

MINUTES OF THE COUNCIL MEETING OF THE STATE BAR OF MICHIGAN

HEALTH LAW SECTION

April 14, 1999

The meeting was held at Mercy Health Services in Farmington Hills, Michigan. The following Council members attended: Maria Abrahamsen (Chair), Richard Cassard, Gregory Drutchas, Gerald Griffith, Nancy Lukey, Howard Marderosian, Gary McRay, Linda Ross, Andrew Wachler and Leslie Wizner. Art Devaux, Co-Chair of the Health Care Providers Subcommittee, also attended.

1. Minutes The minutes of the January and March Council meetings were unanimously approved upon motion by Ms. Ross and second by Mr. Wachler.

2. Treasurer's Report. Mr. Drutchas presented the Treasurer's Report. He explained that additional revenue from the sale of a Section manual accounted for the difference in revenue between the current report and the report submitted in March. The Council unanimously accepted the report upon motion by Mr. Wachler and second by Ms. Abrahamsen.

3. Liaison Report. Mr. Wachler reported that the ABA and AMA will host a conference June 17 in Chicago. He indicated that he is on the program committee if Section members are interested in speaking at future programs.

4. State Bar Medical Choice Video. Ms. Abrahamsen distributed an April 9, 1999 letter from Dawn Horimoto of Beaumont Hospital regarding a video entitled 'My Choice' which the State Bar requested her to review. The Council decided that Ms. Abrahamsen should attempt to find out who produced the video and whether there is an opportunity for input from the Health Law Section. Ms. Abrahamsen will also inform Section members who expressed an interest in the Policy and Ethics Subcommittee of the video.

5. State Bar Pro Bono Opportunities. Ms. Abrahamsen distributed a March 25, 1999 letter from Mr. Mark Fancher, senior director of special projects for the State Bar. The Council decided that Ms. Abrahamsen should include information regarding pro bono opportunities in her next letter to Section members.

6. Section Web Page. Ms. Abrahamsen reported that the State Bar will notify all Section members via email of any meeting or other notices from the Section or Section Subcommittees.

Mr. Cassard volunteered to be responsible for updating the Section's web page.

The Council discussed the contents of the web page and decided that the web page should contain the following information:

1. Notice of Section publications, along with ordering information. Mr. Drutchas will prepare summaries of the current

Section publications;

2. Council minutes for a period of one calendar year;

3. Links to other sites of interest to Section members. Ms. Abrahamsen will ask Mr. Bonham to make a definitive list of links.

4. A paragraph explaining how to access legislative materials. Ms. Abrahamsen will ask Ms. McClorey to prepare the paragraph;

5. A paragraph explaining information that is available at certain web sites;

6. A roster of Council members and subcommittee co-chairs;

7. Section Bylaws;

8. Section comments to public agencies;

9. Job postings for a period of 90 days;

10. Information on how to submit material for the web page; and

11. Upcoming events.

7. Nominations. Ms. Abrahamsen reported that the nomination process for subcommittee co-chairs is pending.

8. Year in Review. Mr. McRay reported that he received several summaries from Section volunteers and that he is awaiting summaries from Wayne Law students. The deadline for summaries is April 15. Mr. McRay will ask Nancy Brown of the State Bar whether past issues of the Year in Review are available for Section members.

9.Co-Sponsorship of Seminars.

ICLE. Ms. Abrahamsen reported higher attendance at the 1999 ICLE seminar than in prior years. She also indicated that

Section members commented that more time was needed to explore certain issues.

MSMS. Ms. Wizner and Ms. Lukey reported on the meeting held with MSMS representatives in Lansing. They reported that

a half-day seminar will be held on July 22 at the Kellogg Center in East Lansing. The seminar will deal with 'phase 2' of

compliance plans. Seminar committee members are in the process of lining up speakers from the OIG, the Medicare carrier,

Blue Cross Blue Shield of the state of Michigan, Medicaid Agency, physicians who have been involved in audits or

compliance plans and billing companies. Ms. Wizner and Ms. Lukey further reported that the proposed budget for the

seminar is \$8000 with MSMS and the Section each contributing \$4000. The Section will share equally with MSMS in the

revenues from the seminar. Upon motion by Mr. Drutchas and second by Ms. Ross, the Council unanimously decided to

create a line item in the Section budget for the seminar and to earmark \$4,500 for the seminar out of the \$10,000 currently

budgeted for special projects.

10.Health Care Regulations Manual. Mr. Drutchas reported that he received a draft of the Manual from the State Bar last week

and that his firm is proofreading it. Mr. Drutchas requested that other Council members proofread the Manual for form but not

content. Ms. Ross and Ms. Abrahamsen are finalizing the Forward to the Manual. Mr. Drutchas distributed a proposed letter

agreement regarding the copyright for the Manual. Upon motion by Ms. Wizner and second by Mr. Wachler, the Council

unanimously approved execution of the copyright agreement by the Chair.

11.Annual Meeting. Mr. Griffith reported that Mark Thompson is interested in speaking at the annual meeting. Upon motion by

Mr. Griffith and second by Ms. Ross, the Council approved a \$500 honorarium and travel expenses for Mr. Thompson. The

Council also decided that Mr. Thompson should speak from 9:30 to 10:30 with at least 15 minutes for questions and answers

if Mr. Thompson's schedule permits.

Ms. Abrahamsen will speak with ALAS regarding a 35 minute presentation at the annual meeting. If ALAS is not available,

the Section will attempt to obtain another insurer or an individual whom Mr. Thompson may suggest.

12.Hospital Law Index. This item was deferred for discussion until the next Council meeting.

13.Bench Bar Conference. Ms. Abrahamsen confirmed that Mr. Alan Gilchrist will attend the Conference as the Section's delegate, and that Mr. Joseph Nuyen will be the alternate.

14.Subcommittees. Ms. Abrahamsen distributed a draft letter from the Program Task Force and a letter from Jeff Page.

Council members discussed Subcommittee meetings and the number and terms of co-chairs. Upon motion by Ms. Lukey and second by Mr. McRay, the Council unanimously decided that each subcommittee should hold a minimum of three

meetings each State Bar year, that four meetings are preferred, that one of the meetings may be a social event or joint

meeting with other subcommittees, and that co-chairs should submit a written plan by the end of July of each year. Upon

motion by Mr. Drutchas and second by Mr. Wachler, the Council also unanimously decided that the Nominating Committee

will solicit names of subcommittee co-chairs and inform all Council members of interested individuals for comment by a

specified deadline. After the deadline, the Nominating Committee will submit nominations for co-chairs to the Chair of the

Council and the Chair of the Substantive Law Committee who will make the co-chair appointments. Mr. DeVaux suggested

that a planning meeting should be held annually with all co-chairs, the Chair of the Council and the Chair of the Substantive

Law Committee.

15.Adjournment and Next Meeting. The meeting was adjourned at about 5:30 p.m. The next meeting will be a conference

telephone meeting on May 19, 1999.

F:\WP51\DOC\NANCY\hlthcouncil.minutes.april14.wpd