ICLE’S 20TH ANNUAL

Health Law INSTITUTE

20 Years of Keeping Pace with Critical Changes in Health Care Law

MARCH 6–7, 2014
THE INN AT ST. JOHN’S, PLYMOUTH

Cosponsored by:
Health Care Law Section
of the State Bar of Michigan

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LEVEL: BASIC/INTER/ADVANCED
CLE: 9
ETHICS: .75
20 Years of Keeping Pace with Critical Changes in Health Care Law

Cosponsored by the Health Care Law Section of the State Bar of Michigan

Gather with leading experts in the field and get answers to your questions about insurance exchanges, Michigan Medicaid expansions, enforcement trends for privacy violations, protecting privileged and patient health information during e-discovery, and what technological advances will affect your practice. Gain insights and take home practice tips that will help you stay in compliance. Plus, learn about how the DMC is making their Accountable Care Organization a success.

Attend for These Great Benefits:
• Understand Michigan’s implementation of the ACA and the interaction of public and private health exchanges
• Implement e-discovery strategies to proactively manage and protect privileged and PHI data
• Expertly advise your clients on risk management issues involving patient portals and electronic medical records
• Understand the roles of nurse practitioners and the laws governing these healthcare providers
• Explore the effects of recently-enacted regulations concerning pharmaceuticals and devices
• Learn how telemedicine will change the face of health care delivery in Michigan
• Identify and address the latest challenges presented by anti-kickback regulations and Stark law
• Network with colleagues during the evening cocktail reception sponsored by the Health Care Law Section

Featured Speakers

Mercedes Varasteh Dordeski
Foley & Mansfield
Ferndale

Stuart M. Lockman
Michigan Pioneer ACO
Southfield

Kenneth R. Marcus
Honigman Miller Schwartz and Cohn LLP
Detroit

Monica P. Navarro
Thomas M. Cooley Law School
Auburn Hills

Chris Priest
Executive Office of Governor Rick Snyder
Lansing

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New to the Field?
Check out the Core Concepts Track
• Basics of HIPAA and Patient Privacy
• Basics of Health Care Reimbursement
• Understanding the Basics of Fraud and Abuse
(see pages 5 for full details)

Access Valuable Resources After the Institute
All registrants will receive MP3 audio recordings* of select sessions to guide you through the toughest issues. (see pages 4 and 6 and look for the icon)

*MP3 download available to all registrants in the “My Download” area of ICLE’s website after the seminar
Schedule at a Glance
March 6, 9:00am–5:25pm

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<thead>
<tr>
<th>Time</th>
<th>Session</th>
<th>Speaker/Location</th>
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<tbody>
<tr>
<td>9:00am</td>
<td>Welcome and Update on Health Care Law Section Activities</td>
<td>Laura Miron Napiewocki, Hall Render Killian Heath &amp; Lyman PLLC, Warren</td>
</tr>
<tr>
<td>10:05am</td>
<td>Federal Regulatory Update</td>
<td>Maria B. Abrahamsen, Dykema, Bloomfield Hills</td>
</tr>
<tr>
<td>10:45am</td>
<td>Networking Break</td>
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<tr>
<td>11:00am</td>
<td>The Merger of Public and Private Insurance Exchanges</td>
<td>Chris Priest, Senior Strategy Advisor, Executive Office of Governor Rick Snyder, Lansing</td>
</tr>
<tr>
<td>11:45am</td>
<td>Michigan Health Law Update</td>
<td>Jennifer B. Van Regenmorter, Foster Swift Collins &amp; Smith PC, Holland; Deborah J. Williamson, Warner Norcross &amp; Judd LLP, Southfield</td>
</tr>
<tr>
<td>12:25pm</td>
<td>Lunch Presentation—The Success of the Michigan Pioneer Accountable Care Organization</td>
<td>Stuart M. Lockman, Detroit Medical Center, Michigan Pioneer ACO, Southfield</td>
</tr>
<tr>
<td>1:45pm</td>
<td>Hot Topics in Michigan Medicaid</td>
<td>Laura Appel, Michigan Health &amp; Hospital Association, Okemos; David E. Tanay, Department of Attorney General, Lansing</td>
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**TRACKS**

