

Health Law Institute

THE HEALTH LAW INSTITUTE (HLI) at MITCHELL HAMLINE SCHOOL OF LAW is

passionate about:

- Educating students in and out of the classroom
- Engaging the health law community
- Connecting research and scholarship to current events and industry challenges

The Health Law Institute is proud to engage industry professionals as advisory board members who represent many fields and professions in health care and health law and provide invaluable perspectives on current industry challenges. These perspectives guide and inform our strategic planning as we develop timely and relevant programming for both students and professionals.



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Message from the Director

The past year has been another one of growth and accomplishment for the Health Law Institute: for our students, our faculty, and our alumni. As you will read in the following pages, we have much to celebrate. But let me start with just a few highlights:

We continue to celebrate our position as a recognized leader in the health law community Since 2009, Mitchell Hamline's health law program has been recognized among the top 20 nationwide in the *U.S. News and World Report* rankings. In the 2017 edition, we were ranked the 12th best program in the country. HLI is the top-ranked health law program in Minnesota.

2016 marks our 10th anniversary Mitchell Hamline is honored to have served the health law community since 2006. We celebrated this milestone on Friday, May 6, 2016, with our students, alumni, faculty, and industry partners.

Hamline Law combined with William Mitchell to form Mitchell Hamline School of Law In December 2015, Hamline University School of Law and William Mitchell College of Law – law schools that have shaped Minnesota's legal landscape for more than 154 years – combined to create the top law school in the Midwest for students seeking a rigorous, practical, and problem-solving approach to legal education. The Health Law Institute has been fortunate to have more opportunities to collaborate with the internationally respected Public Health Law Center which is based at Mitchell Hamline.

Hybrid Program students began the health law certificates Mitchell Hamline is the first and only ABA-approved law school in the country to offer a part-time, on-campus/online J.D. program – known as the Hybrid Program. In summer 2016, 17 Hybrid Program students began the health law track, which will allow them to earn their Health Law and Health Care Compliance Certificates from anywhere in the world.

Our online Health Care Compliance Certificate for working professionals continues to thrive Our Health Care Compliance Certificate is now in its 5th year of being offered conveniently online and being accredited by the Compliance Certification Board. We are delighted to see how this program in professional legal education has created a strong foundation for our alumni. We are extremely fortunate to have meaningful relationships with our program alumni, who have joined us as assistant adjunct professors, guest speakers, mentors, and advocates. We're very excited to continue to watch them implement strong compliance programs, advance in their careers, and support each other.

Our alumni found meaningful careers Mitchell Hamline graduates have secured competitive positions across all sectors of the health care industry, including at: hospitals and clinics, insurance companies, law firms, consulting firms, state and federal government agencies, device and equipment manufacturers, and trade associations.

We hosted a number of compelling events The local

legal and health care provider community earned hundreds of continuing education credits through events hosted by the Health Law Institute in 2016. These events covered topics such as: careers in health law, health care fraud and abuse, and state legislative priorities.

HLI faculty continue to lead scholastically Once again, our faculty produced outstanding scholarship over the past year: more than 30 new books and articles, and more than 60 invited presentations. Most notably, Professor Hermer published in the Journal of Law, Medicine and Ethics. Professor Kahn published in the Bergen Journal of Criminal Law and Criminal Justice. Professor Larson participated in the United Nations Commission on International Trade Law. Finally, I published nearly 20 articles and book chapters as well as co-authoring the 2016 edition of the 1500-page *The Right to Die*.

Health law revolves around an industry, not a casebook. It impacts everyone every day. The health care challenges for academics, industry leaders, and students confront us in the headlines each morning. And, because it is so dynamic, we need to make sure that our students experience the most advanced health law curriculum, in the most compelling way, from the most expert instructors.

In the coming year, we will again strive to instill reallife health law experience in our students. Through the Institute's national speaker series and advanced expertise courses for working professionals, we will take education beyond law students to the Midwest's stellar health care community of lawyers, managers, compliance officers, and policy makers.

In addition to the Health Law Institute, Mitchell Hamline is also home to the Public Health Law Center, a national nonprofit law and policy organization that helps health leaders, officials, and advocates use the law to advance public health. The combined resources of the institute and the center allow Mitchell Hamline to offer **the most comprehensive health law program in the country**. Students have access to more health law attorneys to guide their education and career path than at any other law school in the nation.

We are privileged to learn, teach, and practice health law in the heart of a premier health care market. We hope this report provides you with a better understanding of our work to date, as well as the Institute's plans for a significant future.

