

Washington State Bar Association
 Health Law Section Executive Committee
 Meeting Minutes April 20, 2018

Office	Name	Roll Call
Past Chair	Leanne Park	X
Chair	Lee Kuo	X
1st Vice Chair	Gerald Tarutis	X
2nd Vice Chair	Elizabeth Rene	
Treasurer	Luke Campbell	X
Secretary	Morgan Walt	X
At Large	Seth Rosenberg	X
At Large	Michael L. Farrell (Mike)	X
At Large	James Gayton (Jim)	X
Position	Name	
Young Lawyer Liaison	Philip Paine	X
WSBA Liaison	Pat Mead	
BoG	Rajeev Majumdar	
		Guests
Total Present		9

From: Lee Kuo, Chair

1) Quorum Needed: Five Section Officers

a) Review of Agenda:

b) Review of Minutes of Previous Meeting(s): Tabled to next meeting

2) Old Business

a) None

3) WSBA Update

a) Governance & Financials (Luke)

i) Recent Meetings (available [here](#))

(1) February 15th special meeting

(a) For background, the 17 member BOG has 3 recently added vacant public/non-lawyer positions, 11 elected by members, and 3 appointed by BOG

(b) The meeting included heated discussion about whether the BOG should fill the three vacant seats, which issue got tabled until May meeting

(2) March 8th meeting in Olympia.

(a) Approved reimbursement policy changes (previously discussed)

(b) Approved workgroup on president rotation between Western and Eastern Washington

(3) March 9th meeting with the Supreme Court (no agenda/minutes)

(4) March 19th special meeting (no agenda or minutes)

(a) First reading of bylaws amendment to remove 3 vacant public/non-lawyer positions

(b) Schedule April 6th special meeting to get member input

(5) March 29th special executive session (no agenda or minutes)

(6) April 6th Special Meeting (agenda and materials posted but no minutes yet)

(a) Second reading of bylaws amendment and discussions around process for considering bylaw amendment; no minutes

ii) The BOG's next regular meeting is scheduled for May 17-18, 2018 at the WSBA Conference Center. Meeting materials will be posted May 11.

(1) A "reformer" group members says important items include: (i) rolling back the recent WSBA Bylaw amendments that added three more non-member-elected positions to the Board of Governors and also (ii) certain internal governance reforms to allow governors

to participate in setting the agenda on matters of importance to the members, WSBA staff, and the public.

- iii) BOG runoff elections for Districts 1, 5 and 7 South will close **today at 5 p.m.** If you are eligible to vote, you should have already received information. More information [online here](#).
- iv) Rajeev Majumdar, our section liaison, has applied for 2018-19 WSBA president elect. We can submit endorsement letters until May 1, 2018.

- b) General (Pat)
- c) BoG Representative Update (Rajeev)

4) Committee Updates

- a) Membership & Section Outreach (Morgan)
 - i) May networking events across the state
 - (1) Olympia – May 10th – Co-sponsored with Admin Law (Jim hosting)
 - (2) Seattle – May 10th @ the Lodge on 4th Ave. (Philip hosting)
 - (3) Spokane – May 11th – combined with CLE (Mike & Gerry hosting)
 - (4) Renton / Tacoma/federal Way? – May 17th? (Morgan hosting)
- b) Education (Mike, Philip)
 - i) CLE upcoming events, plan for rest of the year – see attachment
- c) Legislative & Communications (Morgan)
 - i) Marketing update – WSBA Director of Communications
- d) Professional Licensing (Gerry)
- e) Nominations & Elections update (Lee)
 - i) Nomination period ended 4/13; next steps in the process?
 - (1) Chair - ____ (Luke? Mike? Morgan? Gerry? Leanne?)
 - (2) 1st Vice Chair – Gerry
 - (3) 2nd Vice Chair – open – Luke nominated Seth
 - (4) Secretary – Morgan
 - (5) Treasurer – Luke
 - (6) At Large – Mike, Jim, Jennifer Carbary, Appalenia Udell
 - ii) Provide final thoughts by candidates to Nominating committee by Thursday
 - iii) Nominating committee send slate to ExComm on Thursday
 - iv) Email slate to membership by April 27th (next Friday)

5) New Business

- i) Review section mission statement - See attachment 2.
- ii) Proposal for future meetings by Secretary – if you join more than 5 minutes after start of meeting, please do NOT state your name at prompt, quickly hit # and wait until a break in the discussion to announce attendance

6) Agenda for next meeting

- a) Request for Input/feedback from BoG to Section Leaders
- b) Discuss section mission statement

7) Adjourn

Attachment 1

CLE Plan for 2018

1) 4 webinars - 90min mini-CLE

- a. April 2. 12-1:30pm - Department of Health hearings (Seth leading)
- b. August
 - i. Compliance - sharing with law enforcement, patient access to medical records - mental health (part 2); litigation - defining record, discovery (Lee to follow up for speaker options)
 1. broad audience - attorneys, compliance officers, small town practitioners
 - ii. mobile technology (HIPAA Issues; medical records).
- c. September/October - corporate practice of medicine (Luke leading)
- d. November - Topic to be determined, potentially select topic as part of HIPAA/privacy series of webinars.

2) One live two-hour CLE. May 11 in Spokane.

- a. May 11, 1 – 5 pm; two hours of CLE; two hours of social time.
- b. Topics: Department of Health Investigations; Opioid Crisis & Enforcement Trends.
- c. Location is law office of Etter, McMahon, Lamberson, Van Wert, & Oreskovich.
- d. Credits approved, in CLE store

3) One live half-day CLE - July, Seattle

- a. July 1st - many new laws going into effect, so legislative update could be good.
- b. New laws and rules - substance abuse, effective July 1st - what you need to know for practice this year - new law about substance abuse mental health. ASC certificate of need changes. (Lee leading, partner with WSHA?); HIPAA in emergency settings; scenarios
- c. HIPAA and BAAs in the non-clinical application world (Morgan help; possibly include Amazon or Microsoft counsel seeking to be healthcare cloud vendors)
- d. Thursday afternoon followed by social hour.

4) Tentative topics

- a. Any interest in topics from HCA?
 - i. Legislative update
 - ii. what HCA does these days (administers Medicaid / apple care, state employee benefits to include k-12 employees - 2.2M WA going up to about 2.5M; Medicaid Demonstration Project?).
 - iii. excluded provider - two levels OIG and also HCA
 1. Seth to ask around for potential speaker
- b. Joint with other sections?
- c. corporate law section interested in
 - i. Employment law in health law context? (Morgan, Lee's coworker?)
 - ii. HIPAA for BAs (municipalities, EMS, law enforcement)

Attachment 2

Mission Statement

HLS website of WSBA (02.20.14)

The Health Law Section of the Washington State Bar Association exists to facilitate learning and relationship development for health law attorneys to aid them in their practice.

The Health Law Section of the Washington State Bar Association will be viewed by its members, WSBA members generally, and third parties as a valuable and trusted resource for:

- Providing regular educational opportunities, including CLE seminars and notices of important developments in health law;
- Contributing to valuable relationships among health law practitioners and opportunities to develop health law practices;
- Providing general information relating to health care law.

HLS website of WSBA (04.20.18)

The WSBA's Health Law Section facilitates learning and relationship development to support the practice of health law attorneys. The section is a valuable and trusted resource for:

- Providing regular educational opportunities, including CLE seminars and notices of important developments in health law.
- Contributing to valuable relationships among health law practitioners and opportunities to develop health law practices.
- Providing general information relating to healthcare law.