

BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH

IN THE MATTER OF THE LICENSE OF :
KEITH STERLING HANSEN :
TO PRACTICE AS A : ORDER REINSTATING LICENSE
CHIROPRACTIC PHYSICIAN
IN THE STATE OF UTAH : Case No DOPL-2005-89

BY THE DIVISION:

Respondent has satisfied the terms and conditions as set forth in the Division's Stipulation and Order, dated June 1, 2006, in the above-identified case number.

IT IS HEREBY ORDERED the probation on the license of KEITH STERLING HANSEN to practice as a chiropractic physician is terminated and said license be reinstated with full privileges effective the date of this Order.

Dated this 13TH day of June, 2011

W Ray Walker
W Ray Walker
Acting Division Director



BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH

IN THE MATTER OF THE LICENSE OF
KEITH STERLING HANSEN
TO PRACTICE AS A
CHIROPRACTIC PHYSICIAN
IN THE STATE OF UTAH

:
:
· **AMENDED ORDER**
· Case No.
· DOPL-2005-89
·
:
:

BY THE DIVISION:

The Division's Stipulation and Order, dated June 1, 2006, in the above-referenced case number is hereby amended as follows:

IT IS HEREBY ORDERED that the probationary condition requiring Respondent to meet with the Board on a quarterly basis is amended to require Respondent to meet with the Board on a semiannual basis as long as he remains in compliance with the probation conditions that exist on his license.

All other conditions and restrictions identified in the June 1, 2006 Stipulation and Order shall remain the same and in effect.

Dated this 16 day of July, 2009.


Mark B. Steinagel
Division Director



KARL G PERRY (# 2570)
Assistant Attorney General
MARK L SHURTLEFF (# 4666)
Utah Attorney General
COMMERCIAL ENFORCEMENT DIVISION
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Salt Lake City, Utah 84114-0872
Telephone (801) 366-0310

**BEFORE THE DIVISION OF OCCUPATIONAL & PROFESSIONAL LICENSING
OF THE DEPARTMENT OF COMMERCE
OF THE STATE OF UTAH**

**IN THE MATTER OF THE LICENSE OF)
KEITH S. HANSEN TO) STIPULATION AND ORDER
PRACTICE AS A CHIROPRACTOR IN) Case No DOPL 2005-89
THE STATE OF UTAH)**

KEITH S HANSEN ("Respondent") and the DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING of the Department of Commerce ("Division") stipulate and agree as follows

- 1 Respondent admits the jurisdiction of the Division over him and over the subject matter of this action
- 2 Respondent acknowledges he enters into this Stipulation knowingly and voluntarily
- 3 Respondent understands he has the right to be represented by counsel in this matter and his signature below signifies that respondent is represented by Walter F Bugden, Jr , Attorney at Law

4 Respondent understands he is entitled to a hearing before the Utah State Chiropractic Board ("the Board"), or the Presiding Officer of the Division, at which time he may present evidence on his own behalf, call witnesses, and confront adverse witnesses. Respondent acknowledges that by executing this document, he waives the right to a hearing and any other rights to which Respondent may be entitled in connection with said hearing.

5 Respondent acknowledges this Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document and may be released to other persons and entities.

6 Respondent admits the following facts:

(A) On or about August 2, 2004, Respondent pled no contest to one count of sexual battery, a class A misdemeanor, in the Third Judicial District Court, Salt Lake City, Utah. This plea was a result of plea negotiations which reduced the original charge of Forcible Sexual Abuse against Respondent. As a result of Respondent's pleas of no contest, he was found guilty of sexual battery, a class A misdemeanor.

(B) On or about November 8, 2004, Respondent was sentenced to one year in the Salt Lake County Jail for his conviction of sexual battery. The jail sentence was stayed, except for ten days, upon Respondent entering into terms and conditions of probation.

(C) Respondent's criminal conviction arose out of an incident that occurred where Respondent inappropriately touched a patient ^{under} while giving chiropractic care.