Thaddeus Mason Pope Professor of Law and Director, Health Law Institute September, 2016

Health Law Institute Highlights

Extraordinary milestones, compelling events, significant accomplishments

EXTRAORDINARY MILESTONES

Hybrid Program students begin the health law certificates Mitchell Hamline is the first and only ABA-approved law school in the country to offer a part-time, on-campus/online J.D. program—known as the Hybrid Program. In summer 2016, 17 Hybrid Program students began the health law track, which will allow them to earn their Health Law and Health Care Compliance Certificates from anywhere in the world as part of their J.D. curriculum. Many of these students are simultaneously working in the health care industry.



Stephen Griffith, M.D., was the first Hybrid Program student to express interest in the Health Law Institute certificates.

Tell us about yourself: "I have been an ER doctor in private practice for 15 years and have recently begun

teaching in an academic setting. I am married to my wife, Laura (an ER nurse), and have two children: son Alex is 15 and daughter Sydney is 12. I split my time between two homes in Florida and Missouri and travel as much as possible."

Why do you want to earn your J.D.? "After working in private practice I have learned that there are many dimensions to medicine, far beyond the science taught in medical school and residency. There are serious ethical and legal challenges that most doctors are unfamiliar with and uncomfortable addressing with their patients and even hospital administration. I hope to be able to bridge that knowledge gap to help doctors preserve their role as healers and to protect patients from unscrupulous business practices."

Why did you choose Mitchell Hamline's Hybrid Program? "I applied to the brick-and-mortar law

Program? "I applied to the brick-and-mortar law school at my alma mater, was accepted and even given a faculty tuition discount. But I soon found out that this 150-year-old institution was not among the avant-garde when it came to non-traditional students. I would have had to give up practicing medicine to enroll there as they did not offer any educational opportunities outside of the weekday, full-time, on-campus program. Mitchell Hamline's Hybrid Program was exactly what fit the bill, and I haven't had any second thoughts."



2016 marks our 10th anniversary

Mitchell Hamline is honored to have served the health law community since 2006 through real-life learning opportunities, events featuring industry experts, specialized courses,

and certificates of study. We celebrated this important occasion on Friday, May 6, 2016 with our students, alumni, faculty, and industry partners. The celebration featured remarks from:

- Jesse Winsell, J.D. '12, Data Practices and Privacy Official, Hennepin County Human Services and Public Health Department
- · Lindsey Hennings, CHC, Compliance Manager, Prime Therapeutics
- · Ann Tobin, Chief Compliance Officer, Prime Therapeutics
- Barbara Colombo, J.D. '88, Director, Health Care Compliance Program, Mitchell Hamline School of Law
- Thaddeus Pope, Director, Health Law Institute, Mitchell Hamline School of Law

At the reception, Hennings recited her "Ode to Health Care Compliance" poem, which was also published in *Compliance Today*. The celebration also featured a champagne toast and live music from Professor Pope's talented son, Finn, on the piano.

COMPELLING EVENTS





Off the Record: Career
Conversations In partnership
with the Mitchell Hamline Office
of Career and Professional
Development, we will welcome
health care and business attorney,

David J. Holt, J.D. '13 on Monday, September 12, 2016. Jen Middleton, J.D. '12, Assistant Attorney General, Health Occupations Division, will discuss her career with students on Tuesday, September 20, 2016.



 $HLI\ students, faculty, staff, and supporters\ at\ the\ 10th\ Anniversary\ Celebration$

Life Science Compliance HLI Senior Fellow Dr. Seth Whitelaw, of Whitelaw Compliance Group, will discuss hot topics in life science compliance on Thursday, October 27, 2016, from 4-5 pm at Mitchell Hamline School of Law.

Aid in Dying Symposium The Mitchell Hamline Student Health Law Society will host an invite-only Aid in Dying Symposium on Wednesday, November 16, 2016, at Mitchell Hamline School of Law.

Hot Topics in Food Labeling and Safety The Health Law Institute is pleased to present a CLE Symposium on Hot Topics in Food Labeling and Safety featuring two panels of local industry experts. This event will be held at Mitchell Hamline in the morning on Tuesday, November 29, 2016.

Mental Health Law CLE On Friday, February 24, 2017, we will welcome Professors Stacey Tovino and Sara Gordon from the University of Nevada, Las Vegas William S. Boyd School of Law to discuss mental health law.

