

State Bar of Michigan
Health Care Law Section
Council Meeting Minutes

Thursday, January 15, 2009
9:00a.m. – 10:30a.m.

Teleconference: Call-In Number is: **1 800-270-1153, Pass Code is 123999#**

Council Officers: Ann Hollenbeck (Chair), Joanne Lax (Chair-Elect)
Margaret Marchak (Treasurer), Marta Hoffman (Secretary)

- I. Call to Order (Ann Hollenbeck): The meeting was called to order at 9:00 a.m.
- II. Roll Call (Ann Hollenbeck) Ann Hollenbeck, Joanne Lax, Margaret Marchak, Marta Hoffman, Jan Anderson, John Anderson, Amy Barkholz, Rich Bouma, Beth Derwin, Rob Iwrey, Joan Lowes, Donna O'Connor, Lisa Panah, Carol Tarnowsky, Monica Wilkinson. Absent: Eric Wexler. Excused: Thomas Trenta. Also attending: Denise Adams
- III. Conflict Disclosures (Ann Hollenbeck): None.
- IV. Review and Approval of Minutes of December 18, 2008 Council Meeting (Marta Hoffman) The minutes from the December council meeting were unanimously approved after presentation and upon a motion and second.
- V. Treasurer's Report (Margaret Marchak): Marge reported that she did not get financials yet so she had nothing to report. She will provide the financial report at the next meeting.
- VI. Updates
 - A. Substantive Law Committee Report (Joan Lowes)
 1. Speaker Release Form: Tom McGraw has been working on the form. It should be completed within the week.
 2. Primer Series of Providers Subcommittee: a) The tax primer program was held on January 13th and was a success. b) A program on HIPAA security audits will be held on Jan 27th. Notices should be going out soon. Two highly regarded speakers, David Miller from Compuware and Randy Gainer(sp), an attorney who was involved in related hospital litigation, will be presenting the program. c) The CON program is scheduled for March 25th.
 3. Future Programs; a) The Payor subcommittee is working on putting together a two part program on Medicare Advantage. One part will address the basics and the second part will address marketing issues. These programs are currently targeted for the beginning of March, and the beginning of May.

Speakers are still being lined up. b) Senator Tom George will be the key note speaker for the Legislative Update which will probably be held the last week of April.

- B. Law School Events (Amy Barkholz, Rob Iwrey, Marta Hoffman) : Amy reported that she spoke with Laura Napiewocki about MHA speakers for the Legislative Update. Amy will contact the Lansing area law schools once the date and location are determined. She would like to hold a law school reception at the same time. Rob reported that he has scheduled a program at WSU for March 12th. This will be held over lunch, as it was last year. He is lining up the same speakers as last year. Marta Hoffman reported she is in the process of contacting Ave Maria and will be contacting University of Michigan in the near future as well.
- C. Technology and Access Committee (Rich Bouma): Nothing to report.
- D. Legislation Committee (Jan Anderson, Eric Wexler, Amy Barkholz, Marta Hoffman, Tom Trenta)
 - 1. 2009 Law School for Legislators (Jan Anderson) Jan reported that the law school for legislators is slated for either March 27th or 28th. The agenda is still being developed however the focus will probably be on public policy issues, penalties, current issues such as healthcare reform. This is currently being planned as a 90 minute presentation.
 - 2. Medical Marijuana Regulations (Marta Hoffman): Nothing to report.
- E. 2009 Annual Meeting Committee (Ann Hollenbeck): The first meeting of the committee will be scheduled shortly. Committee members are currently: Carol Tarnowsky, Monica Wilkinson, Joanne Lax, Tom Trenta, Ann Hollenbeck. Additional assistance was invited.
- F. Pro Bono Work Group (Rob Iwrey, Carol Tarnowsky): Rob received quotes for printing brochures and is still investigating whether either MHA or the state bar can assist with electronic distribution.
- G. Redesigned IRS Form 990 Task Force (Ann Hollenbeck): Nothing to report.
- H. VSP Amicus Brief Task Force (Ann Hollenbeck): Ann reported that SCOTUS denied cert.. Potential litigation still remains in Ohio. The group discussed disbanding the task force in light of SCOTUS' action. This was unanimously approved upon motion and second.
- I. Publications Committee (John Anderson, Donna O'Connor)
 - 1. Health Law Index: John reported that the Attorney General piece of the publication has been completed and has been submitted to the State Bar. The CON portion and Admin rules portion are expected to be done within the next week or so.
 - 2. Planned Publications for 2009: The committee held a meeting to look at additional projects. They anticipate publication of a Fraud and Abuse manual by reviewing, updating and combining Tom McGraw's and David Haron's publications, with their input.
- J. Charitable Donations Policy (Monica Wilkinson): Monica is working on a draft.

VII. New Business: a) Rob Iwrey made reservations for Little Italy again for the council get together following the first day of the ICLE Health law seminar in March. b) Ann is preparing her January e- newsletter and requested that others provide her with any

information that needs to be included. Margaret suggested that Ann ask for suggestions for this year's annual meeting. c) The group discussed sponsoring another writing competition this year.

VIII. Next Meeting Date: Thursday, February 12, 2009, 9:00-10:00 a.m. The meeting was moved up a week due to winter break and anticipated low attendance at the regularly scheduled meeting.

IX. Adjournment (Ann Hollenbeck): The meeting was adjourned at 9:29 a.m.