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AHLA Connections Features

The monthly *AHLA Connections* magazine presented the latest developments of health law. It included feature articles written by members who were enrolled in the Practice Groups. Features included in the *AHLA Connections* included the following:

Extreme Makeover for Medical Staff Bylaws: The New Joint Commission Medical Staff Standard Sends Hospitals Back to the Drawing Board

July 2010 | *By Michael Biehl and Maureen Kwiecinski, Foley & Lardner LLP*

Evidence-Based Clinical Guidelines: An Rx for Better Quality, an Opportunity for Exclusionary Conduct Under the Antitrust Laws, or a Little of Both?

August 2010 | *Mark L. Mattioli, Post & Schell PC and Richard Wolfram*

Snare of Privacy and Security Obligations Challenges Growing Healthcare Banking Industry

September 2010 | *By Tammy M. Ward and Jennifer L. Rangel, Locke Lord Bissell & Liddell LLP*

Governance Issues in the Context of a Nonprofit Hospital Change of Control Transaction

October 2010 | *By Mark R. Thompson, Seigfried Bingham Levy Selzer & Gee PC*

Home Care, Hospice Care, and the Affordable Care Act

November 2010 | *By William B. Eck, Greenberg Traurig LLP*

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Financial Conflicts of Interest: The March Towards Greater Transparency

December 2010 | *By Gehvina Stevenson, Weill Cornell Medical College*

Fair Market Value and the Continuing Evolution of Service Line Co-Management Arrangements

January 2011 | *By Ann S. Brandt, PhD and Scott M. Safriet, MBA, AVA, HealthCare Appraisers, Inc.*

Accountable Care Organizations: Physician Participation Required

January 2011 | *By Howard Fredrick Hahn and Torri A. Criger, Husch Blackwell LLP*

Economic Credentialing: A Prescription To Secure Shared Savings Under Accountable Care

February 2011 | *By Keith Wright and Gregory Drutchas, Kitch Drutchas Wagner Valitutti & Sherbrook*

Incorporating Employed Physicians into an ACO: Easy as Pie? . . . or Recipe for Disaster?

March 2011 | *By Maria Greco Danaber, Ogletree Deakins Nash Smoak & Stewart PC*

The Life Cycle of Health Information: An Overview of the Creation, Use, and Disclosure of Health Data Across the Health Delivery Spectrum

May 2011 | *By Gerald "Jud" E. DeLoss, DeLoss Health Law*

AHLA Connections Analyses

The monthly magazine also included an Analysis – an in-depth discussion of some issues in health law that had an impact on members' practices. Articles included the following:

Nursing Home Transparency Act, Despite Uncertainty of Consequences, Finally Becomes Law
July 2010 | *By Lawrence R. Siegel and Joel R. Nied, Williams Mullen*

Stricter Scrutiny, Reporting and Enforcement of Elder Abuse Is on Its Way Through Elder Justice Act
August 2010 | *By Karen R. Palmersheim and Tammy M. Ward, Locke Lord Bissell & Liddell LLP*

Corporate Governance Challenges: When Auditors Must Push Back
September 2010 | *By Michael W. Peregrine, McDermott Will & Emery LLP and Scott Steffens, Audit Partner, Grant Thornton LLP*

Potential Supreme Court Decision Could Close Avenue for Medicaid Providers' Legal Challenges to State Rate Cuts
November 2010 | *By David M. Dirr, Mathew R. Klein, and Richard G. Meyer, Dressman Benzinger LaVelle psc*

The Audit Alter Ego: Coding for Reimbursement
January 2011 | *By Theresamarie Mantese and Gregory Nowakowski, Rogers Mantese & Associates PC*

A "Responsible Corporate Officer" Defense Plan
March 2011 | *By Michael W. Peregrine and Joshua T. Buchman, McDermott Will & Emery LLP*

New FDA Rule May Affect Healthcare Facilities Using Customized Health IT Systems
May 2011 | *By Michele L. Buenafe, Morgan Lewis & Bockius, LLP*

Aggressive New Assertions of Jurisdiction by OFCCP over Hospitals and Other Healthcare Providers
May 2011 | *By Kathleen M. Williams, Epstein Becker & Green PC*

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The *Journal of Health and Life Sciences Law* is published online as a member benefit, and contains in-depth, professionally reviewed articles of interest to healthcare attorneys—including those who represent researchers, board members, institutions, practitioners, employers, and multi-state entities.