8 The Respondent admits that his above-described conduct is unprofessional conduct as defined in Utah Code Ann. § 58-1-501(2)(c), and that said conduct is a proper basis for the Division to take action against the Respondent's license pursuant to Utah Code Ann. § 58-1-401(2)(a), and that said conduct justifies disciplinary action against Respondent's license pursuant to Utah Code Ann. § 58-73-401. Therefore, Respondent agrees that an Order shall be entered in this matter as follows:

a The Respondent's license shall be suspended. That suspension shall be immediately stayed and the Respondent's license shall be subject to a term of probation for a period of five (5) years. The period of probation shall commence on the effective date of this Stipulation and Order, which is the date the Division Director signs the Order. During the period of probation, the Respondent shall be subject to all of the following terms and conditions. If the Board/Division later deems any of the conditions unnecessary such deletions may be made by an amended order issued unilaterally by the Division. The Respondent may make a motion to terminate his probation prior to the end of the five (5) years.

b The Respondent shall identify a supervising chiropractor who is in good standing with the Division. The supervising chiropractor will agree to co-manage practice care issues with Respondent, at the expense of Respondent, especially with regard to female patients. The supervising chiropractor must be approved by the Board and shall consult with Respondent on a weekly basis regarding practice issues. Respondent shall cause the supervising Chiropractor to meet with the board at the first meeting with the Board following the effective date of this Order, to discuss oversight issues and the responsibilities expected of a supervising chiropractor. Respondent shall further cause the supervising chiropractor to submit performance evaluations to the Board on a quarterly basis. The receipt of an unfavorable report may be considered to be a violation of probation. If Respondent is not employed as a chiropractor, Respondent shall submit the employer performance report form on the date it is due and indicate on the report that Respondent is not currently practicing as a chiropractor or that Respondent is not currently working. Any cost of supervision shall be Respondent's responsibility.

c Respondent shall not treat as a chiropractic patient any female 25 years of age or younger. Respondent shall have a chaperone in the treatment room for any female patient over

the age of 25 years being treated by Respondent. The Board shall review this restriction within one year of the entry of the Stipulation and Order to see if this restriction may be modified or lifted.

d. The Respondent shall take a medical ethics class or continuing education course as approved by the Board/Division within one hundred twenty (120) days of the effective date of this Stipulation and Order. Respondent agrees to cause proof of completion of said course to be sent to the Division within thirty (30) days of the completion of the course.

e. Respondent shall meet with the Board/Division within thirty (30) days of the signing of this Stipulation and Order. Respondent shall then meet with the Board on a quarterly basis or at such other greater or lesser frequency as determined by the Board and Division for the duration of the Stipulation and Order. Respondent agrees to meet with an assigned staff member prior to the first Board meeting for the purposes of education regarding this agreement.

f. Respondent shall not use therapeutic Ultrasound on female chiropractic patients under 25 years old as chiropractic treatment, but only with a chaperone present.

g. Respondent shall notify the Board in writing within one (1) week of any change of employer, employment status or practice status. This notification is required regardless of whether Respondent is employed in Respondent's profession.

h. If Respondent leaves the State of Utah for a period longer than sixty (60) days, Respondent shall notify the Division and Board in writing of the dates of Respondent's departure and return. The licensing authorities of the jurisdiction to which Respondent moves shall be notified by Respondent in writing of the provisions of this Stipulation and Order. Periods of residency or practice outside the State of Utah may apply to the reduction of the period this



