



15th Annual Health Law Primer
October 7, 2015 – Franklin, TN

Program Description: If you are new to health law or just trying to keep up with the rapid changes, the Health Law Primer is for you. The Primer provides general health law overview and discussion of “hot topics” by a stellar panel of experience health care leaders. This seminar promises practical tips to identify and avoid the pitfalls of real life situations in the heavily regulated healthcare industry.

Program Producer: Denise Burke, *TBA Health Law Section Vice-Chair*

Agenda Credit hours: 4.0 general

12:15 – 1:00 p.m.

Registration

12:50 – 1:00 p.m.

Welcome and Introductions
Denise Burke, *Waller*

1:00 – 2:00 p.m.

Overview of Fraud and Abuse Laws

This session will introduce attendees to fundamental fraud and abuse laws by examining a hypothetical situation in which a physician practice is acquired by a hospital. The panel will explore key concerns that can arise in the actual transaction as well as those that commonly follow. The session will provide an overview of key health care laws implicated in these & similar situations, including the Federal Anti-Kickback Statute, OIG Guidance, the Federal Physician Self-Referral Statute (Stark), & the False Claims Act.

Elizabeth Willoughby Harrell, *Community Health Systems*

Chris Sabis, *Office of US Attorney, Middle District of Tennessee*

J.D. Thomas, *Waller*

2:00 - 2:45 p.m.

**Issues Spotting in Transactions
(including corporate practice)**

This session is intended to highlight the key areas of negotiation when a hospital or hospital system purchases a physician practice. The speakers will discuss the Buyers’ and Sellers’ chief expectations and regulatory concerns around the

purchase price, diligence process, transaction documents and subsequent employment agreement between the parties.

Cory Brown, Aspire Healthcare

John Voigt, Sherrard & Roe PLC

2:45 – 3:30 p.m.

HIPAA

The session will offer practical tips for compliance with HIPAA amidst an environment of heightened privacy requirements and increased cyber security challenges.

Shannon Hoffert, Butler Snow LLP

3:30 – 3:45 p.m.

BREAK

3:45 – 4:30 p.m.

Medical Staff and Employment Issues

The presentation will introduce the concepts of Medical Staff organization, structure, and authority. Legal implications of medical staff bylaws and issues impacting credentialing, peer review and corrective action, as well as legal protections for Medical Staff leaders, will be addressed. The increasing trend toward employment of physicians, and the implications of that trend, will be a part of the discussion.

Lisa Carson, Buerger, Moseley & Carson, PLC

4:30 – 5:15 p.m.

The ACA: Where are we? Where are we going? Are we there yet?

This program examines the “interlocking reforms” of the Affordable Care Act (“ACA”) while reviewing significant legal challenges and the various phases of implementation. Future trends are discussed in light of the many players involved in healthcare delivery, pressures on providers, and issues around access to care.

David Lewis, Miller & Martin PLLC

Amy Sanders, Bass Berry & Sims PLC