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Kristin K. Benton, DNP, RN
Executive Director
Texas Board of Nursing

BEFORE THE TEXAS BOARD OF NURSING

In the Matter of § AGREED ORDER
Advanced Practice Registered Nurse License §
Number AP126970 §
& Registered Nurse License Number 789362 §
issued to JAELEN STICKELS §

On this day the Texas Board of Nursing, hereinafter referred to as the Board, considers the matter of JAELEN STICKELS, Advanced Practice Registered Nurse License Number AP126970, and Registered Nurse License Number 789362, hereinafter referred to as Respondent.

Information received by the Board produced evidence that Respondent may be subject to discipline pursuant to Section 301.452(b)(10)&(13)(effective through 8/31/2021), Texas Occupations Code.

Respondent waived notice and hearing and agreed to the entry of this Agreed Order approved by Kristin K. Benton, DNP, RN, Executive Director, on November 15, 2023.

FINDINGS OF FACT

1. Prior to the institution of Agency proceedings, notice of the matters specified below in these Findings of Fact was served on Respondent and Respondent was given an opportunity to show compliance with all requirements of the law for retention of the license(s).
2. Respondent waived notice and hearing, and agreed to the entry of this Agreed Order.
3. Respondent's license to practice as a professional nurse in the State of Texas is in current status. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Women's Health Nurse Practitioner is in delinquent status with Prescription Authorization Number 16982 in inactive status. Respondent's license to practice as an advanced practice registered nurse in the State of Texas with authorization as a Nurse Midwife is in current status with Prescription Authorization Number 16982 in delinquent status.
4. Respondent received an Associate Degree in Nursing from Lone Star College, Conroe, Texas, on May 14, 2010. Respondent completed a Women's Health Nurse Practitioner

Program from Georgetown University, Washington, D.C. on August 1, 2014. Respondent completed a Nurse Midwife Program from Georgetown University, Washington, D.C. on August 1, 2014. Respondent was licensed to practice professional nursing in the State of Texas on July 20, 2010. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Women's Health Nurse Practitioner on January 16, 2015. Respondent was licensed to practice advanced practice registered nursing in the State of Texas with authorization as a Nurse Midwife with prescription authorization on November 20, 2014.

5. Respondent's nursing employment history includes:

7/2010 – 2/2012	Unknown	
2/2012 – 10/2014	Registered Nurse	Houston Northwest Medical Center Houston, Texas
10/2014 – 7/2018	Certified Nurse Midwife	Nativiti Women’s Health & Birth Center The Woodlands, Texas
10/2017 – Unknown	Certified Nurse Midwife / Owner	Holistic Heritage Homebirth, LLC The Woodlands, Texas

6. At the time of the incident, Respondent was employed as a Certified Nurse Midwife and owner of Holistic Heritage Homebirth, LLC, Spring, Texas, and had been in that position for two (2) years and four (4) months.
7. On or about February 25, 2020, through June 29, 2020, while employed as a Certified Nurse Midwife and owner of Holistic Heritage Homebirth, LLC, Spring, Texas, Respondent failed to check and/or document checking the patient’s third trimester thyroid lab panel and failed to obtain and/or document the reason for the failure to obtain antenatal testing as recommended by the MFM physician. Respondent’s conduct exposed the patient to risk of harm from undetected or undocumented changes in thyroid function and/or abnormal growth of the fetuses.
8. In response to Finding of Fact Number Seven (7), Respondent states there were no factors to exclude the patient from a home birth experience and also states the patient was not a high-risk home birth candidate. Respondent also states the patient had two (2) anatomy and growth scans that were normal and there were no indications of an abnormal pregnancy.
9. Formal Charges were filed on April 27, 2022.

CONCLUSIONS OF LAW

1. Pursuant to Texas Occupations Code, Sections 301.451-301.555, the Board has jurisdiction over this matter.
2. Notice was served in accordance with law.
3. The evidence received is sufficient to prove violation(s) of 22 TEX. ADMIN. CODE §217.11 (1)(A),(1)(B),(1)(M),(1)(O)&(1)(P), 22 TEX. ADMIN. CODE §217.12(1)(A), (1)(B)&(4), 22 TEX. ADMIN. CODE §222.5(c), and 22 TEX. ADMIN. CODE §221.13(d)(1)&(d)(2).
4. The evidence received is sufficient cause pursuant to Section 301.452(b)(10)&(13)(effective through 8/31/2021), Texas Occupations Code, to take disciplinary action against Advanced Practice Registered Nurse License Number AP126970, and Registered Nurse License Number 789362, heretofore issued to JAELEN STICKELS.
5. Pursuant to Section 301.463(d), Texas Occupations Code, this Agreed Order is a settlement agreement under Rule 408, Texas Rules of Evidence, in civil or criminal litigation.

TERMS OF ORDER

I. SANCTION AND APPLICABILITY

IT IS THEREFORE AGREED and ORDERED that RESPONDENT SHALL receive the sanction of **REMEDIAL EDUCATION** in accordance with the terms of this Order.

