

STATE BAR OF MICHIGAN
HEALTH CARE LAW SECTION
COUNCIL MEETING MINUTES

WEDNESDAY, AUGUST 20, 2008

The Health Care Law Section Council meeting was held via teleconference. The following Council members participated: Rich Bouma, Ann Hollenbeck, Margaret Marchak, Donna O'Connor, Lisa Panah, Carol Tarnowsky and Monica Wilkinson. Administrative Assistant Denise Adams was also present. A quorum was reached at 3:24 PM after Jan Anderson and Beth Derwin joined the meeting in progress.

Excused absences: Joann Lax, Marta Hoffman, Rob Iwrey, David Rogers and Tom Trenta.

1. Call to Order. Lisa Panah called the meeting to order at 3:04 PM.
2. Conflict Disclosures. There were no conflict disclosures.
3. Approval of Minutes. After a motion was made and seconded the June 18th 2008 Council Meeting minutes were approved unanimously.
4. Treasurer's Report. Margaret Marchak reported that she sent a copy of the June and July financials to the Council. The Council balance is approximately \$85,000.
5. Substantive Law Committee Updates.
 - 5.1 SLC Report. Monica Wilkinson reported that the Technology Committee is planning a teleconference on e-Prescribing for September 3rd, 2008. The speakers have been identified and 39 are registered to participate at this time.
 - 5.1.1 Speaker Release Form. Margaret Marchak reported that she has received some comments regarding the form. Monica Wilkinson will work with Joan Lowes to refine this document for the Councils purposes and report at the next Council Meeting.
 - 5.1.2 Year End. Margaret Marchack requested that all Council members submit their year end expenses to her before September 30th, 2008. This should include all receipts for the Annual Meeting.
 - 5.2 Law Student Events. Amy Barkholtz reported that she is planning separate fall law student events at MSU College of Law and Cooley Law School. They will be lunchtime events, and pizza will be served. She will have a variety of speakers with different backgrounds, government, in-house, private practice, etc. for the events.
 - 5.3 Technology and Access Committee. Rich Bouma stated that he had no new report.

- 5.3.1 HCLS Website Updates. Lisa Panah reported that she has submitted for posting on the HCLS website the Miller Opinion. She has also added a link to the e-newsletter. Margaret Marchak will submit for posting the State Stark Regulation.
- 5.4 Health Law Index. Lisa Panah reported that the index has not been updated in a while. The Council has created the new Publications Committee and they will take over this responsibility. Mary Beth Dickerson will train whoever takes over this task.
- 5.5 Legislation Committee.
- 5.5.1 Immigrants Facing Deportation by US Hospitals. Lisa Panah led the discussion regarding a letter sent to the Council requesting passage of legislation regarding deportation of illegal immigrants. Monica Wilkinson will reply to the letter on behalf of the Council. The Council decided not to take a position at this time.
- 5.5.2 House Bill 6074 Upon discussion of inconsistencies in the laws, it was decided that Jan Anderson will reply to Elizabeth Lyon of the State Bar of Michigan.
- 5.5.3 House Bill 6079 No one has volunteered to review this bill. A mental health law expert is needed for this task.
- 5.5.4 House Bill 6277 Tom Trenta has volunteered to review this bill. He will report at a future meeting.
- 5.6 2008 Annual Meeting Committee Update. Ann Hollenbeck reported that the committee is looking forward to hosting the event at the DIA. They all agree that the facility will be a unique location and an interesting place to be for the meeting. Ann Hollenbeck reports that the Roundtable Luncheon topics are being finalized and that anyone interested in suggesting topics or hosting a table should contact her. Ann Hollenbeck would like to thank Amy Barkholtz for her help with the Roundtable discussions. Lisa Panah reported that 39 have registered to attend the meeting to this date. She is hoping for over 100 members to attend. We have sent four e-blast notices and the monthly newsletter. Annual meeting details have been posted on the HCLS webpage.
- 5.7 Pro Bono Work Group. There was no report.
- 5.8 Revised IRS 990 Form. Ann Hollenbeck reported that the task force prepared and submitted the Revised IRS 990 form to the IRS on May 30th, 2008. It will be posted on the website within the next week.
- 5.9 Law Student Writing Competition. Carol Tarnowsky reported that the deadline for the writing competition has been extended to August 31, 2008. To date, the Committee has received 4 submissions. Lisa Panah suggested that those who submitted their papers before the original

deadline may re-draft their submissions. Lisa Panah reported that certificates will be created for all individuals who participated.

5.10 Bylaws Amendment-Law Faculty Membership Category There was no report.

5.11 VSP Amicus Brief Task Force Ann Hollenbeck reported that a Task Force meeting was held earlier in the day. The Task Force unanimously believes that they should not file a brief in support of the Supreme Court decision. The Task Force also decided that they will stay together in the next year and will revisit this issue.

5.12 Nominating Committee. Lisa Panah reported nominations have been received and that all nominees have been contacted.

6. New Projects/ Initiatives.

6.1 HCLS Membership Lisa Panah volunteered to draft an updated HCLS membership policy in writing. She will submit her writing and report to the Council at a future meeting.

6.2 SBM Law Student Section- Golf Event Lisa Panah reported that the Council has received a request of a minimum donation of \$500.00 for an October 4th Golf Outing to Benefit Access to Justice Legal Fund. A motion was made and seconded to support this request with a \$500.00 donation. Motion passed unanimously. Lisa Panah will reply to the SBM Law Student Section's request.

6.3 CLR White Paper Lisa Panah reported that she has distributed the paper via email with the meetings materials. Ann Hollenbeck has looked at it and will discuss with Marta Hoffman and will report to Council at the next meeting.

6.4 CLR Funding Request. Ann Hollenbeck will submit for discussion at the next council Meeting.

7. List of Individuals Interested in Participating in Section Activities. The names of individuals were listed on the agenda.

8. Other Business. Lisa Panah would like to say thank you to everyone for making this a productive and rewarding year.

9. Next Meeting Date. The Annual Meeting will be held, September 23, 2008 at the DIA.

10. Adjourn. Lisa Panah adjourned the meeting at 3:44 p.m.