

# 31<sup>st</sup> Annual Health Law Conference

## March 27-29, 2019 • Royal Sonesta Hotel Houston • Houston, TX

### Wednesday Evening, Mar. 27, 2019

6:00 pm	<b>Registration Opens</b>  Includes light refreshments.
	<b>PRE-CONFERENCE CONCURRENT SESSIONS</b>  Please select on registration form. Each session includes a 15-minute break.

---

#### Health Law Fundamentals

7:00 pm 2.00 hrs	<b>Health Law Fundamentals</b>  Explore the basics of health law, with an emphasis on fraud and abuse (including the Stark law and the federal anti-kickback statute), managed healthcare, HIPAA, and Medicare coverage and reimbursement issues.  Violet M. Anderson, CHRISTUS Health - Irving, TX Kenneth J. Kramer, Texas Health Resources - Arlington, TX Kristin M. Roshelli, King & Spalding - Houston, TX
9:15 pm	<b>Adjourn</b>

---

#### "Deeper Dives": Health Law and Compliance Essentials

##### Presiding Officer:

**Yvonne K. Puig**, Norton Rose Fulbright - Austin, TX

7:00 pm 1.00 hr	<b>Stark Law and Anti-Kickback Update and Examples</b>  Get updated on the regulatory, administrative, case law, and enforcement actions related to the Stark and anti-kickback laws, and review examples of arrangements attracting scrutiny by the enforcement agencies.  Donna S. Clark, Morgan, Lewis & Bockius LLP - Houston, TX Donald H. Romano, Foley & Lardner LLP - Washington, DC
8:00 pm	<b>Break</b>
8:15 pm 1.00 hr	<b>State of Transition: A Look at the Movement to Value in 2019</b>  Review the state of the movement to value, including a look at alternative pricing arrangements involving professional and institutional providers. Examine the state of payment reform and recent CMS efforts to reinforce the shift to value. Discuss the use and application of data in developing pricing and payment structures.  Janet Walker, Ascension - Austin, TX Jeff Wurzburg, Norton Rose Fulbright - San Antonio, TX

9:15 pm	<b>Adjourn</b>
<hr/>	
<b>In-House Counsel Issues (Limited to In-House Counsel ONLY)</b>	
7:00 pm 2.00 hrs	<p><b>In-House Counsel Issues</b></p> <p><b><i>Limited to in-house counsel only.</i></b> Participate in an active discussion and sharing among panelists and participants. Hear about hot topics for in-house counsel, including updates on state and federal legislation, healthcare transactions, payment and reimbursement issues, and privacy regulation and enforcement.</p> <p>Moderator: Lance Lightfoot, Texas Children's Hospital - Houston, TX</p> <p>Panelists: Tracie Bedeaux, Tenet Healthcare Corporation - Dallas, TX David Ellenbogen, Baylor Scott &amp; White Health - Austin, TX W. Christopher Shea, Memorial Hermann Health System - Houston, TX Stephen G. Wohleb, Texas Hospital Association - Austin, TX</p>
9:15 pm	<b>Adjourn</b>
<hr/>	
	<p><b>Want to attend more than one Pre-Conference Session on Wednesday Evening? No problem!</b></p> <p>Conference registration includes all of the course materials for the <i>Health Law Fundamentals</i> and "<i>Deeper Dives</i>": <i>Health Law and Compliance Essentials</i> presentations. In addition, the eConference—including papers, slides, audio and CLE credit for these presentations—will be available in "Your Briefcase" within 4–6 weeks after the conference.</p> <p>PLEASE NOTE: Course materials and audio recordings for the <i>In-House Counsel Issues</i> panel are not included. Registration is limited to in-house counsel only who attend the live presentation.</p>

## Thursday Morning, Mar. 28, 2019

### Presiding Officer:

**Yvonne K. Puig**, Norton Rose Fulbright - Austin, TX

7:30 am	<p><b>Registration Opens</b></p> <p>Includes continental breakfast.</p>
8:20 am	<b>Welcoming Remarks</b>
8:30 am 0.75 hr	<p><b>Top Health Industry Issues of 2019: New Health Economy Comes of Age</b></p> <p>The US healthcare industry has often lagged other industries (like tech, retail, hospitality) when it comes to modernizing. Once thought to operate outside the greater US economy, the healthcare industry—and its byzantine payment system, complicated regulatory barriers and reliance on face-to-face interactions—is being disrupted. Finally, there's robust evidence that new economic realities are kicking into gear.</p> <p>Benjamin Isgur, PricewaterhouseCoopers LLP - Dallas, TX</p>

