

By way of background, Respondent entered an interim consent agreement with the Board surrendering her certification pending the holding of an investigative inquiry by the Board and review of the inquiry. The inquiry resulted from Respondent's arrest on March 29, 2013 for Endangering the Welfare of a Child, N.J.S.A. 2C:24-4A and conviction of Child Abuse, N.J.S.A. 9:6-1 on February 10, 2014. Specifically, Respondent left her two-year old child in a car alone for about twenty minutes. In addition, in 2008, Respondent was arrested for Aggravated Assault and Endangering the Welfare of a Child and found guilty of Assault.

An investigative inquiry was scheduled for August 5, 2014. Respondent appeared for the inquiry but stated that she did not speak English and needed an interpreter. An interpreter was not available and Respondent sought an adjournment of the investigative inquiry. The investigative inquiry was subsequently held with an interpreter on December 16, 2014.

At her appearance before the Board, Respondent explained the circumstances of her arrests, demonstrated remorse and explained to the Board what she had learned from the incidents. Respondent had been convicted of Child Abuse and Assault, which constitute violations of N.J.S.A. 45:1-21(f), that is convictions of crimes which relate adversely to the practice of nursing. The Board has concluded to its satisfaction that she is fit and competent to reenter practice as a homemaker-home health aide and that it will

issue Respondent a certification to practice under the conditions set forth below. With the restrictions and conditions in this agreement, the Board finds that the public health, safety and welfare will be adequately protected.

The parties desiring to resolve this matter without further proceedings, and Respondent waiving any right to a hearing, the matter is resolved as follows:

IT IS on this ~~18th~~ day of February, 2015,

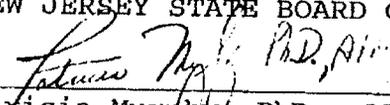
ORDERED that:

1. The certification of Respondent to practice shall be suspended for 4 (four) months. Respondent shall receive credit for surrender of her certification served under the Interim Consent Order of Voluntary Surrender, filed on August 6, 2014, in full satisfaction of her suspension under this Order.
2. Respondent's certification shall be reinstated upon proof of her promise of employment by a home care services agency and fulfillment of the conditions of this Order.
3. Respondent shall be subject to a period of probation for one (1) year following reinstatement and comply with all statutes and regulations relating to homemaker-home health aide practice. Respondent shall, within 5 (five) days notify the Board of any arrests, convictions or complaints relating to home-healthcare practice filed against her.

4. Respondent hereby consents to the entry of an order of automatic suspension of her license to practice as a homemaker-home health aide in this State, upon the Board's receipt of any information which the Board in its sole discretion deems reliable that Respondent has failed to comply with any of the terms of this Order or has engaged in conduct that violates any statute or regulation administered by the Board. Respondent may upon five (5) days' notice, request a hearing to contest the entry of such an order. At any such hearing, the sole issue shall be whether any of the information relied upon by the Board was materially false.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Murphy, PhD., APN, FAAN
President

I have read and understand
the within Consent Order and
agree to be bound by its terms.



Maria Montoya