

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

Wednesday, April 20, 2005

The Council meeting was held via telephone conference. The following Council members participated: Cindy Wisner, Marge Marchak, Lisa Panah, Jennifer Kildea Dewane, Phil Stoffan, Eric Wexler, Mike Fraleigh, Keith Soltis, Art deVaux, Joy Berent, Ann Hollenbeck and David Rogers.

1. Call to Order. The meeting was called to order by Cindy Wisner at approximately 3:05 p.m.
2. Conflict Disclosures (if any - specific agenda items). Cindy Wisner reported that she is on the Board of Directors of AHLA. The remaining Council members, not including Mike Fraleigh and Art deVaux, reported that they are members of AHLA.
3. Minutes. The Minutes of the December March 3, 2005 meeting of the Health Care Law Section Council of the State Bar of Michigan were approved on a motion made and seconded.
4. Old and Recurrent Business.
 - 4.1 Treasurer's Report. The Treasurer's report was approved on a motion made and seconded.
 - 4.2 Annual Meeting. Cindy Wisner reported that planning for the annual meeting is well underway. Speakers are being lined up from JCAHO, University of Michigan, Pfizer and elsewhere. The meeting will be a whole day event, held in Dearborn on September 29, 2005, which is one week after the State Bar annual meeting. The Council considered its relationship with the State Bar and the impact of not holding the Health Care Law Section annual meeting with the State Bar annual meeting.
 - 4.3 State Bar Special Projects.
 - 4.3.1 AHLA Affiliation. Eric Wexler provided additional information regarding the terms and benefits of affiliation with the AHLA. He indicated the affiliation is a means to cross-promote the activities of the Health Care Law Section and AHLA. Mr. Wexler reported that the AHLA appears to be flexible and will give discretion to the Council as to what to include on the website. He reported that the AHLA is revamping their website, which is expected to be completed in June or July. There was discussion on continuing to make items on the HCLS members only website available to only

HCLS members. Eric Wexler agreed to take the lead on establishing the affiliation, and thereafter the Chair of the Council will serve as the liaison. The Council approved establishing AHLA affiliation on a motion made and seconded.

- 4.4 Follow up to Special Guest at January Meeting: Bill Whitbeck, Chief Judge, MI Court of Appeals. Cindy Wisner reported on Chief Judge Whitbeck's continued desire for comments on improving the Court of Appeals operations, with a special emphasis on ways to reduce wait time. Chief Judge Whitbeck provided Ms. Wisner a summary of his testimony before the Judiciary Subcommittee, House Appropriations Committee on appropriations for the Court of Appeals for FY 2006. Ms. Wisner reported that she would follow up with Chief Judge Whitbeck on the form and format, which the Court wants attorneys to use for submitting suggestions.
- 4.5 Other. Eric Wexler reported on the status of the list serv transition and the cost. Cindy Wisner agreed to follow up with ProDiscussion, the vendor chosen to administrate the list serv. There was discussion on ways to reinvigorate list serv activity.

5. Updates.

- 5.1 Substantive Law Committee Report. Marge Marchak reported on upcoming programs. A program on liability insurance for health care providers is scheduled for April 28, 2005, and a program on Michigan sales and use taxation of medical goods is scheduled for May 23, 2005. The Providers Substantive Law Committee is also planning a program on the Terry Schiavo aftermath for June. There was discussion on what an incredible job the substantive law committees have done in putting together educational programs for the Health Care Law Section.
- 5.2 Health Care Intensive Study Update. Phil Stoffan reported that the subject matter index for health care certification is being compiled and that the task force will meet before the next Council meeting.
- 5.3 Nominating Committee Appointments. Cindy Wisner requested Council members to submit nominees for the Nominating Committee. Members of the Nominating Committee will be announced at the next Council meeting.
- 5.4 Other Business.
 - 5.4.1 Law Student Reception. David Rogers reported that the law student reception held at WSU Law School was excellent and led to the law students forming a Health Law Society. Jennifer Kildea Dewane recommended holding the Lansing law student reception after the fall interview season. The Council agreed with this. There was discussion on inviting law students to future legislative update programs.

5.4.2 Corporate Practice. This was deferred to the next Council meeting.

5.4.3 HIPAA Task Force. There was nothing new to report.

5.5 Member Services. There was discussion on ways to connect with members of the Health Care Law Section in order to give them value for their membership. The Council discussed distributing a zoomerang member survey to members either at the ICLE Health Law program or annual meeting.

6. Upcoming Dates. The next Council meeting is scheduled to be on May 18, 2005 at Foster Swift in Lansing.

7. Adjournment. There being no further business, the meeting adjourned at approximately 4:05 p.m.