

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE BOARD OF NURSING

IN THE MATTER OF  
THE LICENSE OF

ORDER 0002610

BARABARA KIRBY RN

Respondent

ORDER REINSTATING LIMITED LICENSE

The Board considered the application of Barbara Kirby for reinstatement of her RN license. Because Ms Kirby's license expired in 1992, she is subject to the provisions of sec. 440.440.08(3)(b), Stats. and sec. N 5.08(1), Code. Those sections state as follows:

**440.08(3)(b)** The department or the interested examining board or affiliated credentialing board, as appropriate, may promulgate rules requiring the holder of a credential who fails to renew the credential within 5 years after its renewal date to complete requirements in order to restore the credential, in addition to the applicable requirements for renewal established under chs. 440 to 480, that the department, examining board or affiliated credentialing board determines is necessary to protect the public health, safety or welfare. The rules may not require the holder to complete educational requirements or pass examinations that are more extensive than the educational or examination requirements that must be completed in order to obtain an initial credential from the department, the examining board or the affiliated credentialing board.

**N 5.08 (1)** The board may, in the exercise of its discretion, require a credential holder who has failed to renew his or her license within 5 years after its renewal date to demonstrate continued competence in the practice of nursing as a prerequisite to credential renewal.

Based upon the foregoing, and upon other information of record herein,

NOW, THEREFORE, IT IS ORDERED that the license of Barbara Kirby to practice as a Registered Nurse be, and hereby is, reinstated. The license shall be limited to permit her to practice only as a participant in a board-approved RN refresher course. Upon successful completion of the refresher course, Ms Kirby may petition the board for return to full licensure.

Dated this 11 day of September 2003.

STATE OF WISCONSIN  
BOARD OF NURSING

by Linda Sanner RN  
Linda Sanner, R.N.  
Chair