**Member Spotlight**

*Volunteer interviewers needed for our second Member Spotlight – Medical Malpractice!*

The members of the Healthcare Litigation and Risk Management IG collectively have a wealth of experience and knowledge in many different areas of practice. In an effort to highlight our members and to provide an additional opportunity for networking, the “Member Spotlight” section will highlight one or more members in a written interview-style format. Each Member Spotlight will focus on a different practice area within our IG.

Our first Member Spotlight will appear in July’s Newsletter. Our featured topic area is the False Claims Act and it will feature three members of our IG representing all sections of False Claims Act practice – Relator’s Counsel, the Government, and Defense. Stay tuned!!!

We are currently searching for younger members who are interested in serving as interviewers for our second Member Spotlight. This is a great opportunity to network and publish something. If you are interested in this opportunity, please contact Michael Morton at michael.morton@lcb.state.nv.us.

**Tip of the Month**

The Centers for Medicare & Medicaid Services (CMS) have updated the process for its voluntary self-referral disclosure protocol, which was originally established in section 6409 of the Patient Protection and Affordable Care Act (PPACA). The protocol enables providers of health care and other supplies to self-disclose violations of the physician self-referral statute, section 1877 of the Social Security Act.

As of June 1, 2017 CMS has published an updated protocol, specifically, new forms that utilize a new collection instrument approved by the Office of Management and Budget. If the updated forms are not used to self-disclose such a violation, CMS may not accept the self-disclosure, which would put the provider or client in danger of not being availed of the benefits of self-disclosure. More information can be found on the Self-Referral Disclosure Protocol page on the CMS website.

✓ Our “Tip of the Month” was provided by Michael K. Morton, Nevada Legislative Counsel Bureau.

**Volunteer Writers Needed!** We are always searching for members of the IG who are interested in writing for this section. Entries do not have to be long – 50 to 1500 words (not a limit, just a guide). This is a great way to share helpful information with your IG colleagues. If you are interested in writing for this section please contact Ardith Bronson at ardith.bronson@dlapiper.com.

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**Save the Date!**

**UPCOMING CLES**

(1) July 19, 2017
“Private Enforcement of Anti-Kickback Laws”

(2) July 26, 2017
“Fundamentals of HCQIA”
Proposals Wanted!

Program proposals are open for the conferences listed below. Program proposals should include a title, a detailed description and two potential speakers. The Health Law Section continually strives to increase the participation of diverse persons including women, diverse races and ethnicities, disabled, and LGBTQ speakers in Section activities, as well as to ensure diversity in geographic location and firm representation. Please consider these criteria when proposing prospective speakers. Please be sure to select the conference for which you would like your proposal to be considered. Proposals must be submitted separately. Proposals for each session will need to be submitted separately. Proposals must be submitted no later than Monday, June 26, 2017 to be considered. This is a hard deadline with no exceptions. All proposals need to be submitted via the link above to be considered; no emailed proposals will be accepted. Access the program proposal form here. Feel free to also email your proposal to Sarah Frazier at sfrazier@bafirm.com, as our IG can play a role in recommending proposals we think are important to pursue.

**Washington Health Law Summit**
Washington, DC
December 4-5, 2017
The Washington Health Law Summit focuses on the latest legislative, enforcement and policy developments affecting healthcare organizations. Proposals should address new legislation, policy developments, or the implementation of significant healthcare initiatives emanating from HHS, CMS, IRS, DOJ, FDA and other key government agencies.

**Conference on Emerging Issues in Healthcare Law**
Scottsdale, AZ
February 21-24, 2018
As the Section’s flagship program, Emerging Issues in Healthcare Law provides timely, practical presentations on cutting-edge topics that are critical to lawyers in all aspects of health law. Proposals should address the most important topics facing healthcare lawyers and their clients in today’s rapidly changing environment.

We often receive multiple proposals which cover the same topics, these program proposals may be consolidated by the planning committee. Also, proposals that are not selected for these programs will be considered by the Distance Learning Committee for an upcoming webinar or member benefit program. You will receive notice as to whether your proposal was accepted once the program planning committee has made its decisions. We value your participation, and look forward to your proposals!

Joe Geraci and Juliet McBride
Co-Chairs of the Washington Health Law Summit

Diane Carter and Kathy Poppitt
Co-Chairs of Emerging Issues in Healthcare Law

**UPCOMING Events!**

**FALSE CLAIMS ACT AND QUI TAM TRIAL INSTITUTE**
June 14-16, 2017 – Washington, D.C.

The False Claims Act (FCA) Trial Institute will feature a two-day mock False Claims Act jury trial, in which every experienced False Claims Act lawyers from the government, relators’ and defense bar will try a healthcare fraud case to a jury. A hallmark of this innovative program is the televised jury deliberations. The Institute presents a unique opportunity to see how the issues in a FCA trial play out in court and to observe how a jury evaluates the evidence, the witnesses and the arguments of counsel. It also affords an opportunity for faculty and attendees to discuss the challenges an FCA trial presents.

