New Year, New Challenges: Health Law and Policy in 2020 and Beyond

LIVE and WEBCAST
Thursday, April 30, 2020
North Carolina Bar Center
8000 Weston Parkway
Cary

REGISTER TODAY!
Save 10% if registration is received by April 9, 2020.
www.tinyurl.com/909HLM

Program includes the 2020 Health Law Section Annual Meeting

TOTAL CLE CREDIT
6.0 HOURS
While change has remained constant in the ever-evolving world of health care law and policy, 2020 is proving to be a particularly dynamic and transformative year for the health care industry. This year’s NCBA Health Law Section program focuses on key changes in the landscape of health law and how providers are quickly adapting to keep up with shifting regulatory, legislative and executive enforcement trends.

The morning sessions focus on the impact of proposed regulatory changes to the federal Stark Law and Anti-Kickback Statute, and how these changes may affect government enforcement initiatives. Attendees also learn how providers are responding to these changes by, among other things, constructing effective compliance programs, along with recommendations for navigating internal investigations if and when they arise.

In the afternoon, this program dives into the key legislative and policy initiatives in North Carolina and at the federal level, including a forecast of those initiatives likely to gain support in 2020. We then look forward to what is yet to come in 2020 on the presidential election campaign trail, as questions surrounding the constitutionality of the Affordable Care Act, drug pricing initiatives and public health insurance options continue to bring health policy to the forefront this campaign season.

No NCBA annual meeting is complete without an opportunity to connect with peers and colleagues, so join us for a networking breakfast, lunch and post-CLE reception to continue the conversation on the future of the health care industry.
THURSDAY, APRIL 30, 2020 | 7:45 a.m. – 4:30 p.m.

7:45  Registration and Networking Breakfast
      Sponsored by K&L Gates LLP

8:50  Welcome and Introductions

9:00  Navigating the Fraud and Abuse Landscape: Responding to Enforcement Trends and Understanding the Ins and Outs of the Proposed Stark Law and Anti-Kickback Statute Overhaul
      James and Wolfe
      This session explores the key trends and developments in government enforcement, including recent government enforcement initiatives, self-disclosures and settlements, as well as key areas of compliance risk related to physician compensation, fair market value, commercial reasonableness, and the volume or value standard. Then, hear an overview of the proposed Stark Law and Anti-Kickback Statute, learn the practical impact of the regulatory changes on compliance efforts, and explore how these proposed changes will impact the government’s future enforcement priorities.

10:30  Break
      Sponsored by Parker Poe

10:40  Managing Health Care Internal Investigations
      Houck and Krisko
      An effective internal investigation depends upon the expertise and competence of a company’s legal counsel and investigation team. Internal investigations have become larger and more complex, particularly in the health care industry, which presents unique risks of legal and regulatory pitfalls. Discover best practices in conducting health care-related investigations and the range of issues that may arise, including privilege, document retention and preservation, confidentiality, and employment-related complexities.

12:10  Health Law Section Annual Meeting
      Lori L. Jessee, Mission Hospital Inc., Asheville, 2019-2020 Section Chair, presiding
12:25  **Networking Lunch**  
Sponsored by PYA

1:20  **An Ounce of Prevention: Best Practices for an Effective Compliance Program**  
Panelists: Burris, Lackey and TBA  
Moderator: Lotchin  
In an industry that is always evolving, one constant remains: an effective compliance program is the best medicine for protecting against serious risks and promoting ethical behavior. During this session, we explore some best practices for establishing an effective compliance program.

2:20  **Break**  
Sponsored by Robinson Bradshaw

2:30  **When Legislators Prescribe Health Care Benefits: An Analysis of Current State and Federal Legislative Action**  
Hand  
Discuss the various proposals introduced during the most recent legislative and congressional sessions that impact health, health care and those who practice in the health care space. Topics include proposals that were enacted, those with the potential to be enacted and those that will likely not make it off the table.

3:30  **Health Care Policy and the 2020 Presidential Election**  
Page  
With the constitutionality of the Affordable Care Act pending and campaign season kicking into high gear, health policy continues to be front and center in 2020. This presentation discusses the range of health policy proposals offered by presidential candidates and by the White House, *Texas v. United States* and other key health policy developments, as well as the implications and potential changes for the health care industry going forward.

4:30  **Adjourn/Networking Reception**
PROGRAM DETAILS

SPEAKERS

- **R. Ross Burris III**, Polsinelli PC, Atlanta, GA
- **Cody R. Hand**, North Carolina Healthcare Association, Cary
- **Pearlynn G. Houck**, Robinson Bradshaw & Hinson PA, Charlotte
- **Alyssa C. James**, Hall Render Killian Heath & Lyman PC, Indianapolis, IN
- **Jonathan C. Krisko**, Robinson Bradshaw & Hinson PA, Charlotte
- **Yates D. Lackey**, Wake Forest Baptist Health, Winston-Salem
- **Karishma S. Page**, K&L Gates LLP, Washington, DC
- **Joseph N. Wolfe**, Hall Render Killian Heath & Lyman PC, Milwaukee, WI

MODERATOR

- **Ted Lotchin**, WakeMed Health & Hospitals, Raleigh

SPECIAL ACCOMMODATIONS

NCBA makes every effort to ensure a quality learning experience. If you have dietary restrictions or need special accommodations, please contact us at least one (1) week prior to the program start date.

HOTEL INFORMATION

Contact hotel directly for reservations at the special NCBA room rate. Rates are based on availability and rooms may sell out.