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Kathleen M. Boozang, Carl H. Coleman, and Kate Greenwood

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Rakel Meir and Paul W. Shaw
Medical Control of Emergency Medical Services
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Quality in Action: Paradigm for a Hospital Board-Driven Quality Program
Elisabeth Belmont, Claire Cowart Haltom, Douglas A. Hastings, Robert G. Homchick, Lewis Morris, Robin Locke Nagele, Kathryn C. Peisert, Brian M. Peters, Beth Schermer, and Julie Taitsman
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Data Privacy Concerns for U.S. Healthcare Enterprises' Overseas Ventures
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Constitutional Challenges to Health Insurance Reform
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James Dabney Miller
The Continued Expansion of the False Claims Act
James J. Belanger and Scott M. Bennett
Do the PPACA Amendments to the Stark Whole Hospital Exception Mean the Evolution of a Two-Tier System?
Elise Dunitz Brennan and Hilary L. Velandia
The Effect of the Health Reform Act on Self-Insured Employer Health Plans
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Accountable Care Organizations: Navigating the Legal Landscape of Shared Savings and Coordinated Care
Bruce Merlin Fried, Katherine Funk, Mark Hamelburg, Christopher Janney, S. Lawrence Kocot, and Michelle C. Gabriel McGovern
Independent Payment Advisory Board—Part of the Solution for Bending the Cost Curve?
Michael H. Cook
A New Pathway to Market for Biosimilars
Kathleen Boozang and Judith Toffenetti
Tax-Exempt Hospitals: Renewed Focus on Indigent Care
Thomas Wm. Mayo
An Online Guide to Tracking Healthcare Reform
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Journal of Health & Life Sciences Law July 2010

Taming the Medicaid Beast: The Federal Government's Ambitious Attempt to Combat Medicaid Fraud, Waste, and Abuse
Mark E. Reagan and Mark A. Johnson
The Medicare Hospice Benefit After Health Reform: Controlling Costs, Expanding Access, and System-Induced Pressures
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Daniel F. Roules and Changshun (Ryan) Chen
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Emergency Preparedness: What Did We Learn from the H1N1 Scare?
Maria Greco Danaher, John E. B. Gerth, and Paula D. Walker
A Legal Research Guide to HIPAA
Stephen K. Phillips

Legal Publications 2010-2011

The Association's publishing program continued to be strong with the following new titles in 2010-2011.

False Claims Act & The Healthcare Industry: Counseling & Litigation, 2nd Ed. 2011 Cumulative Supplement
Robert S. Salcido

Fundamentals of Health Law, 5th Ed.

Barry D. Alexander, Bernadette M. Broccolo, Anthea R. Daniels, Sandra DiVarco, Cynthia B. Hutto, Carol Colborn Loeper, David E. Matyas, Thomas Wm. Mayo, John J. Miles, Eli A. Polikoff, Ross E. Sallade, Michael F. Schaff, Susan O. Scheutzow, Daniel J. Schwartz, Kerrin Slattery

Healthcare Compliance Legal Issues Manual, 3rd Ed.

Editors: Harry R. Silver, Cynthia F. Wisner

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Healthcare Entity Bylaws and Related Documents: Navigating the Medical Staff/Healthcare Entity Relationship, 3rd Ed.

Karen S. Rieger, Eric S. Fisher

The Law of Health Information Technology, 1st Ed.

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Physician Recruitment and Compensation Arrangements Practice Guide, 3rd Ed.

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AHFA's Federal Healthcare Laws and Regulations, 09-10 Edition, August 2010 Healthcare Reform Update

William W. Horton, Editor

Healthcare Reform Law Resource Guide

Barry D. Alexander, William M. Altman, Jana Kolarik Anderson, Dennis M. Barry, John T. Brennan, Jr., Bernadette M. Broccolo, Daniel B. Brown, Thomas C. Brown, Jr., Margaret H. Campbell, Jason Caron, Benjamin J. Conley, Richard G. Cowart, Gary Scott Davis, Joan A. Disler, Gregory N. Etzel, Matthew S. Fenster, Matthew T. Fornataro, Steven J. Fox, Bruce Merlin Fried, Benjamin M. Friedman, Katherine Funk, Sandra Caron George, Neal T. Goldstein, Deborah C. Gordon, David D. Green, Marsha R. Greenfield, Jessica Tobin Grozine, Mark Hamelburg, Joel M. Hamme, Jolie N. Havens, Alex M. Hendler, Sandra K. Herron, Robert G. Homchick, Patricia D. King, Philip H. Lebowitz, Amy Lerman, David T. Lewis, Kimberly A. Licata, Charles A. Luband, Holley Thames Lutz, Kashmira Makwana, Charlene L. McGinty, Claire F. Miley, Sarah Mutinsky, Peter A. Pavarini, Kay M. Perry, Whitney Magee Phelps, Holly A. Pierson, Glenn P. Prives, Jennifer L. Rangel, R. Brent Rawlings, Robert T. Rhoad, James B. Riley, Jr., Adam J. Rogers, Donald H. Romano, Hedy Rubinger, Elizabeth C. Sacco, Michael F. Schaff, Vadim Schick, J. Scott Schoeffel, Francis J. Serbaroli, Michael L. Silhol, Julie A. Simer, Ian D. Spatz, Thomas J. Stallings, Jennifer A. Stiller, Judith A. Waltz, Janice Ziegler

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May 27, 2011: The Potential Impact of PPACA on ERISA Preemption

Sponsored by the Payors, Plans, and Managed Care Practice Group and its Health Plans Affinity Group

May 25, 2011: Proposed ACO Rule: How Will It Affect Academic Medical Centers?

