 - c) The right to cross-examine witnesses;
 - d) The right to have subpoenas issued by the Board;
 - e) The right to further procedural steps except for those specifically contained herein;
 - f) Any and all right of appeal of this Consent Order;
 - g) Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
 - h) Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;
 - i) Any objection to the fact that the Board reviewing this Consent Order may be the same as the hearing committee presiding over this matter should it later be brought to an administrative hearing.
 - j) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Board.
4. This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and accepted by the Board.
5. The signing of this Consent Order is for settlement purposes only.
6. The signing of this Consent Order is in consideration of not proceeding with a hearing.
7. Respondent agrees to accept a two (2) year probation against their license as a registered nurse which include the provisions of quarterly reports being filled out and submitted by a supervisor for each facility Nurse Dubois averages 2 or more days per week during the quarter.
8. The probationary period begins upon initial employment after execution of this Consent Order and shall be automatically extended for any amount of time in excess of a month in which the Respondent is not employed as a nurse.

9. That should Respondent fail to comply with the terms of this Consent Order or the laws and regulations governing the practice of nursing and/or fail to comply with the terms of the Consent Order, their license as a registered nurse may be subject to other appropriate disciplinary action.
10. At the expiration of the two (2) year probationary term, the Respondent shall petition to the Board for removal of the probationary status which will be decided upon at the next Board meeting. The Board may only extend the probation after Respondent's petition, by agreement of the parties or in a manner authorized by law.

DISPOSITION OF THE COMPLAINT:

Accordingly, and based on the foregoing, the Parties hereby agree to the following disposition of the Complaint:

1. That Respondent is hereby issued the sanction of a Probation.
2. That this Consent Order shall become part of a public record of this proceeding.

Amelinda DeBour
 AMELINDA DUBOIS
 LICENSEE NO.: RN38934

KJ
~~Tracey Ginatt~~ Karen Flynn
 Vice President, Board of Nursing

Date Signed: 4-4-24

Date Signed: 5.13.24

Ratified as an order of the Board of Nurse Registration and Nursing Education at a meeting held on this 13th day of May, 2024.