

## MINUTES

**Meeting:** State Bar of Michigan – Health Care Law Section Council

**Date:** November 5, 2015

**Chair:** Mark Kopson

### Members Present:

Jennifer Benedict	P	Johanna Novak	P
Martha Boonstra	P	Josh Moore	P
Mercedes Dordeski	P	Trish Schabath	E
Timothy Gutwald	P	Sheerin Siddique	E
Patrick Haddad	P	Louis Szura	P
John Hazewinkel	P	Deborah Williamson	E
Cara Jansma	P		
Matthew Keuten	P		
Mark Kopson	P		

**Guests Present:** Mark Jane

Agenda Item	Discussion
Call to Order (Mark Kopson)	Mark called the meeting to order at 4:32 p.m.
Roll Call (Mark Kopson)	See above for members present.
Conflict of Interest Disclosures (Mark Kopson)	None.
Mark Jane Board of Commissioners liaison from the State Bar of Michigan	Mark Jane is the Board of Commissioners liaison for the State Bar of Michigan. He is also the Chair of the Young Lawyers Section. Mark is the intermediary between the Board of Commissioners and the Health Care Law Section Council. Mark reports to the Executive Director of the State Bar of Michigan. Public Policy positions need to be reported to the State bar of Michigan.
Review and Approval of Minutes of October 1, 2015 Council Meeting (Cara Jansma)	The minutes were unanimously approved.
Treasurer's Report (Matthew Keuten)	Draft year-end financial documents (September 2015) were circulated. The Annual meeting expenses and the student scholarship expenses were the main expenses for September. There is \$58,000 in the bank account as of September 2015 and at this same time last year, there was \$61,000, so this is in line.
Technology Report (John Hazewinkel)	John is working on changing website pages. John was able to compile the minutes to one document. The document is several hundred pages. Mark will work to make a searchable PDF of the minutes. John will then post the document back to the HCLS website. Andrew Marks is working to make proposed changes to the website that were emailed to him on September 3, 2015.
<b>Committee Reports</b>	
Substantive Law Committee Report (Martha Boonstra)	The committee is off to a good start and has been working on several programs: On Oct 6 - HHS/OCR Current State of HIPAA Enforcement - a discussion of HIPAA enforcement activities took place. 100 people registered for this webinar and 66 attended. The Substantive Law Committee thought the webinar content was a bit elementary and the investigators could have presented something more sophisticated. General comments were as follows: 1) Information was well organized, timely and proactive. 2) Really liked the supplemental materials. The Technology subcommittee is working on a more sophisticated webinar for the future. November 20 – 3 topic webinar on Relator Issues and Relator Dynamics in <i>Qui Tam</i>

	<p>Actions. Speakers are Alan Rogalski, Carolyn Carry Pollack and Adam Townsend, Assistant U.S. Attorney, U.S. Attorney's Office, Western District of Michigan</p> <p>Dec 9 – New Stark Law Changes - Don Romano - a discussion of the new Stark Law changes.</p> <p>January – Payors subcommittee to present a Network Advocacy webinar.</p> <p>February - Transactional topic being planned.</p>
Publications Committee Report (Louis Szura)	<p>Working on getting 4 Call for Authors drafted.</p> <ol style="list-style-type: none"> <li>1) Reporting obligations</li> <li>2) Data breach checklist for small and mid-size providers</li> <li>3) Self-reporting criminal violations (DUI, Drug Diversion)</li> <li>4) Research and Informed Consent Regulations</li> </ol> <p>The committee would also like to update a White Paper from 2010 on Licensing and Certification. The Authors of the paper have been contacted for updates to the paper. The Preparedness Task Force White Paper will be published under the Publication Committee. The committee is working on getting out the Call for Authors. Mark suggested that the Call for Authors email goes out by next week before the Thanksgiving holiday.</p>
Legislative Committee Report (Patrick Haddad)	No new developments. The Committee is still monitoring Senate Bill 68 - Scope of Practice so far there has been no movement.
Pro Bono Committee Report (Trish Schabath)	<p>Pro Bono Committee not able to work out a date for the training to actually take place near Veteran's Day, but Trish still plans to send out an email from the committee on Veteran's Day, inviting HCLS members to contact Peggy Costello or Trish to express an interest in receiving the training in the future, and get on a contact list for people who will be notified when future training opportunities are available (for example, Peggy is doing a full day session in January). Peggy also suggested partnering with another state bar section, such as the Veteran's section to combine and generate enough people for a training class. Peggy needs about 8-10 to make it viable. Trish will contact another Section. Mark Jane stated there is a Military and Veterans Section. The Chair of that section is Thomas Hetchler, his phone number is (517) 908-3480 or email <a href="mailto:help@mivetlaw.com">help@mivetlaw.com</a>.</p>
Fellows Committee Report (Deb Williamson)	No Report. Is working on getting committee together. Will have a report for next month. Mark knows Deb's focus is to get someone trained to take over the Fellows Committee.
New Lawyers (Josh Moore)	<p>Main focus will be 1) Scholarship Awards 2) Lunch &amp; Learn at the Colleges. The committee discussed responsibilities.</p> <p>Josh was invited to speak and attend the Michigan Careers in Health Law Panel on November 17 at the University of Michigan. Featured speakers are Susan Hellerman, Laura Napiewocki, Liza Roe and Josh Moore. The event is sponsored by the Michigan Health Law Organization.</p> <p>The committee is going to work at reaching out to the colleges earlier this year instead of waiting until spring.</p> <p>Committee to work on exploring other potential contacts within the schools and to offer up contacts within the HCLS if they are offering events that may be beneficial to having a health lawyer attend.</p> <p>Pistons Game – Do we do again? Several members agreed it was a fun night and had great attendance. Makes sense to do the event again. Josh will try and aim for Jan. or Feb. for the New Lawyers event. Mark recommends that if the committee has ideas for a different event, that would be agreeable.</p> <p>Writing competition – discussed how to distribute to law schools. Mark offered to bring the scholarship to the attention to the U of D Mercy Dean. Maybe look at different ways to get the attention of the students to let them know about the scholarships being offered.</p>