<table>
<thead>
<tr>
<th>INTERMEDIATE/ADVANCED</th>
<th>CORE CONCEPTS</th>
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<tbody>
<tr>
<td>2:40pm HIPAA/HITECH Update</td>
<td>Basics of HIPAA and Patient Privacy</td>
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<tr>
<td>Elizabeth Callahan-Morris, Hall Render Killian Heath &amp; Lyman PLLC, Troy</td>
<td>Brian S. Fleetham, Dickinson Wright PLLC, Grand Rapids</td>
</tr>
<tr>
<td>3:25pm Networking Break</td>
<td>Basics of Health Care Reimbursement</td>
</tr>
<tr>
<td>3:40pm Stark Advanced Session</td>
<td>Deborah A. Sieradzki, PhD, MHSA, Lubaway Masten &amp; Company Ltd., Milford</td>
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<tr>
<td>Cynthia F. Wisner, Trinity Health, Livonia</td>
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<tr>
<td>4:35pm Advanced Practice Providers—The Role of Nurse Practitioners</td>
<td>Understanding the Basics of Fraud and Abuse</td>
</tr>
<tr>
<td>Nancy George, Wayne State University College of Nursing, Detroit; Abby L. Pendleton, The Health Law Partners PC, Southfield</td>
<td>Michael W. Matthews, Holland Hospital, Holland</td>
</tr>
<tr>
<td>5:25pm Networking Reception—Sponsored by the Health Care Law Section of the State Bar of Michigan</td>
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**LEGEND:**
- **HOT TOPIC**
- **TECH TOPIC**
- **INTERACTIVE**
- **AUDIO/MP3 AVAILABLE**
- **WHAT'S NEW**
- **FAVORITE**
- **RECOMMENDED FOR NEW LAWYERS**

“This seminar is both a refresher and an update, very professionally presented.”
—Gilbert M. Frimet
Foster Swift Collins & Smith PC, Farmington Hills

“All of the presentations, without exception, were timely, relevant and well-presented.”
—Brian P. Lennon
Warner Norcross & Judd LLP, Grand Rapids
## Schedule at a Glance

### March 7, 9:00am–12:30pm

<table>
<thead>
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<tr>
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<td>Fraud and Abuse Update</td>
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<tr>
<td>10:15am</td>
<td>Networking Break</td>
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<td>10:30am</td>
<td>E-Discovery—Strategies and Ethical Considerations for Protecting Privileged and Patient Health Information</td>
</tr>
<tr>
<td></td>
<td>Billee Lightvoet Ward, Miller Canfield PLC, <em>Kalamazoo</em>; B. Jay Yelton, III, Miller Canfield PLC, <em>Kalamazoo</em></td>
</tr>
<tr>
<td>11:25am</td>
<td>Hot Topics in Risk Management</td>
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<tr>
<td></td>
<td>Rebecca A. Havlisch, Trinity Health, <em>Livonia</em>; Nancy Lorence, Trinity Health, <em>Livonia</em></td>
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### Full Schedule

**March 6, 9:00am–5:25pm**

**MODERATORS**

**Plenary Sessions/Core Concepts Track**
Laura Miron Napiewocki  
Hall Render Killian Heath & Lyman PLLC  
*Warren*

**Intermediate/Advanced Track**
Steven B. Bender  
Trinity Health  
*Livonia*

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<td>Laura Miron Napiewocki, Chair, Health Care Law Section of the State Bar of Michigan, Hall Render Killian Heath &amp; Lyman PLLC, <em>Warren</em></td>
</tr>
<tr>
<td>9:20am</td>
<td>It Was 20 Years Ago Today—a Health Law Retrospective from 1994–2014</td>
</tr>
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</table>
|            | The first *Health Law Institute* was held 20 years ago. You attended some or all of the sessions, but did you learn anything? To celebrate the 20th anniversary of ICLE’s *Health Law Institute*, and to test your knowledge, this informative and entertaining session will highlight significant events in health law during the past 20 years. Come prepared to answer questions!  
|            | Kenneth R. Marcus, Honigman Miller Schwartz and Cohn LLP, *Detroit*                               |
| 10:05am    | Federal Regulatory Update                                                                          |
|            | Don’t miss this annual opportunity to stay current on all the latest changes in federal regulation. Take away keen analysis of the significance and implications of each new development.  
|            | Maria B. Abrahamsen, Dykema, *Bloomfield Hills*                                                   |
Full Schedule continued

