

IN AND BEFORE THE OKLAHOMA STATE BOARD
OF MEDICAL LICENSURE AND SUPERVISION
STATE OF OKLAHOMA

FILED

NOV 16 2023

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
)
Plaintiff,)
)
v.) Case No. 21-10-6056
)
JEFFREY COLE HAGGARD, M.D.,)
LICENSE NO. MD 25331,)
)
)
Defendant.)

**ORDER GRANTING REINSTATEMENT OF LICENSE
UNDER TERMS OF PROBATION**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision ("Board") on November 16, 2023, at the office of the Board, 101 N.E. 51st Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and rules of the Board.

This Order Granting Reinstatement of License Under Terms of Probation is entered into by and between Billy H. Stout, Secretary of the Board and Jeffrey Cole Haggard, M.D. 59 O.S. §§ 506(A).

Billy H. Stout, M.D., Board Secretary appeared in person on behalf of Plaintiff. Defendant appeared in person, and through counsel, Elizabeth "Libby" Scott of Crowe & Dunlevy, PC. Plaintiff and Defendant are collectively referred to herein as the "Parties."

The Board heard representations of the Parties, reviewed the exhibits presented and being fully advised of the premises, makes the following findings of fact, conclusions of law and orders.

FINDINGS OF FACT

The Plaintiff, Defendant and the Board staff stipulate and agree as follows:

1. On October 7, 2013, Defendant was issued Oklahoma medical license no. 25331.
2. On January 7, 2022, a Verified Complaint ("2022 Complaint") and Citation were each filed by the Board alleging an arrest for DUI, as well as CDS prescribing violations.
3. On September 15, 2022, Final Order Accepting Voluntary Submittal to Jurisdiction was filed suspending Defendant's license until further Order of the Board.
4. On September 9, 2023, Defendant applied for reinstatement of his Oklahoma medical license ("2023 Application for Reinstatement").
5. Any conclusion of law below which is more properly characterized as a finding of fact is hereby incorporated as a finding of fact.



CONCLUSIONS OF LAW

6. The Board has jurisdiction over the subject matter and is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians and surgeons in the State of Oklahoma. 59 O.S. § 480 *et seq.*, 59 O.S. 492 *et seq.*; Okla. Admin. Code §§ 435:5-1-1 *et seq.*, 435:10-4-2.

7. Notice was provided as required by law and the rules of the Board. 75 O.S. § 309; 59 O.S. § 504; Okla. Admin. Code §§ 435:3-3-5, 435:3-3-6.

8. The Board may require satisfactory evidence of professional competence and good moral character from applicants requesting reinstatement of any license or certificate issued by the Board. 59 O.S. § 495h.

9. Defendant has met all requirements for reinstatement of his license. 59 O.S. § 492.1 *et seq.*, Okla. Admin. Code §§ 435:5-1-6, *et seq.*, 435:5-1-6.1.

10. The Board may approve reinstatement with terms of probation or restrictions as deemed necessary to protect the health, safety and well-being of the public. Okla. Admin. Code §§ 435:5-1-6.

11. Any finding of fact above which is more properly characterized as a conclusion of law is hereby incorporated as a conclusion of law.

ORDERS

IT IS THEREFORE ORDERED by the Oklahoma State Board of Medical Licensure and Supervision as follows:

1. The Board hereby adopts the Agreement of the Parties in this Order Accepting Voluntary Submittal to Jurisdiction, including the findings of fact and conclusions of law stated herein.
2. **JEFFREY COLE HAGGARD, M.D.** shall be placed on **PROBATION** for a period of five (5) years.
3. While on probation, **JEFFREY COLE HAGGARD, M.D.** shall comply with all of the following terms and conditions:

Specific Terms:

- a. Defendant shall sign a five (5) year contract with Oklahoma Health Professionals Program ("OHPP") to run concurrently with the probation period. Defendant shall abide by all recommendations of the OHPP, including random urine drug screens, Peth tests, hair tests, nail tests and breathalyzer tests. Defendant shall ensure OHPP provides quarterly reports to the Board Secretary and/or the Board's Compliance Coordinator of all Defendant's screens, tests results and meeting attendance records.

- b. Defendant agrees that his medical practice will be pre-approved by the Board Secretary.



- c. Defendant shall engage a workplace Preceptor, preferably a licensed physician approved of in advance by the Board Secretary. The identity and scope of review of the Preceptor shall be pre-approved by the Secretary of the Board. The Preceptor shall review the patients records/charts that involve the prescribing of CDS and provide quarterly reports to the Board Secretary and/or Compliance Coordinator.
- d. Defendant shall not treat or prescribe for any family, friends, coworkers, or neighbors.
- e. Defendant shall obtain a primary care doctor/internist to manage any medical conditions or illnesses.
- f. Defendant shall participate in individual therapy with a therapist certified in diseases of addiction approved of in advance by the Board Secretary. Defendant shall ensure that quarterly reports from the individual therapist are provided to the Board Secretary and/or the Board's Compliance Coordinator.
- g. Defendant shall attend any combination of at least two (2) AA meetings a week and one OHPP Caduceus meeting and submit proof of attendance to the Compliance Coordinator. Defendant shall obtain an AA sponsor with at least two (2) years of sobriety.