9:15 am 1.25 hrs	<b>Healthcare Year in Review</b>  Hear an informative and entertaining overview of important healthcare developments in the past year, including policy initiatives, regulatory changes, and court decisions.  Darby C. Allen, Davis Wright Tremaine LLP - Seattle, WA Robert G. Homchick, Davis Wright Tremaine LLP - Seattle, WA
10:30 am	<b>Break</b>
10:45 am 0.75 hr	<b>2019 State and Federal Healthcare Legislative Landscape</b>  Discuss how the 2018 elections and new House speakers have reshaped the state and federal legislative branches, significant legislation making its way through the 86th Texas Legislature, and legislative priorities and initiatives of the 116th U.S. Congress.  Moderator: Freddy Warner, Memorial Hermann Health System - Houston, TX Panelists: Tom Banning, Texas Academy of Family Physicians - Austin, TX Stephen G. Wohleb, Texas Hospital Association - Austin, TX
11:30 am 0.75 hr	<b>Health Plans, Providers, and Current Payment Issues</b>  Examine payment issues and challenges between healthcare providers and health plans, and outline practical strategies for avoiding and (when necessary) resolving or mitigating these payment and dispute issues with both litigation and in-house perspectives and expertise. Explore common sources of payment disputes, including high-cost and chargemaster reimbursement issues, payment disputes in the context of both plan and provider mergers and acquisitions, and patient cost-sharing issues.  Moderator: Leah Stewart, The University of Texas at Austin Dell Medical School - Austin, TX Panelists: Jonathan M. Herman, Herman Law Firm - Dallas, TX Christian K. Puff, Hall, Render, Killian, Heath & Lyman, P.C. - Dallas, TX
12:15 pm	<b>Break</b>

## Thursday Afternoon, Mar. 28, 2019

### Presiding Officer:

**Kevin A. Reed**, Reed Claymon Meeker & Hargett, PLLC - Austin, TX

	<b>Optional Table Topics Luncheon</b>  Join a discussion group with conference faculty and fellow registrants. Please select a Table Topic on the registration form to attend (\$40 additional charge).
--	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

---

### TOPIC A: Stark and Anti-Kickback

12:35 pm	<b>TOPIC A: Stark and Anti-Kickback</b>
----------	-----------------------------------------

---

### TOPIC B: Physician and Hospital Relationships

12:35 pm	<b>TOPIC B: Physician and Hospital Relationships</b>
<b>TOPIC C: Payor Issues and Payor Hot Topics (or HIPAA)</b>	
12:35 pm	<b>TOPIC C: Payor Issues and Payor Hot Topics (or HIPAA)</b>
<b>TOPIC D: Tips and Trends in Operations</b>	
12:35 pm	<b>TOPIC D: Tips and Trends in Operations</b>
1:20 pm	<b>Break</b>
1:30 pm 1.00 hr	<p><b>Operational Impact of Significant Cases</b></p> <p>Take an in-depth look at key legal developments and significant cases affecting healthcare operations, including credentialing and liability issues that impact hospitals and providers. Receive a comprehensive review of recent decisions affecting the liabilities and duties of healthcare providers in the written materials.</p> <p>Yvonne K. Puig, Norton Rose Fulbright - Austin, TX</p>
2:30 pm 0.75 hr	<p><b>Reimbursement Changes and the Modern-Day Physician Practice</b></p> <p>Hear a discussion on physician responses to changes in reimbursement methodologies and payor relationships. Explore the ways physician groups are transforming themselves through IPAs, ACOs, and partnerships with practice management companies. Analyze the pros and cons of those choices and how physicians might best position themselves for the future.</p> <p>Moderator: Kenya S. Woodruff, Katten Muchin Rosenman LLP - Dallas, TX</p> <p>Panelists: Patricia Kroken, Kroken Consulting, LLC - Albuquerque, NM Jim Walton, Genesis Physicians Group - Dallas, TX</p>
3:15 pm	<b>Break</b>
3:30 pm 0.75 hr	<p><b>Labor and Employment Issues in the Healthcare Industry</b></p> <p>The healthcare industry faces unique challenges as an employer. From whistleblower lawsuits to disruptive behavior in a healthcare workplace, get practical tips for addressing these potential landmines.</p> <p>Kimberly King Webb, CHRISTUS Health - Irving, TX</p>
4:15 pm 0.75 hr 0.25 hr ethics	<p><b>Digital Health and Telehealth</b></p> <p>Amidst a continued increase in connectivity—from the internet of things to remote diagnoses—developments in technology regularly bring change to the healthcare industry. Explore how technological innovations continue to disrupt traditional practices, and discuss the benefits and risks technology brings.</p> <p>René Quashie, Consumer Technology Association - Alexandria, VA Julian L. Rivera, Husch Blackwell LLP - Austin, TX</p>

