

AUG 13 2013

DHP

VIRGINIA:

BEFORE THE BOARD OF NURSING

**IN RE: KIRBI BILLUPS, L.P.N.
License No.: 0002-063613**

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Kirbi Billups, L.P.N., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Billups' license to practice practical nursing in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Kirbi Billups, L.P.N., was issued License No. 0002-063613 to practice practical nursing by the Virginia Board of Nursing on July 7, 2002. Said license is set to expire on November 30, 2013. Her primary state of residence is Virginia.

2. During the course of her employment with Maxim Healthcare Services, Virginia Beach, Virginia, on November 5, 2012, while assigned to provide care to a three-year-old patient from 9:00 p.m. to 6:30 a.m., Ms. Billups slept while on duty. During the night, the patient's g-tube port came open and formula soaked the bed. Ms. Billups covered the puddle with a blanket instead of changing the sheet.

3. As a result of this incident, Ms. Billups' employment was terminated on November 13, 2012.

CONCLUSIONS OF LAW

Finding of Fact No. 2 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-20-300(A)(2)(f) of the Regulations Governing the Practice of Nursing.

CONSENT

Kirbi Billups, L.P.N., 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 Board, 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 Board;
6. She consents to the entry of the following Order affecting her right to practice practical nursing in Virginia.

ORDER

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

1. Kirbi Billups, L.P.N., is hereby REPRIMANDED.
2. Ms. Billups shall maintain a course of conduct in her capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this 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 BOARD:

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

ENTERED: August 16, 2013

SEEN AND AGREED TO:

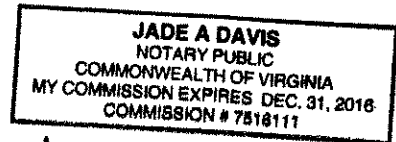
Kirbi Billups
Kirbi Billups, L.P.N.

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

Subscribed and sworn to before me, Jade Davis, a Notary Public, this 12 day of AUGUST, 2013.

My commission expires 12-31-2016.

Registration Number 7516111.



Jade Davis
NOTARY PUBLIC

Certified True Copy

By [Signature]
Virginia Board of Nursing