

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20

**BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON**

6 In the Matter of)
7)
8 Todd Hansen, D.C.) FINAL ORDER BY
9 License No.: 3045) DEFAULT
10)
11 Licensee.) Case # 05-1045
12)

13
14 The Board of Chiropractic Examiners (Board) is the state agency responsible for
15 licensing, regulating and disciplining chiropractic physicians in the State of Oregon. Todd
16 Hansen, D.C. (Licensee), is licensed by the Board to practice as a chiropractic physician in the
17 State of Oregon.
18

19 Findings of Fact
20

21 1.

22 From October 2004 through August 2005, Licensee employed Employee 1 as a
23 chiropractic assistant. Employee 1 was not certified as a Certified Chiropractic Assistant, but
24 Licensee was providing her with on the job training in hopes that she would become certified.
25 Within a couple of weeks of being hired, Employee 1 was performing massage full time.
26 Employee 1 did not have an Oregon Licensed Massage Therapist license. Employee 1 also
27 performed chair massages at Dell Computers business location with the knowledge of Licensee.
28

29 2.

30
31 Employee 2 was hired for the same time period as Employee 1. When Employee 2 was
32 hired, it was with the understanding that she would obtain her Oregon Licensed Massage
33 Therapist License. Employee 2 obtained her license on June 28, 2005. Prior to that date,
34 Employee 2 was performing massage at Licensee's clinic without being properly licensed. The
35 massage therapists schedule started at 9 a.m. each day with a break from noon to 2 p.m. and
36 continued from 2 p.m. to 5 p.m. to the end of the work day.
37

38 3.

39 Licensee admitted during the investigation that Employee 1 and 2 were not licensed when
40 they performed massage in his clinic and under his supervision. Licensee also admitted that he
41 knew they were not licensed but stated they were working on getting either their certificate for
42 Chiropractic Assistance or their Massage License. Licensee further admitted that he told
43

1 Employee 1 that she could perform massage work under the supervision of a licensed
2 chiropractor and that Employee 1 performed massage therapy without a license for another
3 separate chiropractic clinic in a nearby town prior to working at Licensee's clinic.
4

5 4.

6 On May 25, 2006, a Notice of Proposed Disciplinary Action was served on Licensee. On July 5,
7 2006, Licensee wrote to the Board indicating he would agree to the sanction as proposed in the
8 Notice of Discipline. Licensee enclosed payment in the sum of \$1,000.00. Licensee did not
9 request a hearing.
10

11 Conclusions of Law

12 5.

13 The Board finds that Licensee's conduct and admissions during investigation are a
14 violation of ORS 684.100 (1)(g) and (n); OAR 811-035-0015(3) and (10).
15
16

17 Order

18 6.

19 Due to the aforementioned violations, the Board orders that a Letter of Reprimand be
20 issued to Licensee and Licensee is required to pay a civil penalty in the sum of \$1000 to the
21 Board.
22

23 DATED this 12th day of July 2006.
24

25 BOARD OF CHIROPRACTIC EXAMINERS
26 State of Oregon
27

28 Original Signatures on file
29 at the OBCE Office
30 By: Dave McTeague, Executive Director
31
32

1 A party is entitled to judicial review of the Final Order. Judicial review is by the Oregon Court of Appeals pursuant
2 to the provisions of ORS 183.482. Judicial review may be obtained by filing a petition for review with the Office of
3 State Court Administrator, Supreme Court Building, Salem, Oregon 97310. ORS 183.482 requires that an appeal is
4 requested by filing a petition in the Court of Appeals within 60 days following the date the order upon which the
5 petition is based is served.

6
7 *****
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43

1
2
3
4
5 State of Oregon) Case # 2006-1045
6 County of Marion) Todd Hansen DC
7
8

9 I, Dave McTeague, being first duly sworn, state that I am the Executive Director of the
10 Oregon Board of Chiropractic Examiners, and as such, am authorized to verify pleadings in this
11 case: and that the foregoing Final Order by Default is true to the best of my knowledge as I verily
12 believe.

13
14 Original Signatures on file
15 at the OBCE Office

16 Dave McTeague, Executive Director
17 Oregon Board of Chiropractic Examiners

18
19
20 SUBSCRIBED AND SWORN to before me

21 this 12th day of July, 2006

22
23 Original Signatures on file
24 at the OBCE Office

25 NOTARY PUBLIC FOR OREGON

My Commission Expires: 10/7/07



2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

Certificate of Service

I, Dave McTeague, certify that on July 12, 2006, I served the foregoing Final Order by Default upon the party hereto by mailing, certified mail, postage prepaid, a true, exact and full copy thereof to:

Todd Hansen, DC
Pacific Crest Chiropractic & Wellness Center
2270 NW Troost St.
Roseburg, OR 97470

Original Signatures on file
at the OBCE Office

Dave McTeague
Executive Director
Oregon Board of Chiropractic Examiners

1
2
3
4
5
6
7
8
9
10
11
12
13

**BEFORE THE
BOARD OF CHIROPRACTIC EXAMINERS
STATE OF OREGON**

6 In the Matter of)
7)
8 Todd Hansen, D.C.) NOTICE OF PROPOSED
9 License No.: 3045) DISCIPLINARY ACTION
10)
11 Licensee.) Case # 05-1045
12
13

14 The Board of Chiropractic Examiners (Board) is the state agency responsible for
15 licensing, regulating and disciplining chiropractic physicians in the State of Oregon. Todd
16 Hansen, D.C. (Licensee), is licensed by the Board to practice as a chiropractic physician in the
17 State of Oregon. The Board proposes to discipline Licensee for the following reasons.
18

19 1.