Hastening Death by Voluntarily Stopping Eating and Drinking: Clinical, Ethical, Religious, and Family Perspectives HLI is proud to co-sponsor this world-class conference featuring HLI Director Thaddeus Pope being held October 14-15, 2016, at Seattle University School of Law. Professor Pope will deliver the legal keynote address.

Ethics, Law, and Futility Symposium With Children's Hospitals and Clinics of Minnesota, HLI is co-sponsoring this symposium being held Friday, November 18, 2016, in Minneapolis, Minnesota.

2016 Legislative Preview: Key Health Care Issues

Former Speaker of the Minnesota House and current Minority Leader Representative Paul Thissen (D, District 61B) and Representative Nick Zerwas (R, District 30A), a member of the Health and Human Services Finance and Reform Committees, provided insight on health care priorities for 2016 and beyond. Co-sponsored by the Minnesota State Bar Association Health Law Section, this event was moderated by former Commissioner of the Minnesota Department of Human Services Kevin Goodno, Fredrikson & Byron P.A., on Friday, February 19, 2016.

National Speaker Series - Health Care Fraud & Abuse: Enforcement Priorities featuring U.S. Attorney

Andrew Luger As the head of the United States Attorney's Office for the District of Minnesota, Luger is responsible for combating violent crime, drug trafficking, human trafficking, and white collar crime. His office also plays an important role in counter terrorism and national security work. But in addition to all this, Luger is responsible for the prosecution of both criminal and civil health care fraud cases in Minnesota. After two years as United States Attorney, Luger discussed his office's initiatives pertaining to health care fraud. He also addressed the unique role of the government litigator in the Department of Justice.



U.S. Attorney Andrew Luger

Health care fraud costs the United States tens of billions of dollars each year. Some estimates put the figure close to \$100 billion a year. It is a rising threat, with national health care expenditures estimated to exceed \$3 trillion in 2014. Health care fraud schemes continue to grow in complexity and seriousness. The dedicated efforts of law enforcement are a major component of the fight against health care fraud. This 1-credit CLE was held Thursday, March 3, 2016, and is also available as an on-demand CLE.

HLI Hosts Career Panel Introducing Mitchell Hamline students to alumni and community professionals who have successfully navigated the various paths to meaningful careers is an important part of the Health Law Institute's mission. HLI hosted a career panel on April 12, 2016 that featured three alumnic

- Melinda Hexum, J.D. '14, Associate General Counsel, Minnesota Department of Human Services
- Casey Martin, J.D. '11, Associate General Counsel/
 Compliance Director, Planned Parenthood of MN, ND, SD
- Elizabeth Winchell, J.D. '13, Associate Attorney, Health Care. Nilan Johnson Lewis P.A.

STUDENT ACCOMPLISHMENTS

The Health Law Institute is delighted to award health law and health care compliance certificates to 37 students this year.

Congratulations to 2016 graduates!

J.D. Health Law Certificate Arielle Bowhay, Paul Buchel, Heather Bughman, Tyler Cowart, Aaron Dobosenski, Alex Houston, Jason McFarlin, Denys Medrano, Andrew Scherf, Anja Sivertson, William Warren, Savannah Welch, Ma Xiong, Lynn Ziebell

J.D. Health Care Compliance Certificate Arielle Bowhay, Heather Bughman, Tyler Cowart, Alex Houston, William McDonough, Denys Medrano, Andrew Scherf, William Warren, Ma Xiong

Health Care Compliance Certificate for Working Professionals Aimee Blatz, Mary Boatright, Brenda Boily-Salmanpour, Eva Cheney-Hatcher, Sarah Ettesvold,

continued



HIGHLIGHTS, Student Accomplishments continued



2016 Graduates with Barbara Colombo, left, Thaddeus Pope and Kari McMartin (right)

Karin Frederick, JP Hagerty, Todd Hardy, Michele Johnson, Maki Kanayama, Kara Kirkeby, Adam Kramer, Toni Lee, Dana McKenzie, Ally Molletti, Thomas Rose, Becky Rose-Shoholm, David Schmitt, E.K. Simmons, Joua Sobocinski, Shelly Violette, Jennifer Wilder

Thirty-one new Health Care Compliance Certificate graduates are now eligible to sit for the nationally recognized Certified in Healthcare Compliance (CHC) exam.



Special Recognition

Awards for Excellence in Health

Law The Health Law Institute was proud to award the American Bar Association Bloomberg BNA Awards for Excellence in Health Law to Heather Bughman, Tyler Cowart, Jason McFarlin, William Warren, and Lynn Ziebell. The award entitles

each recipient to a certificate and \$500 in health law reference materials.

