

IHA Legal Forum

Dec. 5, 2017

9 a.m. - 4 p.m.

The Montage

8580 Allison Pointe Boulevard | Indianapolis, IN 46250 | 317-577-3663

The Legal Forum is designed specifically for hospital attorneys and executives, as well as those interested in legal topics relating to health care, and offers insight into a wide range of health care legal issues.

Attorneys can earn up to 6.0 continuing legal education credits for attending. Continuing legal education for this conference is sponsored by Hall, Render, Killian, Heath & Lyman, P.C. and Seminars for Indiana Medico/Legal Bar Association, Inc.

Registration

Register at regonline.com/IHA-LF17 by **Nov. 28**.

Registration Fee: The cost to attend this event is \$325 per person.

Payment Options: Payments can be made online by credit card. If paying by check, please indicate this payment option online. Checks should be made payable to Indiana Hospital Association, 500 North Meridian Street, Suite 250, Indianapolis, IN 46204. Payment is due prior to the event on Dec. 5.

Program Agenda

8:30 – 9 a.m.

Registration

9 - 10 a.m.

Health Care Security Issues: Workplace Safety & Cybersecurity

Jennifer Skeels and Mark Swearingen

Hall, Render, Killian, Heath & Lyman

Indiana hospitals face an ever-expanding set of security-related issues, ranging from ensuring the safety of staff to ensuring the safety of electronic clinical and business information. The first part of this presentation will identify current challenges to workplace safety, including risks of violence posed by patients and visitors (and even by staff members themselves) and will explore ways that hospitals can help ensure workforce security and well-being. The second part of the presentation will focus on recent developments in the area of cybersecurity, highlight examples of cybersecurity exposure and identify measures hospitals can implement in order to prevent and address cybersecurity threats.

10 - 11 a.m.

Regulatory and Policy Responses to the Opioid Crisis

Julie Lappas and Hannah Brown
Hall, Render, Killian, Heath & Lyman

This program is designed to provide an overview of the legal issues surrounding the current opioid crisis, as well as highlight current state and federal initiatives geared toward reducing the number of opioid overdose deaths in the U.S. and the number of opioid pills prescribed each year. From dosage limits to treatment guidelines, states and third-party payers have taken varied approaches to limit overprescribing and to manage drug-seeking behaviors from patients. This program will address both regulatory and policy approaches to the opioid crisis, as well as explore practical pointers about how hospitals can combat these problems internally and with community partnerships.

11 a.m. - Noon

Hire American? Immigration and Health Care in the Trump Era

Jenifer Brown
Ice Miller

This presentation will discuss the current and potential changes to the already complex U.S. immigration system. The presenters will break down the talking points and rhetoric on “Hire American” and President Trump’s other Executive Orders on immigration, including the travel ban. In addition, the presentation will provide details on the Conrad program for J-1 waivers in Indiana, alternative options for hiring foreign physicians and recommendations for ensuring your recruiting staff balances your priorities and the limitations of our U.S. immigration system. The presentation will also explore what a possible transition to a merit-based immigration system looks like and other topics often overlooked in the national immigration debate, plus tips on successful retention of your most valuable foreign national employees.

Noon – 1 p.m.

Lunch

1 - 2 p.m.

Update on Stark, Anti-Kickback and False Claims Act Prohibitions

David Honig and Alyssa James
Hall, Render, Killian, Heath & Lyman

The federal Stark Law and Anti-Kickback Statute are two of the primary bodies of law governing relationships between health care providers. The False Claims Act is the government’s primary tool to combat fraud in the Medicare and Medicaid programs, including enforcement of the Stark and Anti-Kickback laws. This presentation will discuss the substantive issues related to the fair market value, commercial reasonableness and volume or value standards of these laws, as well as the FCA’s qui tam, or whistleblower, provisions, that allow individuals, including employees and patients, to bring lawsuits on behalf of the government and enjoy a bounty for success. Particular attention will be given to recent statutory amendments, regulatory guidance and government enforcement policies that have made understanding these laws and avoiding the FCA more important than ever for health care providers.

2 - 3 p.m.

Mergers and Acquisitions in the Trump Era

Chris Sears and Taryn Stone
Ice Miller

While there has been a short reprieve, uncertainty still reigns for the long term political fate of the Affordable Care Act (ACA) as ongoing efforts from Congress and the administration to repeal and replace significant pieces of that landmark statute continue. In the face of uncertainty, health care providers are seeking innovative strategies to conserve capital, manage populations and find efficiencies. Trends in recent years demonstrate that mergers, acquisitions and other forms of partnerships are a critical strategy as hospitals and health systems seek to provide coordinated, cost-effective care across the continuum. 2017 has seen a rapid pace of deal activity, which is predicted to accelerate. This presentation will include a discussion of the larger public policy context as well as the legal issues surrounding this flurry of mergers and acquisitions activity.

3 - 4 p.m.

Merit-based Incentive Payment System (MIPS) Update

Tim Kennedy, IHA General Counsel
Hall, Render, Killian, Heath & Lyman

This presentation will provide an overview of the latest Merit-based Incentive Payment System (MIPS) developments, including new regulations governing MIPS and Advanced Alternative Payment Models.

Questions

Inquiries may be directed to Laura Gilbert at lgilbert@IHAconnect.org or 317-423-7793.

Cancellation & Refund Policies

Refunds will not be issued after Nov. 28. Prior to that date, a refund of the registration fee, less \$50, will be processed for cancellations. Substitutions can be made at any time.

Americans with Disabilities

In compliance with the Americans with Disabilities Act, we will make every reasonable effort to accommodate your request. For any special requests, please contact Laura Gilbert at lgilbert@IHAconnect.org before the meeting date.