

Transformation of the Health Care Delivery Model: Practical Legal Guidance

Health Law Section – Fall Meeting 2018

Friday, October 26, 2018

6.0 MCLE Credits: 4.0 Areas of Professional Practice; 1.0 Skills; 1.0 Ethics

www.nysba.org/HLSFallMeeting2018

Agenda

8:30 – 9:00 a.m.

Registration

9:00 – 9:10 a.m.

Welcome and Introductions

Robert A. Hussar, Esq., Health Law Section Chair,
Partner, Barclay Damon LLP

Anoush Koroghlian-Scott, Esq., Program Chair, Principal,
Jackson Lewis P.C.

9:10 – 10:00 a.m.

Understanding New and Emerging Affiliation Structures in a Transforming Delivery Model – Part 1

Goals of Value Based Contracting from Stakeholders'
Perspectives

- Payers
- Providers
- Patients
- Employers
- Public Interest

Issue Spotting in the Structuring of Value Based Arrangements
Through Case Studies

- Pay for Performance Arrangements
- Shared Savings Arrangements
- Bundled Payments
- Shared Risk Arrangements
- Full Risk Arrangements

Trestney Manning, Esq., Assistant Vice President,
Northwell Health

Alexandra Trinkoff, Esq., Vice President, Northwell Health

1.0 MCLE Credit in Areas of Professional Practice

10:00 – 10:50 a.m.	<p>Understanding New and Emerging Affiliation Structures in a Transforming Delivery Model – Part 2</p> <ul style="list-style-type: none"> ○ Clinical Integration ○ Population Health Management <p>Roy Breitenbach, Esq., Partner, Garfunkel Wild, P.C.</p> <p>1.0 MCLE Credits in Areas of Professional Practice</p>
10:50 – 11:05 a.m.	Refreshment Break
11:05 – 11:30 a.m.	<p>Understanding New and Emerging Affiliation Structures in a Transforming Delivery Model – Part 3</p> <ul style="list-style-type: none"> ○ Ethical Considerations ○ Navigation of applicable and apparently obsolete laws requiring advocacy or lobbying <p>Alexandra Trinkoff, Esq., Vice President, Northwell Health</p> <p>Roy Breitenbach, Esq., Partner, Garfunkel Wild, P.C.</p> <p>0.5 MCLE Credits in Ethics</p>
11:30 a.m. – 12:20 p.m.	<p>Federal and State Stark and Anti-Kickback Laws “Decision Tree”</p> <p>Gregory R. Smith, Esq., Partner, Garfunkel Wild, P.C.</p> <p>1.0 MCLE Credit in Areas of Professional Practice</p>
12:20 – 1:00 p.m.	Lunch
1:00 – 1:50 p.m.	<p>Merger and Acquisition Toolkit – Parts 1</p> <ul style="list-style-type: none"> ○ Issue Spotting ○ Application of the Decision Tree <p>Brigid M. Maloney, Esq., Partner, Lippes Mathias Wexler Friedman LLP</p> <p>Lauren A. Suttell, Esq., Senior Associate, Lippes Mathias Wexler Friedman LLP</p> <p>1.0 MCLE Credit in Skills</p>
1:50 – 2:15 p.m.	<p>Merger and Acquisition Toolkit – Part 2</p> <ul style="list-style-type: none"> ○ Ethical Considerations ○ Antitrust – can and can’t discuss lists

- Exempt Organizations (conflicts, self-dealing)

Brigid M. Maloney, Esq., Partner, Lippes Mathias Wexler
Friedman LLP

Lauren A. Suttell, Esq., Senior Associate, Lippes Mathias Wexler
Friedman LLP

0.5 MCLE Credits in Ethics

2:15 –2:30 p.m.

Refreshment Break

2:30 – 3:20 p.m.

Data Sharing / Data Use Agreements

- Population Health Management
- DSRIP Collaboratives
- Opioid treatment/recovery and care coordination
- Ethical Considerations, Solutions, and Model Provisions

Robert A. Kent, Esq., General Counsel, Office of Alcoholism and
Substance Abuse Services

Elaine Zacharakis-Loumbas, Esq., Partner, Garfunkel Wild, P.C.

1.0 MCLE Credit in Areas of Professional Practice

3:20 – 3:30 p.m.

Closing Remarks and Adjournment