

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

March 2, 2010

Council Officers: Joanne Lax (Chair), Monica Wilkinson (Chair-Elect), Robert Iwrey (Treasurer), Marta Hoffman (Secretary)

- I. **Call to Order (Joanne Lax):** The meeting was called to order at 4:30p.m.
- II. **Roll Call (Marta Hoffman): Present:** Joanne Lax, Monica Wilkinson, Robert Iwrey, Marta Hoffman, Amy Barkholz, Jan Anderson, John Anderson, Jennifer Benedict, Richard Bouma, Beth Derwin, Joan Lowes, Tom McGraw, Laura Napiewocki, Monica Navarro, Donna O'Connor, Carol Tarnowsky, **Excused:** Steve Bender, Ann Hollenbeck
- III. **Conflict Disclosures (Joanne Lax):** There were none to report.
- IV. **Review and Approval of Minutes of February 2, 2010 Council Meeting (Marta Hoffman):** The minutes from the February meeting were presented for approval and were approved upon motion and second as proposed for amendment.
- V. **Treasurer's Report (Robert Iwrey):** Financials through Jan 31, 2010 were provided. There was nothing unusual to report. The balance is just over \$90,000.00
- VI. **Updates**
 - A. Substantive Law Committee Report (Tom McGraw, Steve Bender): Past Programs: Insurance Law program was held and was successful with over 70 registered. Upcoming Programs: March 18th: RAC Audits; April 22nd from 3p-5p: Legislative Update at the State Bar office in Lansing. Participants include Rep. Corriveau, Sen Tom George, several industry representatives from MSMS, MHA, and Michigan Health Plan. Possible upcoming programs: New Federal mental health parity regulations, GINA Act, also possibly a program on organ procurement. The ADR group has expressed interest in working with the section on a program.
 - B. Publications Committee Report (Donna O'Connor, Monica Navarro) O'Connor: The Record Retention manual is complete and should be on the website soon. The Health Law Index is complete and uploaded to the website. The Fraud and Abuse, 3rd update is also complete and should be available on the website soon. The telemedicine white paper and checklist is also complete but isn't on the website yet.

- C. Pro bono Committee report (Carol Tarnowsky): The Domestic Violence Brochure is complete and ready for distribution.
- D. Legislative Committee report (Jan Anderson, Monica Wilkinson, Amy Barkholz): Ms. Anderson reported that a draft charter of proposed guidelines will be ready soon to be circulated to council in advance of next meeting.
- E. Technology Committee and web site re-design initiative report (Rich Bouma, Jennifer Benedict): Mr. Bouma will be sending out an invitation to section members to post law firms to website. Ms. Benedict reported that multiple changes to the website have been made. The Home Page has been changed and outdated information has been removed. A tab for upcoming events will be included, as will information on how to join the section.
- F. HCLS Directory report (Joan Lowes): Council members received the proposed directory for review and comment. The State Bar can provide some minimal editing without additional charge. The directory will be updated only once a year and will be password protected. After discussion, it was decided to offer an opt out provision.
- G. Race for the Cure report (Rob Iwrey, Monica Navarro, John Anderson): Ms. Navarro and Mr. Iwrey reported that registration is ongoing with the expectation of at least 20 runners. Discussion ensued about sending another email blast regarding the process for registering. Upon motion and second, it was unanimously agreed that the section would purchase 60 shirts at a cost of up to \$1600.00, to be offered free to the first 60 to register for the race. An announcement will be made at the upcoming ICLE Health Law Institute. Hockeytown Café and Town Pump Tavern were discussed as possible venues for gathering after the race. Old Pump Tavern was chosen as the preferred venue. Food is to be purchased by individuals, not the section.
- H. Law student events report (Amy Barkholz, Robert Iwrey, Marta Hoffman) Mr. Iwrey reported that the UofD/WSU event was held at WSU and had about 34 in attendance. Ms. Hoffman reported that the U of M event will be held on March 10. Participants will include Jeff Page, Gail Pabarue, Eric Wexler, and Ms. Hoffman.
- I. Annual meeting subcommittee report (Joanne Lax, Monica Wilkinson, Ann Hollenbeck, John Anderson, Marta Hoffman, Carol Tarnowsky, Amy Barkholz): Wilkinson: The date has been confirmed for Sept 23rd at the Charles Wright Museum. The format will be the same as last year with lunch followed by the keynote speaker, Mike Duggan. Sessions will follow through the afternoon with a reception and tour afterward. A call for speakers has gone out. A theme has not been set yet. A letter of intent

has been signed for the museum. A contract has to be reviewed yet by the section and State Bar attorney before it can be signed.

- J. Appreciation dinner after ICLE Health Law Institute (Laura Napiewocki): Arrangements are complete. It will be held at Andiamos on Seven Mile. Key ICLE planners are also invited.
- K. Law student writing competition (Joanne Lax, Monica Wilkinsen, Carol Tarnowsky, Marta Hoffman) The committee is still working on a topic.
- L. Nightingale Task Force report (Laura Napiewocki): Ms. Napiewocki spoke with Mr. Haron who advised her that the task force hasn't undertaken any projects yet but is proposing development of a reference library or links to material on issues germane to patient advocacy /safety issues.
- M. HITECH Act Work Group (Business Associate Agreements): No additional guidance has been issued yet. Ms. Lax will clarify with Lisa Panah about whether the group will form a task force.
- N. State Bar Journal feature publication report (Rob Iwrey): There was nothing new to report
- O. Publicity for outside pro bono opportunity (Monica Wilkinson): The issue has been resolved without any need for action.

VII. New Business

- A. Contribution to Health Law Institute cocktail reception (Robert Iwrey): Mr. Iwrey spoke with ICLE. It was agreed that the section would pay up to \$1500 and ICLE would contact the Section in advance if additional funding was needed for the reception. It was unanimously approved upon motion and second, to pay \$1500 for the Health Law Institute reception.
- B. Adjournment (Joanne Lax): Adjourned at 5:57 p.m.
- C. Next meeting: April 6, 2010 at 4:30 P.M.