20 From October 2004 through August 2005, Licensee employed Employee 1 as a
21 chiropractic assistant. Employee 1 was not certified as a Certified Chiropractic Assistant, but
22 Licensee was providing her with on the job training in hopes that she would become certified.
23 Within a couple of weeks of being hired, Employee 1 was performing massage full time.
24 Employee 1 did not have an Oregon Licensed Massage Therapist license. Employee 1 also
25 performed chair massages at Dell Computers business location with the knowledge of Licensee.
26

27 2.

28
29 Employee 2 was hired for the same time period as Employee 1. When Employee 2 was
30 hired, it was with the understanding that she would obtain her Oregon Licensed Massage
31 Therapist License. Employee 2 obtained her license on June 28, 2005. Prior to that date,
32 Employee 2 was performing massage at Licensee's clinic without being properly licensed. The
33 massage therapists schedule started at 9 a.m. each day with a break from noon to 2 p.m. and
34 continued from 2 p.m. to 5 p.m. to the end of the work day.
35

36 3.

37 Licensee admitted during the investigation that Employee 1 and 2 were not licensed when
38 they performed massage in his clinic and under his supervision. Licensee also admitted that he
39 knew they were not licensed but stated they were working on getting either their certificate for
40 Chiropractic Assistance or their Massage License. Licensee further admitted that he told
41 Employee 1 that she could perform massage work under the supervision of a licensed

1 chiropractor and that Employee 1 performed massage therapy without a license for another
2 separate chiropractic clinic in a nearby town prior to working at Licensee's clinic.
3

4

5
6 The Board finds that Licensee's conduct and admissions during investigation are a
7 violation of ORS 684.100 (1)(g) and (n); OAR 811-035-0015(3) and (10).
8

9

10
11 Due to the aforementioned violations, the OBCE proposes to issue a Letter of Reprimand
12 Licensee and require him to pay a civil penalty in the sum of \$1000 to the Board. The civil
13 penalty is due and payable within 30 days of the final order.
14

15

16
17 Licensee shall pay costs of this disciplinary proceeding, including investigative costs and
18 attorney fees pursuant to ORS 684.100(9)(g).
19

20

21
22 Licensee has the right, if Licensee requests, to have a formal contested case hearing
23 before the Office of Administrative Hearings to contest the matter set out above. At the hearing,
24 Licensee may be represented by an attorney and subpoena and cross examine witnesses. That
25 request for hearing must be made in writing to the OBCE, must be received by the OBCE within
26 30 days from the mailing of this notice (or if not mailed, the date of personal service), and must
27 be accompanied by a written answer to the charges contained in this notice.
28

29

30
31 The answer shall be made in writing to the OBCE and shall include an admission or
32 denial of each factual matter alleged in this notice, and a short plain statement of each relevant
33 affirmative defense Licensee may have. Except for good cause, factual matters alleged in this
34 notice and not denied in the answer will be considered a waiver of such defense; new matters
35 alleged in this answer (affirmative defenses) shall be presumed to be denied by the agency and
36 evidence shall not be taken on any issue not raised in the notice and answer.
37

38

39
40 If Licensee requests a hearing, before commencement of that hearing, Licensee will be
41 given information on the procedures, rights of representation and other rights of the parties
42 relating to the conduct of the hearing as required under ORS 183.413-415.
43

1
2 10.
3

4 If Licensee fails to request a hearing within 30 days, or fails to appear as scheduled at the
5 hearing, the OBCE may issue a final order by default and impose the above sanctions against
6 Licensee. Upon default order of the Board or failure to appear, the contents of the Board's file
7 regarding the subject of this automatically become part of the evidentiary record of this
8 disciplinary action upon default for the purpose of proving a prima facie case.
9

10 DATED this 25th day of May 2006.
11

12 BOARD OF CHIROPRACTIC EXAMINERS
13 State of Oregon

14 Original Signatures on file
15 at the OBCE Office
16 By: _____
17 Dave McTeague, Executive Director
18

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

State of Oregon) Case # 2006-1045
County of Marion) Todd Hansen DC

I, Dave McTeague, being first duly sworn, state that I am the Executive Director of the Oregon Board of Chiropractic Examiners, and as such, am authorized to verify pleadings in this case: and that the foregoing Notice of Proposed Disciplinary Action is true to the best of my knowledge as I verily believe.

Original Signatures on file
at the OBCE Office

Dave McTeague, Executive Director
Oregon Board of Chiropractic Examiners

SUBSCRIBED AND SWORN to before me

this 25th day of May, 2006

Original Signatures on file
at the OBCE Office

NOTARY PUBLIC FOR OREGON
My Commission Expires. 10/7/07



2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43

Certificate of Service

I, Dave McTeague, certify that on May 25, 2006, I served the foregoing Notice of Proposed Disciplinary Action upon the party hereto by mailing, certified mail, postage prepaid, a true, exact and full copy thereof to:

Todd Hansen, DC
Pacific Crest Chiropractic & Wellness Center
2270 NW Troost St.
Roseburg, OR 97470

Original Signatures on file
at the OBCE Office

Dave McTeague
Executive Director
Oregon Board of Chiropractic Examiners