Health Law Society At Mitchell Hamline we take pride in the involvement of our students. The Health Law Society provides opportunities for students to get involved in the community, explore the field of health law, and learn about the diverse opportunities in this evolving field. During the 2015-2106 academic year, the Health Law Society was led by Paul Buchel, Arielle Bowhay, William McDonough, and Connor Burton. During the 2016-2017 academic year, the Health Law Society will be led by Kimberly Woodgate, Anna Zagaria Meyer, Geena DeMarinis, Kristin Kemmerling, and Katie Olson.

ABA Health Law Section Conference Tyler Cowart, J.D. '16 received a scholarship from the ABA Health Law Section to attend their annual conference.

"From March 2nd through March 5th I attended the ABA Health Law Section's 17th Annual Emerging Issues in Healthcare Law Conference (EMI) in San Diego, CA. Each year, the Health Law Section awards up to five scholarships to law students from across the country to attend EMI.

The conference was a wonderful whirlwind of presentations and discussion sessions on current health law issues, and most importantly: networking. Each evening closed with a networking reception recognizing a different cohort of attendees. It was fascinating meeting health law attorneys, and non-attorneys involved in health law, from around the country, hearing their backgrounds, and receiving an abundance of mentorship and guidance

on how to succeed in the field. I was fortunate to gain lifelong connections from across the U.S.

"The Health Law Institute's exceptional professors, course offerings, and programming set me up for a great understanding of the health law field prior to attending. I am grateful to have had this opportunity and urge any fellow law students interested in health law to apply for the scholarship next year. The 2017 EMI will be held in New Orleans, LA."

Student Competitions

Students Sherry Richter and Derek Harvieux competed at the National Health Law Moot Court Competition at Southern Illinois University School of Law in November 2015.

Students Kimberly Woodgate and Katie Hansen will represent Mitchell Hamline at the 25th National Health Law Moot Court Competition at Southern Illinois University in November 2016. Joseph Van Thomme, J.D. '09 is again helping us coach the team.

We have not yet selected teams for the spring 2017 health law competitions: Health Law Regulatory & Compliance Competition at the University of Maryland and L. Edward Bryant Jr. National Health Law Transactional Moot Court Competition at Loyola Chicago.

FACULTY ACCOMPLISHMENTS

Elected to Bioethics Board In October 2015, Professor Pope began his three-year term on the Board of the American Society of Bioethics and Humanities. ASBH represents nearly 1800 physicians, nurses, social workers, members of the clergy, educators, researchers, and other health care professionals interested in the specialty of bioethics and the medical humanities. Members work in a variety of health care settings, including hospitals and universities.

Appointed to NQF Expert Panel In 2016, the National Quality Forum invited Professor Pope to join a multistakeholder group of experts to build consensus around national standards for the certification of patient decision aids; identify approaches to measure the quality of decision making; and provide guidance to support the development of measures to assess the impact of shared decision making. NQF-endorsed measures are considered the gold standard for health care measurement in the United States.

White House Conference Doug Blanke and Mike Freiberg of the Public Health Law Center took part in a White House conference on the Obama Administration's proposal to eliminate smoking in America's low-income public housing. The meeting was at the Eisenhower Executive Office Building in Washington, D.C., and included HUD Secretary Julián Castro and U.S. Surgeon General Vivek Murthy.

United Nations Inter-Agency Task Force Doug Blanke of the Public Health Law Center was one of 25 experts invited to consult with the United Nations Inter-Agency Task Force on Noncommunicable Diseases in New York about building global capacity to use law to prevent cancer, heart disease, and diabetes.



Dr. Daryll Dykes, J.D. 15



HLI Hires New Clinical Instructor and Medical-Legal Partnership Managing Attorney The Mitchell Hamline School of Law is thrilled to welcome Ana Pottratz Acosta as our new Clinical Instructor and Medical-Legal Partnership Managing Attorney. Immediately prior to joining Mitchell Hamline, Acosta was employed

in the Minneapolis office of Stinson Leonard Street LLP as an attorney in the immigration law group, where she represented clients in employment-based immigration matters and supervised non-immigration attorneys on pro bono immigration matters for clients of the Deinard Clinic, the firm's pro bono program that provides legal services to patients of the University of Minnesota Community University Health Care Center.

ALUMNI ACCOMPLISHMENTS

Dr. Daryll Dykes, J.D. '15, has been selected for a prestigious yearlong fellowship in Washington, D.C., working on health law and policy. He is one of eight health professionals chosen by the Robert Wood Johnson Foundation Health Policy Fellows Program at the National Academy of Science.

