

**MINUTES OF THE COUNCIL MEETING OF
THE HEALTH CARE LAW SECTION OF
THE STATE BAR OF MICHIGAN**

Wednesday, October 27, 2004

The Council meeting was held via telephone conference. The following Council members participated: Cindy Wisner, Kathy Kudner, Joy Berent, Marge Marchak, Lisa Panah, Ann Hollenbeck, David Rogers, Keith Soltis and Jennifer Kildea Dewane.

1. Call to Order. The meeting was called to order by Cindy Wisner at approximately 3:08 p.m.
2. Conflict Disclosures (if any - specific agenda items). There were no new conflicts of interest to report.
3. Minutes. The Minutes of the July 21, 2004 Council Meeting of the Health Care Law Section of the State Bar of Michigan were approved upon a motion made and seconded.
4. Old and Recurrent Business.
 - 4.1 Treasurer's Report. There were no comments to report to Donna Craig. The Treasurer's Report was approved upon a motion made and seconded.
 - 4.2 Annual Meeting Report. Phil Stoffan reported that approximately 38 people attended the annual meeting and comments from the attendees were generally positive. There was discussion on ways to increase attendance for future meetings, including possibly changing the location and/or time of year for the meeting.
 - 4.2.1 An Annual Meeting Workgroup was formed for the purpose of planning future meetings and soliciting input from the members through zoomerang survey. Joy Berent and Phil Stoffan volunteered to participate in the Work Group, and Cindy Wisner indicated she would ask Laurie Schellenberger to participate as Chair or Co-Chair.
 - 4.3 Special Projects and Workgroups.
 - 4.3.1 Workgroups and Liaison Assignments.
 - 4.3.1.1 HIPAA Workgroup. Jennifer Kildea Dewane was assigned to serve as HCLS Council liaison.

- 4.3.1.2 Specialty Certification Workgroup. The Council decided to change the name of the workgroup to the Scope of Practice Workgroup. Phil Stoffan volunteered to continue to participate, along with Joy Berent and Keith Soltis. Cindy Wisner reported she would solicit additional members to participate through the Chair letter and zoomerang survey.
- 4.3.1.3 Pro Bono Workgroup. There was discussion on whether or not to reinstate this workgroup. The Council decided there was no need since the Consumer's Substantive Law Subcommittee has a similar purpose and role.
- 4.3.1.4 Website Task Force. Rob Iwrey was assigned Chair of the Website Task Force, with Zach Fryer and Theresa Sherman as members. Eric Wexler was assigned to be HCLS Council liaison.
- 4.3.1.5 Section Directory Workgroup. The Council changed the name of this workgroup to the Membership Service Workgroup, whose purpose will be to assess what the members want and need and explore ways to increase member involvement.
- 4.3.1.6 Corporate Practice of Medicine Workgroup. Kathy Kudner, Keith Soltis, Art Devaux, Gerry Griffith, Cindy Wisner and David Rogers will participate in this workgroup, with Kathy Kudner as Chair.

4.3.2 Special Projects and Liaison Assignments.

- 4.3.2.1 Law Student Receptions. Jennifer Kildea Dewane and David Rogers agreed to continue to coordinate the law student receptions. David Rogers reported a reception at University of Detroit Law School is tentatively scheduled for early February 2005.
- 4.3.2.2 Law Student Writing Competition. Kathy Kudner volunteered to continue to coordinate the writing competition, with Keith Soltis and Phil Stoffan as judges.
- 4.3.2.3 MSMS Co-Sponsored Program. There was discussion on whether or not to cosponsor future programs with MSMS. It was decided that Mike Fraleigh and Phil Stoffan would follow-up with MSMS on what their expectations and plans are so that the

Council can better assess whether or not to co-sponsor a program with MSMS.

- 4.3.2.4 HCLS Roundtable. Ann Hollenbeck agreed to coordinate future roundtable discussions.
- 4.3.2.5 Glossary. Cindy Wisner reported that she and Jennifer Kildea Dewane will complete work on the glossary project.
- 4.3.2.6 Public Health Code. Lisa Panah was assigned to be the HCLS liaison.
- 4.3.2.7 National Conference of Commissioners on Uniform State Laws. Jennifer Kildea Dewane was asked to check on whether or not the HIPAA Task Force is interested in any uniform law projects.

- 4.4 Substantive Law Subcommittee Assignments. Cindy Wisner re-announced the Substantive Law Subcommittee Chairs and members that were announced at the annual meeting. Marge Marchak reported that an educational program on the HIPAA Security Rule was recently held, and the Payors Substantive Law Subcommittee recently held a roundtable discussion with the Insurance Commissioner. Regarding upcoming programs, she announced that the Medical Legal Substantive Law Subcommittee will sponsor the Legislative Update program this winter, and the Providers Substantive Law Subcommittee will sponsor an event regarding nursing homes in December.

There was discussion on ways to increase member participation in HCLS programs and to improve promotion of educational programs. There was discussion on possibly hiring a marketer to promote HCLS programs, and possibly having the substantive law subcommittees plan one instead of two educational programs and lead HCLS roundtable meeting discussions.

- 4.5 Budget. Cindy Wisner asked the Council members to report on any anticipated expenditures and budgetary needs. There was discussion on possible marketing expenses, and whether or not to charge Council and Substantive Law subcommittee members for HCLS educational programs.
- 4.6 Planning for ICLE 2004. Marge Marchak reported on the status of ICLE planning and speakers. The program will be held on March 3-4, 2005. Ms. Marchak volunteered to plan the HCLS Council dinner meeting following the ICLE program.

5. New Business.

5.1 Election of Officers for 2004-2005. Upon a motion made and seconded, the following officers were elected:

Donna Craig - Treasurer
Lisa Panah - Secretary

6. Next Two Meetings. Cindy Wisner reported that the next two Council meetings will be held on November 17, 2004, via telephone, and on December 15, 2004 at the corporate offices of Trinity Health in Novi, Michigan, with the Christmas Cookie Exchange.

7. Agenda Items for Subsequent Meetings.

7.1 Council Biographies on Website. The Council was asked to consider whether or not to include Council biographies on the HCLS website for discussion at a future meeting.

8. Adjournment. There being no further business, the meeting adjourned at approximately 4:30 p.m.