11:00am
The Merger of Public and Private Insurance Exchanges
In this interactive session, learn about the state’s role in Michigan’s health care landscape. Hear the latest from the front lines about Michigan’s implementation of the ACA, the interaction of public and private health exchanges, and the status of the MIHealth Marketplace. Gain an understanding of expected challenges as 2014 unfolds and the state’s plans to successfully meet them.
Chris Priest, Senior Strategy Advisor, Executive Office of Governor Rick Snyder, Lansing

11:45am
Michigan Health Law Update
State health care law experts review the top statutory, caselaw, and legal trends in Michigan and give advice on how these changes will impact your health care clients.
Jennifer B. Van Regenmorter, Foster Swift Collins & Smith PC, Holland; Deborah J. Williamson, Warner Norcross & Judd LLP, Southfield

12:25pm
Lunch Presentation—The Success of the Michigan Pioneer Accountable Care Organization
Take an exciting journey with Stuart Lockman, president of the Michigan Pioneer ACO, one of only 23 surviving Pioneer ACO organizations in the country. Hear about how this ACO was built primarily with independent physicians, serving a large number of safety net patients and get an inside look at the challenges and opportunities of providing value-based care in a fee-for-service world.
Stuart M. Lockman, Detroit Medical Center, Michigan Pioneer ACO, Southfield

1:45pm
Hot Topics in Michigan Medicaid
Get the latest in Michigan’s hottest Medicaid topics. Understand the issues surrounding fraud recoveries in the context of managed care. See the emerging trends in Medicaid fraud through both criminal and civil lenses. Learn what is new with implementation of Medicaid expansion and how the parameters of the Healthy Michigan Plan interact with programs already in place.
Laura Appel, Michigan Health & Hospital Association, Okemos; David E. Tanay, Department of Attorney General, Lansing

2:40pm
Intermediate/Advanced Track: HIPAA/HITECH Update
2:40pm continued
Core Concepts Track: Basics of HIPAA and Patient Privacy
A foundational knowledge of health care privacy law is essential for every health law lawyer. Get the basics as you learn the role of HIPAA in health care and understand the prescriptions and proscriptions of patient privacy.
Brian S. Fleetham, Dickinson Wright PLLC, Grand Rapids

2:40pm continued
Intermediate/Advanced Track: Stark Advanced Session
In this high-level session, get the latest information on Stark voluntary disclosure settlements and the guidance you need most on ACOs and Stark compliance for your clients. Explore the Anti-Kickback Statute advisory opinions and look at hypothetical situations that may have Stark implications.
Cynthia F. Wisner, Trinity Health, Livonia

Core Concepts Track: Basics of Health Care Reimbursement
Learn the fundamentals of health care reimbursement starting with the basics of provider designation and claim forms that determine which reimbursement methodologies to follow. Understand the current regulations governing reimbursement for Medicare and Medicaid and how to apply these to your health care clients.
Deborah A. Sieradzki, PhD, MHSA, Lubaway Masten & Company Ltd., Milford

3:35pm
Intermediate/Advanced Track: Advanced Practice Providers—The Role of Nurse Practitioners
Advanced practice providers play an increasing role in health care, but what is their scope of practice? Who bears liability for their services? Get the answers to these questions and the latest updates in the legal landscape of this developing area of law. Using real-life examples of audits, learn the rules that govern billing and the issues that arise for compliance and reimbursement.
Nancy George, Wayne State University College of Nursing, Detroit; Abby L. Pendleton, The Health Law Partners PC, Southfield