Standard Terms:

- h. Defendant shall conduct his practice in compliance with the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act ("Act") as interpreted by the Board. Any question of interpretation regarding the Act or this Order shall be submitted in writing to the Board, and no action based on the subject of the question will be taken by Defendant until clarification of interpretation is received by Defendant from the Board or its authorized designee. 59 O.S. § 480, et seq.
- i. Defendant shall furnish a file-stamped copy of this Order stipulating terms imposed by the Board, to each and every state in which he holds licensure or applies for licensure and to all hospitals, clinics or other facilities in which he/she holds or anticipates holding any form of staff privileges or employment.
- j. Defendant will keep the Board informed of his current address.
- k. Defendant will keep current payment of all assessments by the Board for prosecution, investigation and monitoring of his case, which shall include, but is not limited to, a fee of one hundred fifty dollars (\$150.00) per month during the term of probation, unless Defendant affirmatively obtains a deferment of all or part of said fees upon presentation of evidence that is acceptable to the Board Secretary.
- l. Until such time as all indebtedness to the Board has been satisfied, Defendant will reaffirm said indebtedness in any bankruptcy proceeding.
- m. Defendant will not supervise allied health professionals, physician assistants, or advanced nurse practitioners, that require surveillance of a licensed medical practitioner.
- n. Defendant will take no medication except that which is authorized by a physician treating him for a legitimate medical need, and only during that time in which he is being treated by the physician for that specific medical need. Defendant has the affirmative duty to inform any and every doctor treating him of this Order immediately upon initiation, or continuation of treatment. In the event that Defendant is prescribed any controlled dangerous substance during the term of this Order, Defendant shall contact the Board Secretary and/or the Compliance Coordinator to discuss the prescription.

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- O. Defendant will have the affirmative duty not to ingest any substance, including but not limited to alcohol, which will cause a body fluid sample to test positive for prohibited substances.
 - P. Upon request of the Board or its designee, Defendant will submit biological specimens for analysis, including but not limited to, blood, urine, hair follicle and nail samples, and Defendant will pay the costs attendant thereto.
 - Q. Upon request, Defendant shall make himself available for one or more personal appearances before the Board or its authorized designee.
 - R. Defendant will execute such releases of medical and psychiatric records during the entire term of this Order as necessary for use by the Board Secretary and/or Compliance Coordinator to obtain copies of medical records and assessments and authorize the Board Secretary and/or Compliance Coordinator to discuss Defendant's case with Defendant's treating physicians and/or any physicians holding Defendant's records.
 - S. If Defendant ceases practice (e.g.: in person, locum tenens or telemedicine) within the State of Oklahoma, during this Order, this Order will be tolled until such time as Defendant begins practicing practice (e.g.: in person, locum tenens or telemedicine) within the state. Defendant will notify the Board Secretary and/or Compliance Coordinator his cessation of practice in the State of Oklahoma.
 - T. Failure to meet any of the terms of this Order will constitute cause for the Board to initiate additional proceedings to suspend, revoke or modify Defendant's license after due notice and hearing.
 - U. Immediately upon learning that a licensee is in violation of a Board-ordered probation, the Executive Director of the Board may summarily suspend the license based on imminent harm to the public and assign a hearing date for the matter to be presented at the next scheduled Board meeting. 59 O.S. § 506(B).
4. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees, investigation costs, staff time, salary and travel expenses, witness fees and attorney's fees.
5. A copy of this Order shall be provided to Defendant as soon as it is processed.

Dated this 25 day of October, 2023.

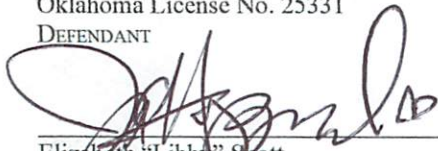


Billy H. Stout, M.D., Board Secretary
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

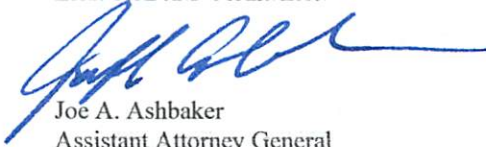


Steven Katsis, M.D., President
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

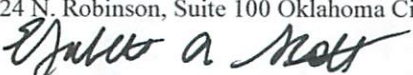
Jeffrey Cole Haggard, M.D.
Oklahoma License No. 25331
DEFENDANT



Elizabeth "Libby" Scott
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Joe A. Ashbaker
Assistant Attorney General
STATE OF OKLAHOMA,
OFFICE OF ATTORNEY GENERAL
ATTORNEY FOR PLAINTIFF,
OKLAHOMA STATE BOARD OF MEDICAL LICENSURE
AND SUPERVISION



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ACKNOWLEDGMENT

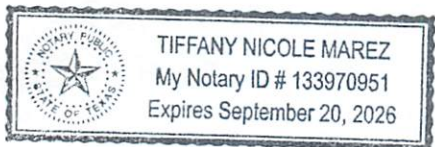
Texas
STATE OF ~~OKLAHOMA~~)

) ss.

COUNTY OF Dallas)

This instrument was acknowledged before me on the 25th day of October,
2023, by Jeffrey Cole Haggard

Notary Public Tiffany Marez
Commission Expiration: 9-20-2026



□

Certificate of Service

This is to certify that on the 16th day of November, 2023, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. Certified Mail, and Email

Jeffrey Cole Haggard, M.D.

Insert address

Defendant

Elizabeth "Libby" Scott

CROWE & DUNLEVY, P.C.

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324 N. Robinson, Suite 100 Oklahoma City,

Oklahoma 73102

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Attorney for Plaintiff,

Oklahoma State Board of Medical

Licensure and Supervision

BOARD BKH

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Shelley Crowder

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