- A. This Order SHALL apply to any and all future licenses issued to RESPONDENT to practice nursing in the State of Texas.
- B. This Order SHALL be applicable to RESPONDENT'S nurse licensure compact privileges, if any, to practice nursing in the State of Texas.
- C. Until successfully completed, RESPONDENT may not practice nursing in the State of Texas except in accordance with the terms of this Order.

- D. As a result of this Order, RESPONDENT'S license(s) will be designated "single state" as applicable and RESPONDENT may not work outside the State of Texas in another nurse licensure compact party state using a Texas compact license.

II. COMPLIANCE WITH LAW

While under the terms of this Order, RESPONDENT agrees to comply in all respects with the Nursing Practice Act, Texas Occupations Code, §§301.001 *et seq.*, the Rules and Regulations Relating to Nursing Education, Licensure and Practice, 22 TEX. ADMIN. CODE §§211.1 *et seq.*, and this Agreed Order.

III. UNDERSTANDING BOARD ORDERS

Within thirty (30) days of entry of this Order, RESPONDENT must successfully complete the Board's online course, "Understanding Board Orders", which can be accessed on the Board's website from the "Discipline & Complaints" drop-down menu or directly at: <http://www.bon.texas.gov/UnderstandingBoardOrders/index.asp>. Upon successful completion, RESPONDENT must submit the course verification at the conclusion of the course, which automatically transmits the verification to the Board.

IV. REMEDIAL EDUCATION COURSE(S)

In addition to any continuing education requirements the Board may require for licensure renewal, RESPONDENT SHALL successfully complete the following remedial education course(s) **within one (1) year of the effective date of this Order, unless otherwise specifically indicated:**

- A. **A Board-approved course in Texas nursing jurisprudence and ethics** that shall be a minimum of six (6) hours in length. The course's content shall include the Nursing Practice Act, standards of practice, documentation of care, principles of nursing ethics, confidentiality, professional boundaries, and the Board's Disciplinary Sanction Policies regarding: Sexual Misconduct; Fraud, Theft, and Deception; Nurses with Substance Abuse, Misuse, Substance Dependency, or

other Substance Use Disorder; and Lying and Falsification. Courses focusing on malpractice issues will not be accepted. Home study and video programs will not be approved.

- B. **A Board-approved course in nursing documentation** that shall be a minimum of six (6) hours in length. The course's content shall include: nursing standards related to accurate and complete documentation; legal guidelines for recording; methods and processes of recording; methods of alternative record-keeping; and computerized documentation. Home study courses and video programs will not be approved.

- C. **The course "Righting a Wrong,"** a 3.0 contact hour online program provided by the National Council of State Boards of Nursing (NCSBN) International Center for Regulatory Scholarship (ICRS).

In order to receive credit for completion of this/these course(s), RESPONDENT SHALL CAUSE the instructor to submit a Verification of Course Completion form or SHALL submit the continuing education certificate, as applicable, to the attention of Monitoring at the Board's office. RESPONDENT SHALL first obtain Board approval of any course prior to enrollment if the course is not being offered by a pre-approved provider. *Information about Board-approved courses and Verification of Course Completion forms are available from the Board at www.bon.texas.gov/compliance.*

V. RESTORATION OF UNENCUMBERED LICENSE(S)

Upon full compliance with the terms of this Agreed Order, all encumbrances will be removed from RESPONDENT'S license(s) and/or privilege(s) to practice nursing in the State of Texas and, subject to meeting all existing eligibility requirements in Texas Occupations Code Chapter 304, Article III, RESPONDENT may be eligible for nurse licensure compact privileges, if any.

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RESPONDENT'S CERTIFICATION

I understand that I have the right to legal counsel prior to signing this Order. I have reviewed this Order. I neither admit nor deny the violation(s) alleged herein. By my signature on this Order, I agree to the entry of this Order, and any conditions of said Order, to avoid further disciplinary action in this matter. I waive judicial review of this Order. I understand that this Order becomes effective upon acceptance by the Executive Director on behalf of the Texas Board of Nursing and a copy will be mailed to me. I understand that if I fail to comply with all terms and conditions of this Order, I will be subject to investigation and disciplinary sanction, including possible revocation of my license(s) and/or privileges to practice nursing in the State of Texas, as a consequence of my noncompliance.

Signed this 16 day of Nov, 2023.



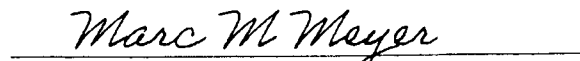
JAELEN STICKELS, RESPONDENT

Sworn to and subscribed before me this ____ day of _____, 20____.

SEAL

Notary Public in and for the State of _____

Approved as to form and substance.



Marc Meyer, Attorney for Respondent

Signed this 16th day of November, 2023.

WHEREFORE, PREMISES CONSIDERED, the Executive Director, on behalf of the Texas Board of Nursing does hereby ratify and adopt the Agreed Order that was signed on the 16th day of November, 2023, by JAELIN STICKELS, Advanced Practice Registered Nurse License Number AP126970, and Registered Nurse License Number 789362, and said Agreed Order is final.

Effective this 16th day of November, 2023.

Kristin K. Benton, DNP, RN

Kristin K. Benton, DNP, RN
Executive Director on behalf
of said Board