Stipulation and Order is in effect, if the new state of residency places equal or greater conditions upon the Respondent as those contained in this Stipulation and Order

i If Respondent is arrested or charged with a criminal offense by any law enforcement agency, in any jurisdiction, inside or outside the State of Utah, for any reason, or should Respondent be admitted as a patient to any institution in this state or elsewhere for treatment regarding the abuse of or dependence on any chemical substance, or for treatment for any emotional or psychological disorder, Respondent agrees to cause the Division and Board to be notified immediately. If Respondent at any time during the period of this agreement is convicted of a criminal offense of any kind, or enters a plea in abeyance to a criminal offense of any kind, including a pending criminal charge, the Division may take appropriate action against Respondent, including imposing appropriate sanctions, after notice and opportunity for hearing. Such sanctions may include revocation or suspension of Respondent's license, or other appropriate sanctions.

j Respondent must maintain a current license at all times during the period of this agreement.

k Respondent shall immediately notify the Division in writing of any change in Respondent's residential or business address.

l Respondent shall complete all terms and conditions of any criminal sanctions, incurred before or during the period of this agreement, including probation or parole. If Respondent has not successfully completed all the terms and conditions of Respondent's criminal probation at the time Respondent's administrative probationary period ends, the period of Respondent's administrative probation shall be extended until all the conditions of Respondent's criminal probation have been successfully completed.

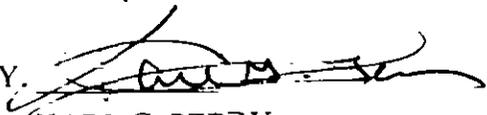
m If Respondent leaves his self-employment to be employed by another entity in a field related to chiropractic, he shall provide to Respondent's employer(s) a copy of this Stipulation and Order and cause each employer to acknowledge to the Board in writing, that a copy of this Stipulation and Order has been provided to the employer

9 Respondent acknowledges this Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this matter Respondent further acknowledges the Director of the Division is not required to accept the terms of this Stipulation and Order and if the Stipulation is not accepted by the Director, it is null and void and without any force or effect whatsoever

10 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings or agreements between the parties There are no verbal agreements that modify, interpret, construe or affect this Stipulation

DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

DATE 6/1/06

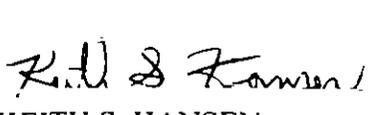
BY 
KARL G PERRY
Assistant Attorney General

DATE 06-01-06

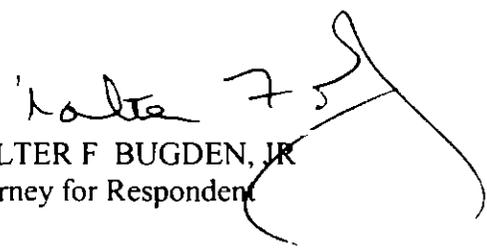
BY 
DANIEL T JONES
Bureau Manager

RESPONDENT

DATE 5/25/06

BY 
KEITH S HANSEN
Respondent

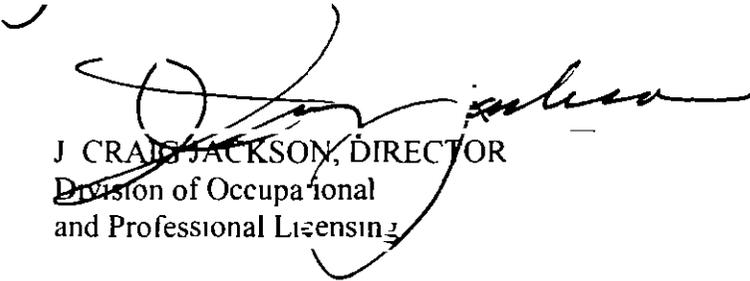
DATE 5/25/06

BY 
WALTER F BUGDEN, JR
Attorney for Respondent

ORDER

THE STIPULATION ABOVE, regarding the license of KEITH S HANSEN, which has been approved by the Division of Occupational & Professional Licensing, constitutes my Findings of Fact and Conclusions of Law in this matter. The terms and conditions of the Stipulation are incorporated herein and constitute my final Order in this case.

DATED this 1st day of June, 2006


J. CRAIG JACKSON, DIRECTOR
Division of Occupational
and Professional Licensing