

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

**Wednesday, December 15, 2004**

The Council meeting was held via telephone conference. The following Council members participated: Cindy Wisner, Kathy Kudner, Marge Marchak, Lisa Panah, Jennifer Kildea Dewane, Donna Craig, David Rogers, Joy Berent and Phil Stoffan.

1. Call to Order. The meeting was called to order by Cindy Wisner at approximately 3:20 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 November 17, 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. Donna Craig provided the Treasurer's report for the previous fiscal year. She indicated there was a balance, and there was discussion on ways the funds can be spent for the benefit of Section members. The Council discussed surveying Section members to help the Council identify their needs and possible ways to use Health Care Law Section funds.
  - 4.2 Budget (2004-2005). Donna Craig reported that the Council officers will be meeting soon to prepare a proposed budget for the next Council meeting on January 19, 2005.
  - 4.3 2005 Annual Meeting Committee. There was discussion on where to hold the annual meeting and on what date. Cindy Wisner requested Council members to submit to her ideas for possible speakers and topics.
  - 4.4 State Bar Special Projects.
    - 4.4.1 Section Leadership Council. Cindy Wisner reported that she volunteered the Section to participate in the Section Leadership Council, which will be comprised of leaders from all the State Bar committees. The purpose of the Section Leadership Council will be to help the State Bar identify and respond to the needs of State Bar members.

4.4.2 Court Rule Revisions. Cindy Wisner requested the Council to identify health care litigators who would be interested in commenting on proposed State Court Rule revisions regarding “feeling” proceedings.

4.5 Proposed Amendments to Nonprofit Corporation Act. There was nothing new to report.

5. December Reports.

5.1 Substantive Law Subcommittee Report. Marge Marchak reported on the status of substantive law subcommittee activities. The last program was well-attended. There was discussion on providing thank you gifts to speakers, such as coffee mugs with the Health Care Law Section logo on it. The Council approved providing speaker gifts, up to \$1,000, on a motion made and seconded.

Ms. Marchak reported that the Medical Legal Substantive Law Subcommittee will sponsor an insurance program in January. Speakers are being lined up for the Legislative Update, which will be held at the Lansing offices of Foster Swift in February 2005. The Technology Substantive Law Subcommittee plans to sponsor a program on healthcare technology and legal pitfalls in late March 2005. The Consumers Substantive Law Subcommittee is planning a program geared toward consumers on fraud and how complaints are processed, which will be held in April 2005.

Ms. Marchak reported on the status of the search for a qualified person to market Section activities and programs. She requested Council members to notify her of potential marketers.

On a motion made and seconded, the Council approved making the January 2005 insurance program, sponsored by the Medical Legal Substantive Law Committee, free of charge for Health Care Law Section members.

5.2 Intensive Study Update. Phil Stoffan reported that the work group will be meeting in January 2005 to discuss the possibility of health care certification and possible topics to be covered to obtain certification.

5.3 ICLE 2005. Kathy Kudner reported that speakers are set and the brochure for the ICLE program has been sent.

5.4 ICLE Dinner Meeting. Marge Marchak confirmed that she will plan the Health Care Law Section Council dinner meeting following the ICLE program on March 3, 2005.

5.5 Other Business.

5.5.1 Law Student Reception. David Rogers reported that the WSU law student reception will be held the first week of February 2005. Jennifer Kildea Dewane reported that she is planning the MSU law student reception.

5.5.2 Student Writing Competition. Kathy Kudner reported that the writing competition materials have been sent to several law schools and she is awaiting approval from the law schools. There was discussion on sending the writing competition materials directly to Health Care Law Section student members.

5.5.3 MSMS. The Council members discussed designating someone to contact MSMS regarding possibly doing a joint educational program with them so long as MSMS identifies the speaker and topic.

5.5.4 HIPAA Task Force. Kathy Kudner reported that the HIPAA Research Work Group is looking for volunteers to participate in preparing a primer on HIPAA research issues.

5.5.5 Public Health Code. Cindy Wisner reported that the Public Health Code Work Group is waiting to hear from publishers.

5.6 Member Services. Cindy Wisner led a discussion on whether or not the Health Care Law Section Council needs to establish formal goals. The general consensus was that while the Council needs to increase active participation, formal goals were not necessary. Ms. Wisner requested Council members to submit to her ideas on activities and projects for the Section.

6. Cookie Exchange. Council members participated in the annual cookie exchange.

7. Upcoming Dates 2005. Cindy Wisner reported that future Council meetings will be held on 1/19, 2/16, 3/3, 4/20, 5/18 and 6/15. Ms. Wisner requested Council members to notify her of any problems with availability for the 2/15/05 scheduled meeting.

8. Adjournment. There being no further business, the meeting adjourned at approximately 4:25 p.m.