Dykes, president and chief executive officer of Minneapolis-based Medical and Surgical Spine Consultants of Minnesota, said he's honored to be chosen for the fellowship and looks forward to its challenges.

"How do we provide the highest quality health care, equitably, to all people, whenever, wherever, and however they need it, at a cost that is appropriate and sustainable?" Dykes said. "My fellowship will provide an unrivaled

opportunity to better understand these quality, access, and cost challenges and to assist our policymakers in shaping real solutions."



Eríc Newman, J.D. '09, is now serving as a Privacy Officer for Sutter Health in the San Francisco Bay area. He was interviewed for an article in the July 2016 issue of *Compliance Today.* "In the Spotlight: A discussion on social media and compliance with Eric Newman" was

written by Adam Turteltaub of the Health Care Compliance Association (HCCA).



Marla Berkow, CHC, Health Care
Compliance Certificate '14, has been
published in the March 2016 issue of
Compliance Today. Her article is entitled,
"Tending the compliance garden:
Maintaining an ethical organizational
culture." Berkow is the Corporate

Compliance Officer and Privacy Officer at the Gateway Foundation in Chicago.



Ashton Schatz, J.D. '11, has been recognized by the Minnesota Chamber of Commerce. She was featured as one of Minnesota's Women Influencers in *Business Views*, published by the Minnesota Chamber of Commerce (right). Schatz identified former Health Law

Institute director Judge Lucinda Jesson as her mentor. She works in Contracting and Payer Relations at Mayo Clinic in Rochester, Minnesota.

The Public Health Law Center

In addition to the Health Law Institute, Mitchell Hamline is also home to the Public Health Law Center, a nationally-recognized nonprofit law and policy organization that helps health leaders, officials, and advocates use the law to advance public health. The combined resources of the Institute and the Center allow Mitchell Hamline to offer one of the most comprehensive health law programs in the country, providing access to more health law attorneys to guide student education than at any other law school in the nation.

The Public Health Law Center helps make America's communities places where everyone can be healthy. It empowers its partners to transform their environments—eliminating tobacco, promoting healthy food, and encouraging active lifestyles.

By offering legal guidance and policy support, the Center helps organizations who are defending and improving public health. Founded in 2000, the Center is a respected legal partner of local and state public health departments, health advocacy organizations, attorneys working on public health issues, and community coalitions across the country. The Center employs 15 staff attorneys and 17 support professionals.

Public Health Law Center Services

- Shape local and national legislation and policies to preserve and promote public health
- Create publications, presentations, and resources that help others understand public health legal issues
- Bring together and collaborate with the nation's leading public health experts
- Defend effective public health policies by writing friend-of-the-court briefs in important legal cases, and assist government attorneys
- Track and interpret public health law nationally and in all 50 states



Experiential Learning

HLI students receive hands-on, skills-based training through a variety of experiential learning opportunities in the health care industry.

Experiential learning is the current that runs through the entire Mitchell Hamline curriculum. We decidedly integrate skills training, work experience, and career services throughout every facet of the law school. HLI strongly embraces this uniquely Mitchell Hamline approach to legal education.

HLI students are kept apprised of the wide range of experiential learning opportunities through Facebook, LinkedIn, Twitter and the Student News. Through this regular communication, students are better informed of ways in which they can engage with the local bar and community health law events. These outlets also alert students to position openings, writing competitions, CLE presentations, and other opportunities.

HEALTH LAW CLINIC: MEDICAL-LEGAL PARTNERSHIP

The first of its kind here in Minnesota, Mitchell Hamline's Health Law Institute and United Family Medicine, a community-based clinic providing comprehensive, patient-centered primary care to low-income and medically underserved patients, launched a Medical-Legal Partnership (MLP) in the fall of 2014. The MLP is staffed by a full-time attorney and incorporates a law school clinic that provides intake, counseling, and legal representation to low-income patients who need legal assistance as part of a holistic approach to their medical care. The MLP partners are extremely grateful to the F.R. Bigelow Foundation, Saint Paul Foundation, and Blue Cross Blue Shield Foundation for financial support.

Medical-Legal Partnership celebrates two successes

The first district court case handled by Mitchell Hamline's Medical-Legal Partnership with United Family Medicine was a success. The client was granted custody of his young son and successfully petitioned for third-party custody of the boy's adolescent sister. The family unit had been through intense social upheaval because of the mother's substance abuse problems. Convincing the court to keep the children together with their primary caregiver, instead of moving the girl to live with her biological father, was of utmost importance during this tumultuous time.

