

BEFORE THE IOWA BOARD OF MEDICINE

IN THE MATTER OF THE CONSENT AGREEMENT FOR

STEVEN J. HART, M.D., APPLICANT

FILE No. 02-2011-0675

CONSENT AGREEMENT

COMES NOW the Iowa Board of Medicine (Board) and Steven J. Hart, M.D. (Applicant) on November 22, 2011, and enter into this Consent Agreement granting Applicant a permanent Iowa medical license subject to the following conditions:

1. Applicant is hereby granted Iowa permanent medical license no. 39923.
2. Applicant currently practices internal medicine in Omaha, Nebraska.
3. Applicant applied for a permanent Iowa medical license on August 4, 2011.
4. The Board received information which indicates that Applicant was convicted of driving under the influence of alcohol on three separate occasions between November 25, 1998, and August 25, 2008, including the following:
 - A. On November 25, 1998, Applicant was convicted of driving under the influence (DUI) in Douglas County, Nebraska. Applicant's driver's license was suspended for 60 days, he was placed on probation for six months and he was ordered to pay a \$400 fine.

- B. On October 12, 2005, Applicant was convicted of driving under the influence (DUI) in Douglas County, Nebraska. Applicant's driver's license was suspended for 60 days, he was placed on probation for six months and he was ordered to pay a \$400 fine.
- C. On August 25, 2008, Applicant was convicted of driving under the influence (DUI) in Douglas County, Nebraska. Applicant's driver's license was revoked for two years, he was sentenced to thirty (30) days in jail, placed on probation for three years and he was ordered to pay a \$1,000 fine.
5. On or about July 6, 2009, the Nebraska Department of Health & Human Services, Division of Public Health filed an Amended Petition for Disciplinary Action against Applicant alleging habitual intoxication or dependence and conviction of a misdemeanor under state law which has a rational connection with the licensee's fitness to practice medicine. On or about August 6, 2009, Applicant entered into an Agreed Settlement with the Nebraska Department of Health & Human Services, Division of Public Health. Applicant was placed on probation subject to substance abuse treatment and monitoring for a period of three years.
6. On or about March 7, 2011, Applicant applied for a permanent Missouri medical license. On or about May 16, 2011, the Missouri Board of Healing Arts issued Applicant a Missouri medical license and placed Applicant on probation subject to substance abuse treatment and monitoring until April 25, 2014.

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7. **CITATION AND WARNING:** Respondent is hereby **CITED** for alcohol abuse, being convicted of DUI on three separate occasions between November 25, 1998, and August 25, 2008, and for being disciplined by the licensing authority in another state. Respondent is hereby **WARNED** that future evidence of alcohol abuse may result in further disciplinary action, including suspension or revocation of his Iowa medical license.

8. **CIVIL PENALTY:** Prior to the Board's approval of this Order, Respondent shall pay a civil penalty in the amount of **\$2,500**. The civil penalty shall be made payable to the Treasurer of Iowa and mailed to the Executive Director of the Board. The civil penalty shall be deposited into the State General Fund.

9. **IPHP REFERRAL:** Prior to the Board's approval of this Order and granting Applicant an Iowa medical license, Respondent shall enter into a Physician Health Contract with the Iowa Physician Health Program (IPHP) for substance abuse treatment and monitoring. Applicant shall fully comply with the terms and conditions of the Physician Health Contract. If Respondent fails to fully comply with all requirements of the Physician Health Contract, the Board may initiate action to suspend or revoke Respondent's Iowa medical license or to impose other license discipline as authorized in Iowa Code Chapters 148 and 272 and 653 IAC 24.

10. Applicant voluntarily submits this Consent Agreement to the Iowa Board for consideration.

11. Applicant shall obey all federal, state and local laws, and all rules governing the practice of medicine in Iowa.

12. This Consent Agreement constitutes the resolution of a contested case proceeding.

13. In the event Applicant violates or fails to comply with any of the terms or conditions of this Consent Agreement, the Iowa Board may initiate action to suspend or revoke the Applicant's Iowa medical license or to impose other license discipline as authorized in Iowa Code chapters 148 and 272 and 653 IAC 25.

14. By entering into this Consent Agreement, Applicant voluntarily waives any right to a contested case hearing in this matter.

15. This Consent Agreement is subject to approval of the Iowa Board. If the Iowa Board fails to approve the Order, it shall be of no force or effect to either party.

16. The Iowa Board's approval of this Consent Agreement shall constitute a **FINAL ORDER** of the Iowa Board.

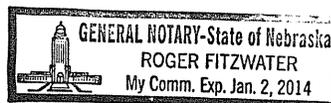
Steven J. Hart MD.
Steven J. Hart, M.D., Applicant

Steven J. Hart MD.

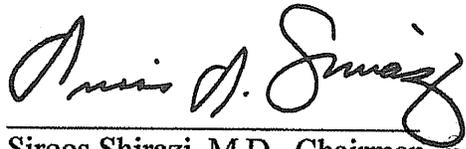
Subscribed and sworn to before me on Nov. 19, 2011.

Notary Public, State of Nebraska.

Roger Fitzwater



This Consent Agreement is approved by the Board on November 22, 2011.

A handwritten signature in black ink, appearing to read "Siroos Shirazi". The signature is written in a cursive style with a large, looping initial "S".

Siroos Shirazi, M.D., Chairman

Iowa Board of Medicine

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