

**Elder Law Section
Annual Meeting**

TUESDAY, JANUARY 28, 2014
New York Hilton Midtown
1335 Avenue of the Americas, New York City

OFFICERS MEETING
9:00–10:00 a.m.
Conrad Hilton, 4th Floor

EXECUTIVE COMMITTEE MEETING
10:00–12:15 p.m.
Grammercy, 2nd Floor

COMMITTEE MEETINGS
12:15–1:15 p.m.
Sutton Center, 2nd Floor

ANNUAL MEETING PROGRAM
1:30 p.m.–6:05 p.m.
Trianon Ballroom, 3rd Floor

RECEPTION
6:30 p.m.–7:30 p.m.
Rendezvous, 3rd Floor

IMPORTANT INFORMATION

Under New York’s MCLE rule, this program has been approved for 4.5 MCLE credit hours in Professional Practice. This program is NOT a transitional program and will not qualify for credit for newly admitted attorneys.

Discounts and Scholarships: New York State Bar Association members and non-members may apply for a discount or scholarship to attend this program, based on financial hardship. *This discount applies to the educational portion of the program only.* Under that policy, any member of our Association or non-member who has a genuine basis of his/her hardship, if approved, can receive a discount or scholarship, depending on the circumstances. To apply for a discount or scholarship, please send your request in writing to Lori Nicoll at lnicoll@nysba.org or New York State Bar Association, One Elk Street, Albany, New York 12207. *Written scholarship requests must be received by Friday, January 17th.*

SECTION CHAIR
FRANCES M. PANTALEO, ESQ.
 Bleakley Platt & Schmidt, LLP
 White Plains

PROGRAM CO-CHAIR
JULIEANN CALARESO, ESQ.
 Burke & Casserly, P.C.
 Albany

PROGRAM CO-CHAIR
MATTHEW J. NOLFO, ESQ.
 Matthew J. Nolfo & Associates
 New York City

1:30–2:00 p.m. Business Meeting, Elections, Section Awards, Introduction of Program

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Section Awards
ANTHONY J. ENEA, ESQ.
 Immediate Past Section Chair
 Enea, Scanlan & Sirignano LLP
 White Plains

2:00–2:50 p.m. Elder Law Update (1.0 credits in Professional Practice)

Latest developments affecting New York elder law practice, including updated 2014 financial eligibility standards, an overview of the Uniform Guardianship and Protective Proceedings Jurisdiction Act and significant recent case law; overview of significant legislation and case law affecting the practice of Elder Law and Special Needs Practice on a national level.

Speaker: HOWARD S. KROOKS, ESQ.
 Elder Law Associates PA
 Boca Raton, FL

2:50–3:20 p.m. Managed Long Term Care Update (1/2 credit in Professional Practice)

Managed long term care (MLTC) is now mandatory in NYC, Long Island, Westchester, Orange, Rockland, and beginning in December 2013, four upstate counties with urban areas. Learn how access to Medicaid home care has changed in these areas and what’s coming statewide in 2014. Hot topics in MLTC implementation - including appeal rights, nursing home and spend-down issues. Coming in June 2014 - Fully Integrated Dual Advantage [“FIDA”] Demonstration program – MLTC enrollees in NYC, Westchester, and Long Island will be “passively enrolled” in hybrid Medicare Advantage/MLTC plans that control not only Medicaid home care but ALL Medicare services as well.

Speaker: VALERIE J. BOGART, ESQ.
 Evelyn Frank Legal Resources Program
 New York Legal Assistance Group
 New York City

3:20–4:10 p.m. Panel Discussion on the Problems Facing the Nursing Home Industry: Fiscal constraints caused by health insurance reimbursement formulas; Unauthorized practice of law in the filing of Medicaid applications; the role of private payment in assuring fiscal solvency, and new models for enhancing quality of care (1.0 credit in Professional Practice)

Role of private payment in assuring fiscal solvency; need for collaboration between elder law attorneys and nursing home administrators; financial constraints on nursing homes and how that will impact care; managed long term care and how that will impact nursing home quality and care; quality of care issues.

Panelists: **ANTHONY J. ENEA, ESQ.**
Enea, Scanlan & Sirignano LLP
White Plains

STEPHEN B. HANSE, ESQ.
Vice President for Government Affairs
NYS Health Facility Association
Albany

DANIEL J. HEIM
Executive Vice President
LeadingAge New York
Latham

AUDREY WEINER
President and CEO
Jewish Home Life Care
New York City

4:10–4:25 p.m. Refreshment Break

4:25–5:15 p.m. Elder Abuse: Looking Up From the Law (1 credit in Professional Practice)
What is the scope of elder abuse and its impact on a victim?; What are the ethical considerations in elder abuse cases?; How can the multi-disciplinary community assist an elder law attorney in responding to elder abuse?; How can law enforcement and Adult Protective Services partner with and support attorneys on elder abuse issues?

Speakers: **ART MASON**
Lifespan
Rochester

JOY SOLOMON, ESQ.
The Weinberg Center for Elder Abuse
Prevention at The Hebrew Home at Riverdale
Riverdale

AUDREY E. STONE, ESQ.
Second Deputy District Attorney
Chief of Special Prosecutions Division
Westchester County District Attorney's Office

5:15–6:05 p.m. Retirement Assets and Trusts (1 credit in Professional Practice)
Basic rules and drafting considerations; SNT/Accumulation trust with no safe remainder beneficiaries; conduit trusts and planning considerations.

Speakers: **MATTHEW J. NOLFO, ESQ.**
Matthew J. Nolfo & Associates
New York City

BRUCE STEINER, ESQ.
Kleinberg, Kaplan, Wolff & Cohen, P.C.
New York City

6:30–7:30 p.m. SECTION NETWORKING RECEPTION — Rendezvous, 3rd Floor

Report of the Nominating Committee

Pursuant to ARTICLE IV, Section 1 of our bylaws, the Nominating Committee unanimously recommends for election at our January 28, 2014 meeting the following Executive Committee District Representatives for the period commencing June 1, 2014.

Fourth District
Tara A. Pleat
Clifton Park

Sixth District
Karen J. McMullen
Vestal

Ninth District
Sara E. Meyers
White Plains

Eleventh District
David I. Kronenberg
New York City

The Nominating Committee unanimously recommends the following officers for election for a one-year period commencing June 1, 2014 and ending May 31, 2015.

Chair
Richard A. Weinblatt
Islandia

Chair-Elect
JulieAnn Calareso
Albany

Vice-Chair
David Goldfarb
New York City

Secretary
Martin Hersh
Liberty

Treasurer
Judith D. Grimaldi
Brooklyn



Accommodations for Persons with Disabilities: NYSBA welcomes participation by individuals with disabilities. NYSBA is committed to complying with all applicable laws that prohibit discrimination against individuals on the basis of disability in the full and equal enjoyment of its goods, services, programs, activities, facilities, privileges, advantages, or accommodations. To request auxiliary aids or services or if you have any questions regarding accessibility, please contact Lori Nicoll at 518-487-5563.



For overnight room accommodations, please call the Hilton New York at **1-800-445-8667** and identify yourself as a member of the New York State Bar Association. You can also reserve your overnight room on the web at www.nysba.org/14accomm. Room rates are \$249.00 for single/double occupancy.



For questions about this specific program, please contact Lori Nicoll at 518-487-5563. For registration questions only, please call 518-487-5621. Fax registration form to 518-463-5995.

Elder Law Section

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