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FASB Proposal for Disclosing Loss Contingencies

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Electronic Health Information—Patient Access Requirements and Considerations

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Final Rule Update: CMS Extends Deadlines, Issues Clarifications on Redistribution of Unused Residency Slots Under PPACA

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Scoreboard: Constitutional Challenges to Healthcare Reform

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Regulation of Premiums: A Review of Recent Issues

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By Ari J. Markenson, Benesch Friedlander Coplan & Aronoff LLP

HIT News – July 2010

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HIT Short Takes

By Patricia D. King, Swedish Covenant Hospital and Daniel H. Orenstein, Athena Health Inc.

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By David Szabo, Edwards Angell Palmer & Dodge LLP

Medicaid Programs Face Dual Challenges of HITECH and Health Reform

By Stephanie Good and Daniel H. Orenstein, Athena Health Inc.

2010-2011 Practice Group Toolkits

A toolkit is a collection of resources and information on selected healthcare topics.

Diagnostic Testing Toolkit – June 2011

Contributors: Ericka L. Adler, Kamensky Rubinstein Hochman & Delott LLP; Thomas E. Bartrum, Baker Donelson Bearman Caldwell & Berkowitz PC; Michael A. Cassidy, Tucker Arensberg PC; Thomas W. Greeson, Reed Smith LLP, Debra Gruenstein, Karafin & Gruenstein PC; Rick Hindmand, McDonald Hopkins LLC; Thomas R. Hoffman, American College of Radiology; Christina M. Kuta, Kamensky Rubinstein Hochman & Delott LLP; Jennifer Lohse, Center for Diagnostic Imaging; Jayme R. Matchinski, Hinshaw & Culbertson LLP; T. Braxton McKee, Kaufman & Canoles PC; Donald H. Romano, Foley & Lardner LLP; Alan H. Rumph, Smith Hawkins Hollingsworth & Reeves LLP; Michael J. Sileski, Karafin & Gruenstein PC; Maurine Spillman-Dennis, American College of Radiology; and Regan E. Tankersley, Hall Render Killian Heath & Lyman PC

Cloud Computing Resource Toolkit – June 2011

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Member Briefings are detailed analyses of a particular new development in the law. They are valuable desktop references for practitioners seeking an in-depth understanding of new developments and their implications. Executive Summaries are a useful practice tool to facilitate understanding of the most recent health law issues as they develop.

Bundling and Duty to Deal Claims Fail in Abbott HIV Drug Monopolization Trial – May 2011

By Larissa C. Bergin and Fiona A. Schaeffer, Jones Day

Line of Sight: Healthcare Reform and Managed Vision Care – April 2011

By Bruce Tavel, EyeMed Legal Compliance

Eight Strategies for Hospital Borrowers in 2011 – April 2011

By James W. Blake, Eric A. Jordahl, and Andrew J. Majka, Kaufman Hall & Associates Inc.

On the Financial Insolvency of Healthcare Providers – April 2011

By Stephen J. Brown, Schuyler Roche & Crisham PC

Indemnification Provisions in M&A Agreements: Purpose, Structure, and Limitations – March 2011

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Coming on Strong: The Responsible Corporate Officer Doctrine – February 2011

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Overview of the Chapter 9 Bankruptcy Process and Specific Issues With Public Hospital Filings – February 2011

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Most Favored Nations Clauses Reexamined in Light of DOJ Challenge in Michigan – February 2011

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The Shadow Knows: Is Your Board Equipped to Evaluate High-Risk Issues for Mandatory Disclosure Under Federal Contracts? – January 2011
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Personal Health Records: History, Evolution, and the Implications of ARRA – January 2011
By Robert L. Coffield, Flaherty Sensabaugh & Bonasso PLLC; Jonathan Ishee, University of Texas Health Science Center at Houston; Jeffrey L. Kapp and Kevin D. Lyles, Jones Day; and Rebecca L. Williams, Davis Wright Tremaine LLP

Clawback of Executive Compensation Under Financial Reform Laws – November 2010
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Proposed CMS Regulations to Improve Program Integrity – October 2010
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Evaluating Federal and State Antitrust Reviews of Health Insurance Mergers – August 2010
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New OIG Compliance Plan Guidance – August 2010
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National Background Check Program for Long-Term Care Facilities Under the Affordable Care Act – April 2011
By Keith Mauriello, Arnall Golden Gregory LLP

Introduction to Medicare Parts C and D – April 2011
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Managed Care Litigation 101 – April 2011
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Structuring Acquisitions in the Healthcare Industry to Minimize the Risk of Successor Liability – April 2011
By Thomas Hawk, King & Spalding LLP

Upcoming Changes to the Nursing Home Compare Website Mandated by the Affordable Care Act – March 2011
By Heather O. Berchem, Murtha Cullina LLP

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By Kevin Peters, Miles & Peters PC

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Capital Markets Update –December 2010
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PPACA: Elder Justice Reporting Requirements – September 2010
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Expiring Debt Financing Options to Consider in 2010 and the Legislation Affecting Them in 2011 – August 2010
By Tanya K. Hahn, Lancaster Pollard & Co.

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By Carsten Beith and Court H. Houseworth, Cain Brothers & Company LLC

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In-House Counsel Salary Survey – June 2011
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