

MINUTES

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

Date: December 6, 2012

Chair: Steve Bender

Members Present:

John Anderson	E	Josh Moore	P
Steve Bender	P	Laura Napiewocki	P
Jennifer Benedict	P	Monica Navarro	E
Richard Bouma	P	Donna O'Connor	P
Patrick Haddad	P	Abby Pendleton	P
John Hazewinkel	P	Trish Schabath	P
Marta Hoffman	P	Deborah Williamson	E
Mark Kopson	P	Timothy Gutwald	P
Thomas McGraw	P	Cara Jansma	E

Action/Follow-Up = [REDACTED]

Agenda Item	Discussion
Call to Order (Steve Bender)	Steve Bender called the meeting to order at 4:33 p.m.
Roll Call (Adrienne Nutter)	See above for members present.
Conflict of Interest Disclosures (Steve Bender)	None.
Review and Approval of Minutes of November 1, 2012 Council Meeting (Jennifer Benedict)	Minutes were unanimously approved without changes.
Treasurer's Report (Tom McGraw)	Tom gave a report on October activity. Due to posting of section dues, net income was over \$19,000 for October with the Section's balance at over \$80,000.
Substantive Law Committee Report (Timothy Gutwald)	Tim reported that the Committee is hoping to have one more program before the end of the year. Starting in January, two teleconferences are scheduled for each month with the possible exception of March due to ICLE. Upcoming topics include a Healthcare 101 series on CON, EMR, and fraud and abuse. Another potential program topic is the BCBS conversion.

Publications Committee Report (Monica Navarro)	<p>2013 Work Plan and Status of projects are as follows:</p> <ol style="list-style-type: none"> 1. Telemedicine Baseline (ongoing). Completed and to be posted to Section's website soon. 2. Update Legislative Index (ongoing). 3. Update Records Retention Manual (ongoing). 4. Update and revamp HIPAA Matrix (ongoing). 5. Update Health Insurance Exchanges (ongoing). 6. Update Fraud and Abuse Manual (ongoing). 7. White paper on Blue Cross Blue Shield Conversion (new). A proposed co-author is Steve Hernandez - MCH. The Committee still needs to identify a co-author attorney. 8. Bulletin on Affordable Care Act (new) 9. New topics on the shelf for future work: <ul style="list-style-type: none"> -Best Practices: Subpoenas and Warrants for PHI -Business of Health Care: Certificates of Need -Electronic Health Records in Michigan
New Lawyers and Law Students Committee Report (John Anderson)	Nothing to report. Marta will follow-up with John to begin planning in January for lunches at law schools to be held this spring.
Legislative Committee Report (Mark Kopson)	Nothing to report. Discussion ensued about the BCBS conversion and its potential impact on providers. It was noted that historically, the Section has steered clear of political issues.
Technology Committee Report (Rich Bouma)	Rich and Tim reported that they are working with the State Bar on exploring how to make HCLS programs more widely available throughout the state through the use of webinars or potentially videoconferencing the Section's annual meeting.
Pro Bono Committee Report (Trish Schabath)	<p>Josh is exploring opportunities with Community Legal Resources; Trish is exploring various opportunities as well. The Committee is still in the information-gathering phase.</p> <p><u>Options:</u></p> <ol style="list-style-type: none"> 1. One-day event (e.g., law clinic to help people sign up for Medicaid benefits). 2. Ongoing event where Section taps into existing program. <p>The Committee also sought approval of survey tool to survey Section members to gauge interest in participating in pro bono activities. Council approved moving forward with the survey. Trish and Josh will proceed with creating survey tool.</p> <p>After discussion of Race for the Cure, a decision was made to discontinue this event because of historically low participation rates.</p>
Annual Meeting Committee (Steve Bender)	Nothing to report.

Fellows Committee Report (Deb Williamson)	Nothing to report.
Discussion of the future of the Law School Achievement Award (Marta Hoffman)	The Committee is in the process of putting together a resolution which will be presented to the Council at the January meeting. Various Council members raised concerns about spending \$10,000 per year on scholarships. The Committee will continue its work on bringing forth a resolution to the Council.
Post-ICLE Dinner	This event has been held at Flemings the past two years. Steve, Jen and Adrienne will begin planning for this dinner.
Adjournment/Next Meeting (Steve Bender)	The meeting adjourned at 5:30 p.m. Next Meeting: 4:30 p.m. Thursday, January 3, 2013

Minutes recorded by Jen Benedict