Embassy Suites
201 Harrison Oaks Boulevard, Cary

- **Nightly Rate**: $174 single/double
- **Reservations**: 919.677.1840 or www.tinyurl.com/NCBA-Embassy
- **Corporate Account Code**: 2691626

TownePlace Suites by Marriott
120 Sage Commons Way, Cary

- **Nightly Rate**: $114 studio queen with sleeper sofa (Sunday–Thursday)
- **Reservations**: 919.678.0005
- **Ask for the NCBA corporate rate.**

PLANNERS

- **Gina L. Bertolini**, K&L Gates LLP, Morrisville
- **Meggan M. Bushee**, Elite Surgical Affiliates, Houston, TX
- **Sarah B. Crotts**, Parker Poe Adams & Bernstein LLP, Charlotte
- **Ted Lotchin**, WakeMed Health & Hospitals, Raleigh
- **David A. Senter Jr.**, Young Moore & Henderson PA, Raleigh
We extend our sincere gratitude to the NCBA Health Law Section as well as the planners, planning committee and speakers who volunteer their time and expertise toward the goal of presenting an educational program of the highest quality.

**PLANNING COMMITTEE**
- John B. Garver III, Robinson Bradshaw & Hinson PA, Charlotte
- Barry S. Herrin, Herrin Health Law PC, Atlanta, GA
- Lori J. Jessee, Mission Hospital Inc., Asheville

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**STEP 1: Tell us who you are.** (Please print clearly.)

Print Full Name: ________________________________
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NC State Bar No. (Required for MCLE Credit): ______________

**STEP 2: Select your tuition rate.** (Register early and save 10%. Payment must be received three (3) weeks prior to program date to qualify for the early rate.)

- **Standard Rate:** □ $235 / □ $210 *Early*
- **NCBA Member:** □ $195 / □ $175 *Early*
- **NCBA Health Law Section Member:** □ $180 / □ $160 *Early*
- **CLE Premier Pass:** □ $0

**STEP 3: Select your learning format.**

- □ Live (909HLM)  □ Webcast (909LWC)  □ Video Replay (See below.)

Video Replay registration (if selected).

Video Replays are scheduled for this program. The agenda may not include certain breakouts/tracks shown at the original program. For a list of dates and locations visit www.tinyurl.com/909HLM and indicate your choice below.

Location: ________________Date: ____________ Code: ________

**STEP 4: Complete your payment information.**

(Registration is complete only after payment is processed. Please print clearly.)

I am registering for this program at the tuition rate checked above.

- □ Enclosed is a check, payable to NCBA.  □ Please charge my credit card.

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New Year, New Challenges:
Health Law and Policy in 2020 and Beyond

NCBA is a registered CLE sponsor under the MCLE regulations promulgated by the North Carolina State Bar Board of Continuing Legal Education.

REGISTRATION: All registrations are processed after payment is received. To qualify for the early tuition rate, payment must be received prior to the deadline indicated. Stated early discount rate percentage is approximate. Registrations may be capped based on venue size and may include an overflow room with additional seating. CHANGES TO EXISTING REGISTRATIONS: Should an attendee need to cancel his or her registration to a Live, Webcast or Video Replay program, the cancellation request must be received by 9:00a ET one (1) week prior to the start of the program to receive a full refund. Any attendee requesting cancellation less than one week prior to the program will receive a refund, less a $75 administrative fee. An attendee may choose to transfer his or her registration at a program to the Live, Webcast or Video Replay format of the same program only. Transfer requests must be received by 9:00a ET one (1) business day prior to the program start date. An attendee may further choose to substitute his or her registration to a Live or Video Replay program only. Substitution means sending another person to attend the Live or Video Replay program when the original registrant is unable to attend. Substitution requests must be received by 9:00a ET one (1) week prior to the program start date. The substituted person may be assessed a different fee based on their NCBA membership classification. Cancellation, transfer and substitution requests must be provided in writing by email at askcle@ncbar.org or by calling 800.228.3402. If an attendee misses any portion of a program, that portion is not subject to substitution, refund or transfer. Except as provided herein, registrations, including On Demand registrations, cannot be canceled, substituted or transferred once purchased. NO-SHOWS: Anyone who is registered for a program, including CLE Premier Pass holders, but does not check in is considered a no-show. No-shows are not issued a refund, and Premier Pass holders will be assessed a $75 administrative fee. These registrants will receive the digital materials, available in their online accounts, in full consideration of tuition paid. MISCELLANEOUS: The NCBA reserves the right to cancel or reschedule programs at any time. Should the NCBA cancel or reschedule a program, registrants may elect to receive a full refund or attend the newly scheduled program. Notifications regarding program changes will be sent to the email address on file. The NCBA is not responsible for any additional expenses incurred as a result of such cancellation or rescheduling. Each attorney must maintain a record of his or her attendance for the NC State Bar Annual Report. MCLE credit is reported by the NCBA only if a NC State Bar number is provided. Registration and attendance at NCBA CLE programs constitutes an agreement by the registrant with the NCBA for use and distribution of the attendee’s image or voice in photographs, videotapes, electronic reproductions and audiotapes of such programs and activities. Unless specified, spouses or guests are not eligible to attend NCBA CLE programs and activities without registering to attend. These terms are subject to change.

WHAT PEOPLE ARE SAYING...

Interesting mix of topics and speakers in each panel. I never got bored or "tuned out."

The information was on-point.

Excellent program. Thank you!