5:00 pm 0.75 hr 0.25 hr ethics	<p><b>Enforcement Trends Across the Healthcare Industry</b></p> <p>Criminal and administrative cases are still making creative use of new theories and trends, and the investigation and litigation of healthcare fraud cases continue across all sectors of the industry. Hear an overview of the latest trends in enforcement, and analyze what the new theories and trends mean for 2019 and beyond.</p> <p>Moderator: B. Scott McBride, Morgan, Lewis &amp; Bockius LLP - Houston, TX</p> <p>Panelists: George W. (Bill) Morrison, Haynes and Boone, LLP - Dallas, TX Jill O. Venezia, U.S. Attorney's Office, Southern District of Texas - Houston, TX</p>
5:45 pm	<b>Adjourn</b>
	<p><b>Networking Reception (5:45 p.m. - 6:45 p.m.)</b></p> <p>THANK YOU TO OUR SPONSORS</p> <p>Join us for drinks and hors d'oeuvres with program faculty and attendees.</p>

## Friday Morning, Mar. 29, 2019

### Presiding Officer:

**Kathy L. Poppitt**, King & Spalding - Austin, TX

7:30 am	<p><b>Conference Room Opens</b></p> <p>Includes continental breakfast.</p>
8:30 am 1.00 hr	<p><b>Affiliations, Sales, and Conversions Among Non-Profit and For-Profit Healthcare Organizations</b></p> <p>Examine the corporate, regulatory, tax and other considerations involved in transactions among various non-profit and for-profit healthcare entities, including State Attorney General approvals, the role of private equity, and recent transactions.</p> <p>Moderator: Lisa Atlas Genecov, Katten Muchin Rosenman LLP - Dallas, TX</p> <p>Panelists: Jerry A. Bell Jr., Norton Rose Fulbright - Austin, TX Daphne Walker, United Surgical Partners - Addison, TX</p>
9:30 am 1.00 hr	<p><b>Operational Hot Button Issues</b></p> <p>Take a break from the business side to explore some exciting (and frequently maddening) health law operational issues and developments for hospitals and other healthcare entities. Hear an interactive presentation with updates, practical tips and guidance on in-facility DNRs, medical staff and credentialing issues including ACOs, responding to immigration enforcement officers in the facility, changes in payments for out-of-network services, HIPAA and other topics.</p> <p>Moderator: Kathy L. Poppitt, King &amp; Spalding - Austin, TX</p> <p>Panelists: D. Cameron Duncan III, Texas Hospital Association - Austin, TX Joanne P. Hopkins, Law Office of Joanne P. Hopkins - Austin, TX</p>

10:30 am	<b>Break</b>
10:45 am 0.75 hr	<b>The Opioid Crisis</b>  Explore the role of regulatory forces in the evolution of the opioid crisis and hear the latest on national and state opioid enforcement efforts including <i>State of Texas v. Purdue Pharma</i> .  Beth Anne Jackson, Brown & Fortunato, P.C. - Amarillo, TX Patrick K. Sweeten, Office of the Texas Attorney General - Austin, TX
11:30 am 0.75 hr	<b>Blockchain: A Primer</b>  Distributed Ledger Technology (aka Blockchain) is a new way to manage trust in a distributed network. But what does that really mean? Look at the basics of Blockchain, how it works, why it can be trusted, and what some of its applications can be in the healthcare space. Gain a basic understanding on the trust model which uses Distributed Ledger Technology, as well as some ideas on how this technology and its trust model can be a way to improve the delivery of healthcare.  John P. Tomaszewski, Seyfarth Shaw LLP - Houston, TX
12:15 pm 1.00 hr ethics	<b>Wellness and Well-Being: Ethical and Professionalism Implications</b>  Identify current life challenges facing lawyers, the professional responsibility and professionalism issues raised by lawyer impairment, and current efforts by the organized bar and legal employers to address issues of lawyer wellness and well-being.  Andrew Demetriou, Lamb & Kawakami LLP - Los Angeles, CA
1:15 pm	<b>Adjourn</b>