

Hot Topics in Healthcare Law

July 19, 2017 | NJHA Conference and Event Center, 760 Alexander Rd., Princeton, N.J. 08540

Registration | 8:30 a.m.

Fee | NJHA Members: \$40

Program | 9 a.m. – 1 p.m.

Non-Member: \$75

Seminar | EDU 1777

OVERVIEW:

Healthcare Law encompasses not only the law of healthcare delivery and financing but all areas of law that focus on the intersection between law and health – from the ethics of embryonic stem cell research to the role of government in preventing child maltreatment to occupational health and safety regulations to the laws governing elder care and death.

Hot Topics in Healthcare Law is intended to address some of the issues in healthcare that are rapidly evolving and provide relevant interpretations of these healthcare laws.

This half-day program presented by attorneys from Epstein Becker & Green, P.C., will provide updates on a variety of cutting-edge topics affecting hospitals, health systems, post-acute providers and healthcare professionals including:

- Fraud and abuse and government enforcement
- Privacy and security
- Labor employment and workforce management
- The future of the corporate practice of medicine prohibition

TARGET AUDIENCE:

Attorneys, CEOs, CIOs, compliance officers, GROs, human resources, ethics committee members and paralegals.

CONTINUING EDUCATION CREDITS:

Continuing Legal Education Statement:

This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for **4.0** hours of total CLE credit. Of these, **0** qualify as hours of credit for ethics/professionalism, and **0** qualify as hours of credit toward certification in civil trial law, criminal trial law, workers compensation law and/or matrimonial law.

DISCLOSURE INFORMATION: Full disclosure will be provided at the educational activity.

Hot Topics in Healthcare Law

July 19, 2017

AGENDA

8 a.m. *Registration & Networking Continental Breakfast*

8:45 a.m. **Welcome and Overview**

9 a.m. **Fraud and Abuse and Government Enforcement**

Anjana D. Patel, Esq. and Melissa L. Jampol, Esq.

- Recent updates to the Stark law, including CMS' new self-disclosure protocol, implementation of the January 2016 Stark regulations and recent case law
- The Anti-Kickback Law and the Civil Monetary Penalty Law updates
- Recent investigations and prosecutions by New Jersey's Medicaid Fraud Control Unit of hospitals and other healthcare facilities
- The use of data analytics by the government in healthcare investigations
- Recent telehealth enforcement actions
- Recent U.S. Department of Health and Human Services, Office of Inspector General and U.S. Department of Justice compliance guidance

9:50 a.m. **Privacy and Security**

Patricia Wagner, Esq.

- Office for Civil Rights' position on ransomware, the assumption that ransomware is a breach, and implications for healthcare organizations
- OCR's guidance on providing patients access to records, including by email if requested, and how organizations can operationalize those requests
- OCR's continued enforcement focus on privacy and security, and increasing scrutiny on events that affect small numbers of individuals
- Balancing the Privacy and Security Rules' requirements with patient requests for text messaging

10:30 a.m. **Break**

10:40 a.m. **Labor, Employment & Workforce Management**

Jeremy M. Brown, Esq. and Denise Dadika, Esq.

- Employee activism in response to societal concerns – how the National Labor Relations Act applies and what employers need to know
- National Labor Relations Board’s broadening definition of protected activity and NLRB enforcement of handbook and social media policies/practices: the unique nature of hospitals versus NLRB’s broadening of “rights” of employees to record, post pictures, tweet, etc. in the workplace
- Antitrust concerns – minimizing criminal and civil liability when competing for and retaining employees
- Religious accommodations – balancing employees’ beliefs with required job duties

11:40 a.m. **The Future of the Corporate Practice of Medicine Prohibition**

Gary W. Herschman, Esq. and Jack Wenik, Esq.

- Analysis of *Allstate Insurance Company v. Northfield Medical Center, P.C.*, the recent New Jersey Supreme Court case and what it means for the future of the corporate practice of medicine prohibition
- Impact on “captive or friendly P.C.s” from a transactional and regulatory compliance perspective
- A litigator’s perspective on the impact of *Allstate Insurance Company v. Northfield Medical Center, P.C.*

12:20 p.m. **Q/A & Evaluations**

12:30 p.m. **Networking Lunch**

EDU 1777 – Hot Topics in Healthcare Law (July 19)

FEES | NJHA members: \$40

Non-members: \$75

Location: NJHA Conference and Event Center
760 Alexander Road, Princeton, NJ 08540

Directions: www.njha.com/directions.aspx

Guarantee your seat now by paying for your registration online with a credit card. **It's secure and easy.**

Click on the following link:

<http://hret-registration.njha.com>

PAYING BY CHECK

Please fax your registration form prior to mailing with your payment.

A copy of the registration must accompany your check in order to allocate your payment properly.

FAX: 609-275-4271

Make check payable to: HRET

Mail to: HRET – P.O. Box 828691 – Philadelphia, PA 19182-8691

- For registration inquiries, please contact HRET at: HRETEducation@njha.com or 609-275-4181
- If special accommodations are necessary, please call 609-275-4181
- **In the event of inclement weather, call 609-275-4140 before coming to the conference**

Check One: NJHA Member

Non-member

REGISTRATION

Name: _____

Designation/Credentials: _____ Job Title: _____

Phone: _____ E-mail: _____

Organization: _____

Organization Address: _____

City, State, Zip: _____

Method of Payment: Check _____ Credit Card _____

Payment Amount: \$ _____ Check# _____ Card#: _____

Cardholder Name: _____

Expiration Date: _____ CCV: _____ Code: _____

Signature: _____

Billing Address (if different from above): _____