The Institute will be held at the American University College of Law. It offers 16.25 general CLE credit hours and 1.25 Ethics/Professionalism CLE credit hours.

**QUARTERLY BROWN BAG PHONE CONVERSATION**
June 14, 2017 at 1:00 p.m. (EST)
Dial-in 866-646-6488, Call-in code: 960 911 4855 #

Following a brief business meeting, this quarter’s BrownBag will focus on "*Kindred: SCOTUS Hands*"
Victory to Nursing Home Arbitration"

SCOTUS just upheld, 7-1, an arbitration agreement signed by relatives with power of attorney for the nursing home resident. Our informal raconteur will be Cory Kallheim, VP for Legal Affairs, LeadingAge. He'll go over the highlights of the case, and then everyone is invited to participate!

Job Posting!

**HEALTH CARE DEPUTY BUREAU CHIEF**

NYS Attorney General’s Office

The New York State Office of the Attorney General is seeking an experienced lawyer to serve as Deputy Bureau Chief in its Health Care Bureau in New York City. For more information about the OAG, please visit our website: [www.ag.ny.gov](http://www.ag.ny.gov)

If you have questions regarding a position with the OAG and the application process or you need assistance with submitting your application, please contact the Legal Recruitment Bureau via email at recruitment@ag.ny.gov or phone at 212-416-8080.

Full details related to this job posting appear at the end of the June Newsletter.

Twitter Corner


Follow us! @HLSHLRM

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**POSITION** | **CONTACT INFORMATION**
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Chair | Sarah M. Frazier; sfrrazier@bafirm.com
Vice Chair, Communications | Stefan R. Chacón; schacon@montand.com
Vice Chair, Publications | Ardith Bronson; aredith.bronson@dlapiper.com
Vice Chair, Programming | Leonard Rosenberg; lrosenberg@garfunkelwild.com
Vice Chair, Membership | Brian Parmelee; BParmelee@jamsadr.com
Health Law and Policy Liaison | Virginia B. Evans; v.b.evans@hotmail.com
Web & Technology Liaison | Michael Morton; Michael.Morton@lcb.state.nv.us
Young Lawyers Liaison & Newsletter Editor | Candice M. Deisher; cdeisher@oag.state.va.us
Liaison at Large | Josh McDiarmid; josh@kswb.com
Division of Social Justice
Health Care Bureau – Deputy Bureau Chief - New York City
Reference No. HCB_DBC_ NYC_3102

The New York State Office of the Attorney General is seeking an experienced lawyer to serve as Deputy Bureau Chief in its Health Care Bureau in New York City. The Health Care Bureau seeks to protect consumers from deceptive or illegal practices through bringing civil prosecutions for violations of health, insurance, deceptive practice and other applicable laws. The Bureau has been recognized for its enforcement work in the areas of mental health parity and predatory practices, among other areas, as well as for its consumer Helpline, which assists in resolution of individual consumer complaints. The Bureau has nine attorneys as well as a team of paralegals and other staff that comprise the Helpline.

The Deputy Bureau Chief responsibilities include overseeing and advancing the Bureau’s civil enforcement efforts, including reviewing briefs, managing lawyers and support staff, working closely with the Bureau Chief to develop and execute enforcement vision and strategy using litigation, policy, and educational tools. We are seeking candidates with at least eight (8) years of civil litigation or prosecutorial experience. The ideal candidate will have (i) knowledge of federal and state health and/or insurance laws, (ii) experience in every aspect of litigation, including initiation of litigation, discovery, motions, oral arguments, trials and settlements; and (iii) at least three (3) years of experience managing attorneys and litigation teams.

Applicants must reside in (or intend to soon become a resident of) New York State and be admitted to practice law in New York State. In addition, the Public Officers Law requires that attorneys in the Office be citizens of the United States. A two (2) year commitment upon being hired is a condition of employment.

Candidates from diverse backgrounds are encouraged to apply. The OAG is an equal opportunity employer and is committed to workplace diversity.

HOW TO APPLY

Applications are being received online. To apply, please click on this link: HCB_DBC_ NYC_3102; applicants will be taken to the online application page for this position.

Applicants must be prepared to submit a complete application consisting of the following:

- **Cover Letter** (You may address to Sandra Jefferson Grannum, Esq., Bureau Chief, Legal Recruitment)
- **Resume**
- **List of three (3) references** with contact information and email addresses
- **Writing Sample**

Please note: Failure to submit a complete application will delay the consideration of your application.

If you have questions regarding a position with the OAG and the application process or you need assistance with submitting your application, please contact the Legal Recruitment Bureau via email at recruitment@ag.ny.gov or phone at 212-416-8080.

For more information about the OAG, please visit our website: [www.ag.ny.gov](http://www.ag.ny.gov)