

MINUTES

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

Date: September 7, 2017

Chair: Timothy Gutwald

Members Present:

Martha Boonstra	P	Trish Schabath	P
Mercedes Dordesi	P	Sheerin Siddique	P
Timothy Gutwald	P	Nicole Stratton	P
Patrick Haddad	P	Louis Szura	P
John Hazewinkel	P		
Cara Jansma	E		
Matthew Keuten	P		
Mark Kopson	P		
Josh Moore	P		

Guests Present:

Agenda Item	Discussion
Call to Order (Timothy Gutwald)	Tim called the meeting to order at 4:31 p.m.
Roll Call (Timothy Gutwald)	See above.
Conflict of Interest Disclosures (Timothy Gutwald)	None.
Review and Approval of Minutes of July 13, 2017 Council Meeting (Patrick Haddad)	The minutes were unanimously approved.
Treasurer's Report (Josh Moore)	The year-to-date financials are tracking behind where we were last year, the Section still has a healthy fund balance. Josh asked for questions and now were asked.
Technology Report (John Hazewinkel)	No report.

Committee Reports

Legislative Committee Report (Patrick Haddad)	<p>Pat reported on the following Michigan House and Senate Bills:</p> <ol style="list-style-type: none">1. Senate Bill 270 – This Bill prohibits a prescriber from prescribing a Schedule 2-5 controlled substance unless the prescriber is in a bona fide prescriber-patient relationship with the patient for whom the controlled substance is being prescribed. Passed the Senate on 6/22/17. Referred to House Committee on Health Policy on 7/12/17. Currently pending in Committee.2. Senate Bill 272 – This Bill provides that before prescribing a controlled substance that is an opioid, the prescriber must provide information to the patient and the patient must sign a DHHS form. Referred to Senate Committee on Health Policy on 3/23/17. Currently Pending in Committee.3. Senate Bill 273 – This Bill provides that prescribers must provide information on substance use disorder services to patients being treated for opioid-related overdoses. Passed Senate on 6/22/17. Referred to House Committee on Health Policy on 7/12/17. Currently pending in Committee.
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	<ol style="list-style-type: none"> 4. Senate Bill 274 – This Bill prohibits prescribers from prescribing opioids under specified circumstances. Passed Senate on 6/22/17. Referred to House Committee on Health Policy on 7/12/17. Currently pending in Committee. 5. House Bill 4404 – This Bill would regulate “pain management facilities.” Referred to House Committee on Health Policy on 3/23/17. Placed on the order of Third Reading of Bills on 6/7/17. 6. House Bill 4405 – This Bill provides qualified immunity to a pharmacist who refuses to dispense Schedule 2-5 controlled substances if the pharmacist has a reasonable and good-faith belief that the prescription was not written by a prescriber in good faith or is being filled for an illegitimate medical purpose. Passed House on 6/13/17. Referred to Senate Committee on Health Policy on 6/14/17. Currently pending in Committee. 7. House Bill 4408 – This Bill mandates parental consent and certain disclosures when prescribing a controlled substance containing an opioid to a minor, subject to certain exceptions. Passed House on 6/13/17. Referred to Senate Committee on Health Policy on 6/14/17. Currently pending in Committee. 8. House Bills 4425-4426 – These Bills would amend the Public Health Code and the Revised School Code to ease the process of obtaining a waiver from vaccinations for school children. Referred to House Committee on Education Reform on 3/28/17. Currently pending in Committee. 9. Senate Bill 86 – This Bill would extend the existing Penal Code statute mandating the reporting of knife, gun and other wounds, to include mandatory reporting of burns in specified circumstances when arson is reasonably suspected. Referred to Senate Committee on Judiciary on 2/1/17. Currently pending in Committee. 10. House Bill 4762 – This Bill would restrict the State and political subdivisions from taking certain enumerated actions infringing on the relationship between patients and health professionals except as provided by law, such as requiring a health care professional to furnish a medical service in a manner that is not evidence-based and appropriate for the patient. Introduced on 6/14/17. Referred to and currently pending before the Committee on Health Policy. 11. House Bill 4709 – This Bill would provide for the licensure and regulation of practice as a certified anesthesiologist assistant. Introduced on 6/7/17. Referred to and currently pending before the Committee on Health Policy.
Substantive Law Committee Report (Nicole Stratton)	No report.
Publications Committee Report (Louis Szura)	<p>The committee published the following publications:</p> <ul style="list-style-type: none"> • <u>Corporate Integrity Agreements</u> - GinaMarie Geheb and Kim Commins-Tzoumakas of Hall Render. • <u>A Provider's Guide to the Audit Process</u> - Jessica C. Forster of Wachler & Associates, P.C • <u>Representing Physicians in Fair Hearing Proceedings</u> - Fatima M. Mansour and Theresamarie Mantese of Mantese Honigman. <p>The committee prepared a single page handout of the published publications to be used at the Annual Meeting and it will be sent in an eblast to all the members in October.</p>

Pro Bono Committee Report (Trish Schabath)	The committee is continuing to pursue new pro bono opportunities and Trish will work with Nicole Stratton to get her the contacts for those groups and help her transition into the Chair position.
Fellows Committee Report (Martha Boonstra)	Martha is looking forward to honoring the new Fellows at the Annual Meeting. She has the awards to present. Twenty-eight people will be attending the Fellows dinner.
New Lawyers and Law Students Committee Report (Matthew Keuten)	Matt contacted Laura Napiewocki regarding the University of Michigan award. Matt thought that a student that Laura worked with would apply. Matt never received an application. Therefore, there will not be a recipient from the University of Michigan this year.
Membership Committee Report (Tim Gutwald)	<p>Upcoming Events:</p> <ul style="list-style-type: none"> October 5 - Grand Rapids Event (ArtPrize) – A reception will be held at the new Miller Johnson offices. After the reception folks will walk around ArtPrize. There will be no Pub Cruiser this year. A November Ann Arbor event is being planned the committee is working on finding a location. <p>Tim commented that it was nice this year to have new unique events in different locations.</p>
Old Business	
(Timothy Gutwald)	None.
New Business	
Council and Committee roster for next year (Tim Gutwald)	The roster was emailed to everyone just prior to the meeting. Looks like a strong council and good committees that will be working with Matt Keuten for 2017-18,
Matters for Next Agenda (Tim Gutwald)	Tim stated he would see everyone at The Annual Meeting on Tuesday, September 12, at the Detroit Athletic Club. Mark Kopson thanked Tim Gutwald for his year of service as President.
Adjournment (Timothy Gutwald)	The meeting adjourned at 4:42 p.m.

Minutes recorded by: Susan Stokes