

BEFORE THE DENTAL BOARD OF THE STATE OF IOWA

IN THE MATTER OF THE STATEMENT OF CHARGES AGAINST

CHRIS R. HAGANMAN, D.D.S., RESPONDENT

CEDAR RAPIDS, IOWA

STATEMENT OF CHARGES, SETTLEMENT AGREEMENT and FINAL ORDER

(combined)

COMES NOW the Iowa Dental Board (the Board), and Chris R. Haganman, D.D.S. (Respondent), on October 31st, 2013, and pursuant to Iowa Code Sections 17A.10(2) and 272C.3(4), enter into the following combined Statement of Charges, Settlement Agreement and Final Order.

NOTICE OF HEARING

1. A hearing on this matter will not be held as the Board and Respondent have entered into the following combined Statement of Charges, Settlement Agreement and Final Order.
2. Respondent was issued license number 07446 to practice dentistry in the state of Iowa on July 1, 1990.
3. Respondent's Iowa dental license is current and will expire on August 31, 2014.

LEGAL AUTHORITY AND JURISDICTION

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 147, 153 and 272C.

STATEMENT OF CHARGES

SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

5. Respondent is charged under Iowa Code Section 153.34(4) (2013) and 650 Iowa Administrative Code 30.4(18) for indiscriminately or promiscuously prescribing, administering, or dispensing any drug for other than lawful purposes.

COUNT II

6. Respondent is charged under Iowa code Section 153.34(4) (2013) and 650 Iowa Administrative Code 30.4(43) for practicing beyond training by administering Botox.

STATEMENT OF MATTERS ASSERTED

7. Iowa law allows a licensed dentist to prescribe, administer, or dispense prescription drugs if the use is directly related to the practice of dentistry pursuant to Iowa Code Section 153.20 and 650 Iowa Administrative Code Section 16.2(1).
8. In 2009, the Board reviewed the issue of dentists administering Botox and determined that a dentist may utilize Botox and other derma fillers if the use directly relates to the practice of dentistry, and the practitioner has completed an

ADA-accredited residency program which includes in the scope of its education the administration of Botox and other derma fillers.

9. In June 2013, the Board received information that the Respondent was ordering Botox.
10. An investigation into this matter was conducted in June of 2013, and during that investigation Respondent and his staff were interviewed.
11. Both Respondent and his staff stated to an agent of the Board that Respondent was ordering Botox for self-administration as well as administration to staff for non dental use.

SETTLEMENT AGREEMENT

THEREFORE, IT IS HEREBY ORDERED that Respondent is hereby **CITED** for administering Botox and **WARNED** that future violations may result in further disciplinary action.

12. Respondent agrees to submit a civil penalty in the amount of two thousand five hundred (\$2,500.00) dollars to the Iowa Dental Board within sixty (60) days of the date of this Order made payable to Treasurer, State of Iowa, and deposited in the general fund.

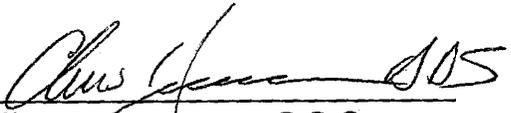
FINAL ORDER

13. This combined Statement of Charges, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
14. By entering into this combined Statement of Charges, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case

- hearing and waives any objections to the terms of this Settlement Agreement.
15. Respondent understands that by entering into this combined Statement of Charges, Settlement Agreement and Final Order, he cannot obtain a copy of the investigative file. Under Section 272C.6(4), a copy of the investigative file may only be provided to a licensee after a Statement of Charges is filed but before the final resolution of those charges.
 16. This combined Statement of Charges, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
 17. Respondent acknowledges that he has the right to be represented by counsel in this matter.
 18. This combined Statement of Charges, Settlement Agreement and Final Order becomes public record available for inspection and copying upon execution of this agreement in accordance with the requirements of Iowa Code Chapters 17, 22 and 272C.
 19. Respondent understands that the Board will report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.
 20. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured him, in any way whatsoever, to execute this Order.
 21. This combined Statement of Charges, Settlement Agreement and Final Order is subject to approval of the Board. If the Board fails to approve this combined

Statement of Charges, Settlement Agreement and Final Order, it shall be of no force or effect to approval of either party.

22. The Board's approval of this combined Statement of Charges, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.


Chris R. Haganman, D.D.S.
Respondent

This combined Statement of Charges, Settlement Agreement and Final Order is approved by the Board on October 31st, 2013.


STEVEN P. BRADLEY, D.D.S.
Chairperson
Iowa Dental Board
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