

VIRGINIA:

BEFORE THE COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE

IN RE: ELISABETH U. McRAE, R.N., L.N.P.
License No.: 0024-063672
Prescriptive Authority No.: 0017-000613

CONSENT ORDER

The Virginia Committee of the Joint Boards of Nursing and Medicine ("Committee of the Joint Boards") and Elisabeth U. McRae, R.N., L.N.P., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. McRae's license to practice as a nurse practitioner in Virginia.

The Committee of the Joint Boards adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Elisabeth U. McRae, R.N., L.N.P., was issued License No. 0001-063672 to practice professional nursing by the Board of Nursing on September 24, 1976. She was issued License No. 0024-063672 to practice as a nurse practitioner by the Committee of the Joint Boards on April 25, 1985. Said licenses expire on April 30, 2015. Ms. McRae was issued Prescriptive Authority No. 0017-000613 on November 23, 1994, which expired on April 30, 1997.
2. Ms. McRae submitted an application for reinstatement of her prescriptive authority which was received by the Board of Nursing on April 1, 2013.
3. During the course of her practice as a pediatric nurse practitioner at Pediatric Associates of Charlottesville, Virginia, Ms. McRae wrote various prescriptions including antibiotics, nasal steroids and antifungals, with an expired prescriptive authority.
4. On July 10, 2012, during an interview with an investigator from the Department of Health Professions, Ms. McRae reported that she did not receive renewal notices for her prescriptive authority and did not know that it was separate from her nurse practitioner license.

5. The office manager for the Board of Nursing confirmed that according to the license tracking system, Ms. McRae never received any renewal reminders for her prescriptive authority.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (3), and (5) of the Code of Virginia (1950), as amended (“Code”), 18 VAC 90-20-300(A)(2)(a) and (b) of the Regulations Governing the Practice of Nursing, 18 VAC 90-30-220(3) and (4) of the Regulations Governing the Licensure of Nurse Practitioners (effective July 6, 2011-March 31, 2013), and 18 VAC 90-40-130(A)(1) of the Regulations for Prescriptive Authority for Nurse Practitioners (effective July 6, 2011-March 31, 2013).

CONSENT

Elisabeth U. McRae, R.N., L.N.P., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Committee of the Joint Boards, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Committee of the Joint Boards;
6. She consents to the entry of the following Order affecting her right to practice as a nurse practitioner in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Committee of the Joint Boards of Nursing and Medicine, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Elisabeth U. McRae, R.N., L.N.P., for reinstatement of prescriptive authority is APPROVED.
2. Ms. McRae is hereby REPRIMANDED.
3. Ms. McRae shall pay a MONETARY PENALTY of \$1000.00 within 30 days of the entry of this Order.
4. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of nurse practitioners in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the license of Elisabeth U. McRae, R.N., L.N.P., and an administrative proceeding shall be convened to determine whether such license shall be suspended or revoked.
5. Ms. McRae shall maintain a course of conduct in her capacity as a nurse practitioner commensurate with the requirements of § 54.1-2957 *et seq.* of the Code, the Regulations Governing the Licensure of Nurse Practitioners, and the Regulations for Prescriptive Authority for Nurse Practitioners.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Consent Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

FOR THE COMMITTEE OF THE JOINT BOARDS:

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

ENTERED: May 15, 2014

SEEN AND AGREED TO:

Elisabeth U. McRae R.N., L.N.P.
Elisabeth U. McRae, R.N., L.N.P.

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Charlottesville, TO WIT:

Subscribed and sworn to before me, Patrice Simpson a Notary Public, this 2nd day of May, 2014.

My commission expires 12/31/2015

Registration Number 7037516

Patrice Simpson
NOTARY PUBLIC

PATRICE SIMPSON
NOTARY PUBLIC
Commonwealth of Virginia
Reg. #7037516
My Commission Expires 12/31/2015

Certified True Copy

By [Signature]
Virginia Board of Nursing