Membership Committee (Tim Gutwald)	Grand Rapids Art Prize Pub Cruiser event was held in early October. Good diverse group of people attended such as government, in house and private attorneys. There were 12 people total. The networking was great. Pedaling was a workout and it rained a bit, but overall it was a fun event. The committee will do a Grand Rapids and Detroit event again this year. They are looking at doing smaller social events in other cities such as Lansing Traverse City, and Flint. These cities were picked because according to the Section demographics report there are larger numbers of members in those cities. Working on creating an email to send to new members and doing a follow-up call a few weeks after the email is sent. Another idea was to start and make posts on the list serve on the website.
<b>Old Business</b>	
Membership Survey (Mark Kopson)	Johanna has agreed to compile the questions and John has agreed to distribute the survey to the members. Send suggested topics and questions to Johanna. Mark asked that everyone give some thought on what information would be most helpful to deliver maximum value for dues dollars. Send questions to Johanna before the next Council meeting.
<b>New Business</b>	
Report from Chairs Orientation (Mark Kopson)	The State Bar is committed to helping the Section succeed. Connect offers an opportunity to create a personal webpage on the State Bar of Michigan website. Public interface for interaction with lawyers. If anyone is interested in Connect training, please contact Mark. There is Section Treasurer training next week.
Waiving Dues for Section Fellows (Mark Kopson)	Marks asked the Council members to consider whether we should waive section dues for Fellows of the Section.
Bylaws (Mark Kopson)	Mark asked Council members to consider whether there is anything in the Bylaws that need to be addressed/changed/updated. Waiving the dues for Fellows would require an amendment to the Bylaws.
HCLS Twitter Feed: @SBM_HCLS (Mark Kopson)	If we want any realistic opportunity for connecting and interfacing with younger students and lawyers, we need to be on Twitter. Mark would like someone to volunteer who will take accountability for the Twitter feed by posting 2-3 tweets per week. Caution and discretion does need to be exercised. Twitter can't be used to take a position. Twitter will help to reach the Gen-X (43%) and Millennial (14%) members of the HCLS.
HCLS Appreciation Dinner (Mark Kopson)	Donna O'Connor is no longer part of the Council. Mark asked if anyone would volunteer to help with the Appreciation Dinner. Mercedes volunteered to coordinate the dinner.
Website & Technology Committee (Cara Jansma)	Cara asked that we build questions into the survey on how to make the website useful to the members.
Matters for the Next Agenda (Mark Kopson)	<ol style="list-style-type: none"> <li>1) New Member onboarding email</li> <li>2) Proposed Fellows dues waiver</li> <li>3) Any Amendments to the Bylaws</li> </ol> Mark asked if there were any additional comments. None given.
Adjournment (Mark Kopson)	The meeting adjourned at 5:27 p.m.
	Next meeting December 3, 2015 @ 4:30 p.m.

Minutes recorded by: Cara Jansma and Susan Stokes