Core Concepts Track: Understanding the Basics of Fraud and Abuse
Get practical guidance on the must-know essentials of the Stark Law, Federal Anti-Kickback Statute, and False Claims Act. Discuss common scenarios involving hospital and physician relationships and learn to recognize the kinds of behaviors and transactions that can trigger violations and how to advise your clients in avoiding these situations.
Michael W. Matthews, Holland Hospital, Holland
Full Schedule continued
March 7, 9:00am–12:30pm

MODERATORS

Plenary Session/Privacy and Risk Track
Mark S. Kopson
Plunkett Cooney
Bloomfield Hills

New Medicine Track
Jennifer L. Benedict
Honigman Miller Schwartz and Cohn LLP
Detroit

9:00am
Fraud and Abuse Update
In this annual session, learn about the latest government activities and what precautions you must take to protect your clients. Our faculty will give an inside look at the complex landscape of fraud and abuse prosecution in the face of health care reform.

10:30am
New Medicine Track: Drugs and Devices—What’s New?
Discover what’s new in the world of drug and device regulation. Get updates on the 340B Drug Pricing Program, and consider the scope of practice issues for prescribing drugs and controlled substances. Stay current on the increased oversight of advertising and labeling, pharmacy compounding, product safety, and product importation. Hear what’s new in clinical research for drugs and devices and what role the Affordable Care Act plays.
Kathrin E. Kudner, Dykema, Ann Arbor; Kathleen A. Reed, Dykema, Ann Arbor

10:00am continued
Privacy and Risk Track: E-Discovery—Strategies and Ethical Considerations for Protecting Privileged and Patient Health Information
For e-discovery and privilege issues, the best defense is a good offense. In light of the US v Halifax case, learn the importance of being proactive and how to implement strategies to protect privileged and PHI data. Topics will include updating and maintaining records, identifying the scope and burdens associated with production, knowing how and when to seek protective orders, using technology to assist in document production, reviewing processes for quality control, keeping privileged information privileged, and determining what to do when inadvertent disclosure occurs. Plus, hear how your e-discovery practices are impacted by the HIPAA Omnibus rules and HITECH.
Billee Lightvoet Ward, Miller Canfield PLC, Kalamazoo; B. Jay Yelton, III, Miller Canfield PLC, Kalamazoo

11:25am
Privacy and Risk Track: Hot Topics in Risk Management
Hear the newest developments in risk management from the front lines. Learn more about managing risk in advanced directives, new-risk arrangements, Medicare secondary payors, and write-offs. Get your questions answered about how to manage risk with various technological advances such as patient portals and electronic medical records.
Rebecca A. Havlisch, Trinity Health, Livonia; Nancy Lorence, Trinity Health, Livonia

New Medicine Track: Telemedicine in Michigan—A New Model for Health Care Delivery
Telemedicine is new to the Michigan medical scene. See telemedicine technology in action, and learn more about licensing, reimbursement, liability, quality assurance, credentialing, and insurance. Consider the legal questions that arise with telemedicine as we take you on virtual house calls and rounds using VideoDoc from Health Net Connect.
Mercedes Varasteh Dordeski, Foley & Mansfield, Ferndale; Monica P. Navarro, Thomas M. Cooley Law School, Auburn Hills; Corky Davis, Health Net Connect Inc., Wixom
HealtH law institute RegisR ation            Prices guaranteed until 03/07/14

*Select "electronic materials only" discount to save $25 off registration fee. Materials will be posted online before the seminar.

Registrants will receive the printed handbook and electronic materials if no format is specified. Materials will be posted online before the seminar.

Please attach additional sheet listing lawyers attending.

$25 electronic materials discount does not apply.

Persons with disabilities: For special arrangements, please contact ICLE no later than seven days before the seminar.

Cancellation Policy: In order to receive a full refund, you must notify ICLE by February 20, 2014. After February 20, a $45 handling fee will be assessed. No refunds will be issued after February 27, 2014.

Walk-in Registrations: Permitted on a space-available basis or if registrants fail to claim their seat in the first 15 minutes of the seminar.

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