

BEFORE THE VIRGINIA BOARD OF NURSING

IN RE: TIA KAY MCBRIDE, L.P.N.  
License Number: 0002-077168  
Case Number: 175549

RATIFICATION AND ORDER

On November 15, 2017, a panel of the Board met to receive and act upon the Recommended Decision of the Agency Subordinate. Tia Kay McBride, L.P.N., was not present nor was she represented by legal counsel.

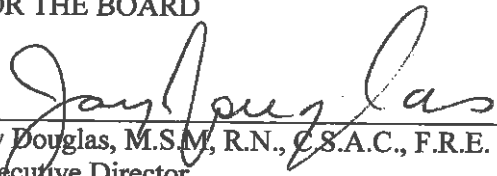
In consideration whereof, the Board of Nursing ACCEPTS the attached Recommended Findings of Fact and Conclusions of Law of the Agency Subordinate and ADOPTS the Recommended Order in its entirety.

Pursuant to Virginia Code § 54.1-2400.2, the signed original of this Order shall remain in the custody of the Department of Health Professions as a public record, and shall be made available for public inspection and copying upon request.


Pursuant to Virginia Code § 54.1-2400.2(K), the Board considered whether to disclose or not disclose Ms. McBride's health records or health services.

Since Ms. McBride failed to appear at the informal conference, this Order shall be considered final. Ms. McBride has the right to appeal this Order directly to the appropriate Virginia circuit court. As provided by Rule 2A:2 of the Supreme Court of Virginia, Ms. McBride has thirty days from the date of service (the date she actually received this decision or the date it was mailed to her, whichever occurred first) within which to appeal this decision by filing a Notice of Appeal with Jay Douglas, M.S.M, R.N., C.S.A.C., F.R.E., Executive Director, Board of Nursing, at Perimeter Center, 9960 Mayland Drive, Suite 300, Richmond, Virginia 23233. In the event that this decision is served by mail, three days are added to that period.

FOR THE BOARD

  
Jay Douglas, M.S.M, R.N., C.S.A.C., F.R.E.  
Executive Director  
Virginia Board of Nursing

ENTERED AND MAILED ON:

  
December 1, 2017

Certified True Copy

By 

Virginia Board of Nursing

**BEFORE THE VIRGINIA BOARD OF NURSING**

**IN RE:           TIA KAY MCBRIDE, L.P.N.**  
**License Number:   0002-077168**  
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**REPORT AND RECOMMENDATION OF AGENCY SUBORDINATE**

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**Jurisdiction and Procedural History**

Pursuant to Virginia Code §§ 2.2-4019 and 54.1-2400(10), Jane Elliott, R.N., Ph.D., serving as Agency Subordinate of the Virginia Board of Nursing (“Board”), held an informal conference on September 12, 2017, in Henrico County, Virginia, to inquire into evidence that Tia Kay McBride, L.P.N., may have violated certain laws and regulations governing the practice of practical nursing in the Commonwealth of Virginia.

Ms. McBride did not appear at this proceeding and was not represented by legal counsel.

Upon consideration of the evidence, the Agency Subordinate makes the following Findings of Fact and Conclusions of Law and recommends that the Board adopt the following Order.

**Notice**

By letter dated August 11, 2017, the Board sent a Notice of Informal Conference (“Notice”) to Ms. McBride notifying her that an informal conference would be held on September 12, 2017. The Notice was sent by certified and first class mail to the legal address of record on file with the Board. The certified mail receipt was signed and returned to the Board office. The Notice sent by first class mail was not returned to the Board office. Accordingly, the Agency Subordinate concluded that adequate notice was provided to Ms. McBride and the informal conference proceeded in her absence.

### **Recommended Findings of Fact and Conclusions of Law**

1. Tia Kay McBride, L.P.N., was issued License Number 0002-077168 to practice practical nursing on November 20, 2007, which is scheduled to expire on March 31, 2019. At all times relevant to the findings herein, said license was in full force and effect. Her primary state of residence is Virginia.
2. By Order of the Board entered on February 15, 2015, Ms. McBride's license to practice practical nursing was indefinitely suspended due to findings of physical and mental illness.
3. By Order of the Board entered on February 25, 2016 ("Board's Order,") Ms. McBride's license was reinstated contingent upon proof of entry into the Health Practitioners' Monitoring Program ("HPMP"). Further, the Board ordered Ms. McBride to comply with any terms and conditions set by the HPMP for the period specified by the HPMP.
4. Ms. McBride violated Term Number 2 of the Board's Order in that on August 10, 2016, the HPMP dismissed Ms. McBride for non-compliance with the terms and conditions of her participation contract. Specifically, Ms. McBride failed to commence toxicology screening and she failed to maintain contact with the HPMP.

### **Recommended Order**

Based on the foregoing Findings of Fact and Conclusions of Law, the Agency Subordinate recommends that the Board issue an Order as follows:

1. Tia Kay McBride, L.P.N., is REPRIMANDED.
2. The license issued to Tia Kay McBride, L.P.N., to practice practical nursing in the Commonwealth of Virginia is INDEFINITELY SUSPENDED.
3. The license of Ms. McBride will be recorded as SUSPENDED.
4. This suspension applies to any multistate privilege to practice practical nursing.

5. Should Ms. McBride seek reinstatement of her license, an administrative proceeding shall be convened to consider such application. At such time, the burden shall be on Ms. McBride to demonstrate that she is safe and competent to return to the practice of practical nursing. Ms. McBride shall be responsible for any fees that may be required for the reinstatement and/or renewal of the license prior to issuance of the license to resume practice.

Reviewed and approved on October 5, 2017  
By Jane Elliott, R.N., Ph.D.  
Agency Subordinate

**Certified True Copy**  
By   
**Virginia Board of Nursing**