

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

April 16, 2003

The Council meeting was held at the offices of Trinity Health. The following Council members participated: Gerry Griffith, Kathy Kudner, Maurice McMurray, Donna Craig, Lisa Panah, Keith Soltis, Art deVaux, Nancy Lukey, Joy Berent, Cindy Wisner, Greg Drutchas, and Phil Stoffan.

1. Call to Order. The meeting was called to order by Gerry Griffith at approximately 3:10 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 March 6, 2003 Council meeting were approved upon a motion duly made and seconded.
4. Old and Recurrent Business.
 - 4.1 Treasurer's Report. Donna Craig gave the Treasurer's Report. She reported on the budget and indicated that a \$1,000 contribution will be made to the Access to Justice fund next month.
 - 4.2 Update Reports on Special Projects and Work Groups.
 - 4.2.1 HIPAA Work Group. Joy Berent and Cindy Wisner reported that the HIPAA Work Group is working on developing an informal tool that identifies where Michigan law is not preempted by the HIPAA Privacy Rule. The Group is also continuing to work on forms that will be posted on the Section website.
 - 4.2.2 Pro Bono Work Group. There was nothing new to report. Gerry Griffith suggested that Nancy Lukey solicit ideas from individuals who have requested to take a more active role in the Section.
 - 4.2.3 Web Site Task Force. The report of the Website Task Force was deferred until after its April 18, 2003 meeting.
 - 4.2.4 Specialty Certification. Phil Stoffan reported that the Certification Task Force will be meeting in May.

- 4.2.5 Law Student Receptions at MSU and WSU. There was discussion that the receptions will probably occur in the Fall. Nancy Lukey also reported that she will follow up on an announcement she saw from the Detroit College of Law regarding health law as a career.
- 4.2.6 Law Student Writing Competition. Cindy Wisner reported that a topic has been selected and the writing competition is planned for the Fall.
- 4.2.7 MSMS Co-Sponsored Program. Nancy Lukey reported that MSMS has expressed an interest in doing a joint program, and she will solicit possible topics from individuals who have requested to take a more active role.
- 4.2.8 Update Section Directory/Web-Based. The report of the Website Task Force was deferred until after its April 18, 2003 meeting.
- 4.2.9 Update Index to Michigan Health Law Regulations. Lisa Panah reported that the index update is in progress.
- 4.2.10 Update on ICLE Program. Gerry Griffith reported that attendance was good and the overall marks for the program were positive. He reported that the planning process for the next ICLE program will begin in June or July. The organizers are exploring adding a third track and recording each session to sell individually.
- 4.3 Subcommittee Reports and Calendar of Events. Gerry Griffith reported on upcoming subcommittee programs. There was discussion on whether or not the Council should participate in the National Health Care Decisions Week, sponsored by the Real Property, Probate and Trust Law Section of the ABA. Cindy Wisner volunteered to find out if anyone from the volunteer list would be interested in organizing an educational program for this.
- 4.4 Report of Annual Meeting Committee. The report was deferred until the next Council meeting.
- 4.5 Update on Michigan Health Law Report. Kathy Kudner reported that the next publication will be published electronically very soon. She also has 3 authors lined up for the following publication. There was discussion on possible topics.
- 4.6 Review and Approval of Section Policies.
 - 4.6.1 Reconciliation of Member Privacy Policy and Website Privacy Policy. This was deferred until after the Website Task Force meets on April 18, 2003.

- 4.6.2 Consider Need for Separate Website Policy. This was deferred until after the Website Task Force meets on April 18, 2003.
 - 4.6.3 Volunteer Code of Ethics. Cindy Wisner reported that she will recirculate the revised Volunteer Code of Ethics to the Council for review and approval at the next Council meeting.
- 4.7 Other Special Projects. Gerry Griffith asked the Council to come up with one idea each for the next Council meeting. There was discussion on possible projects, including with respect to guardianships and the Public Health Code. Greg Drutchas volunteered to find out if anyone from the volunteer list would be interested in working on a special project involving the Public Health Code.
- 4.8 Report on Proposed Legislation and Court Rule Amendments. Gerry Griffith reported on the status of the proposed legislation and court rule amendments that was sent to the Council for comment.
- 4.9 National Conference of Commissioners on Uniform State Laws. Gerry reported on the State Bar's standing request for ideas on uniform laws that should be submitted to John Berry.
- 5. Requests to Take More Active Role. Joy Berent reported that Leslie Wizner has expressed an interest in taking a more active role in Section activities.
- 6. New Business.
 - 6.1 Feasibility of Membership Survey via Zoomerang or State Bar. This was deferred until after the Website Task Force meets on April 18, 2003.
 - 6.2 Second Annual Chair's Grill. After exploring possible dates, the Chair's Grill was scheduled for June 10, 2003 at Gerry Griffith's house in Novi.
 - 6.3 Chairperson's Report. Gerry Griffith reported that the second Chair's report was sent to Section members in March 2003.
 - 6.4 Computer Law Section Networking Luncheon. Gerry Griffith reported on the announcement for this luncheon and asked if the Section should also have a networking luncheon each year.
- 7. Next Meeting Date. The next meeting of the Council will be held at Foster Swift in Lansing on May 21, 2003.
- 8. Agenda Items for Subsequent Meetings.

- 8.1 Appointment of Nominating Committee. Greg Drutchas asked the Council to let him know by e-mail if they're interested in serving as an officer and had any suggestions for future Council members.
9. Adjournment. There being no further business, the meeting adjourned at approximately 4:40 p.m.