In November 2015, a 38-year-old African American client came to the MLP because she was dealing with unemployment related to her brain atrophy. She was not able to return to work. She was behind on rent and facing homelessness. The MLP advised her on withdrawing funds from her retirement account. A case was opened to appeal her Unemployment Claim, but after neurology and neuropsychology appointments, it became apparent that she is facing permanent disability. A student attorney took on the case for a Social Security disability request for reconsideration and to seek long-term disability through the client's employer plan. In early March, the LTD insurer



Jada Fehn, former MLP Managing Attorney, and United Family Medicine staff

approved the client's claim. The client received close to \$5,000 in back benefits and will receive approximately \$1,200 per month for up to two years. As a result, the client was able to catch up on her rent and stave off homelessness.



Kaitlyn Stamson, who will be a third-year student in fall 2016, acted as an advocate for the client under the supervision of Mitchell Hamline faculty, filing government documents on her behalf and negotiating with insurance

carriers over disability claims.

"She was at the point where she was almost homeless," Stamson said. "It felt really good to help her stay in her house and move forward."

Externships, Internships, and Other **Opportunities**

Health Law Externship Through the Health Law Externship, students apply classroom learning to real-world experiences under the direction of an attorney mentor. These externships require a classroom component and 150 hours of field work. Mitchell Hamline students have recently worked with attorney mentors at, among other places: Children's Hospitals and Clinics of Minnesota; Compassion & Choices; DuVal & Associates, P.A.; CryoLife; Ecolab; Fraser; Peterson Habicht P.A.; HealthPartners; Jardine, Logan, and O'Brien; Mayo Clinic; Medica; Medtronic; Mid-Minnesota Legal Aid; Minnesota Department of Health; Minnesota Department of Human Services (including units on privacy, compliance, and appeals); Minnesota Hospital Association; University of Minnesota Physicians, Office of Institutional Compliance; OptumInsight; Planned Parenthood of MN, ND, and SD; Scheller Legal Solutions LLC; Stinson Leonard Street; UCare; U.S. Attorney's Office Healthcare Fraud Unit; U.S. DHHS Office of the Inspector General; and the VA Hospital.

Health Law Residency The Legal Residency Program, only offered in the spring, builds on the success of the law school's well-established externship program. There, most students receive three to four credits. In a Residency, students earn 10 to 15 credits and work at least three full days each week at their residency site.

Judicial Externship Students can also engage in experiential learning by working for academic credit in a courthouse setting under the direction of a judge. Recent health law students have clerked for mental health courts and probate courts.

Internships Many Mitchell Hamline students convert their externships into internships, part-time jobs, and even full-time post-graduate employment. Mitchell Hamline students have recently interned at, among other places: Allina; Avera Health: Emily Program; Food and Drug Administration; Gillette Children's Speciality Healthcare; HealthPartners; Midwest Disability; Minnesota AIDS Project; Minnesota House of Representatives; Planned Parenthood; Prime Therapeutics; Public Health Law Center; St. Catherine University Office of Research; UCare; and Universal Hospital Services.

Part-time Jobs Many students in the Mitchell Hamline weekend program work full-time. Even full-time Mitchell Hamline students often work not just in the summer but also during the academic year. This gives them valuable experience and credentials. Students have recently worked at: Hallberg & McClain P.A.; Peterson Habicht; Moore, Costello & Hart; Nilan Johnson Lewis; and the Public Health Law Center.

Mentorship Program The Hachey Ambassadors Mentor Program for 3Ls and 4Ls matches students with experienced alumni working in areas of specific interest to the students. This creates a unique opportunity for our students to interact with leaders in the health law community. This program is managed by the Office of Alumni Relations and the Office of Career and Professional Development.

Pro Bono Health Law Experience Mitchell Hamline has a strong tradition of serving underserved communities. With the honor of a law license comes the responsibility to give back, in the form of legal services without compensation, to those who cannot afford to pay. Many Mitchell Hamline students choose to volunteer at health law related sites, such as: the Cancer Legal Line; Children's Dental Services; Minnesota Disability Law Center; and the Pathways Counseling Center. These placements are often facilitated by the Minnesota Justice Foundation.

Students engage in the Minnesota State Bar AssociationMitchell Hamline students regularly attend the MSBA
Health Law Sections monthly breakfasts and annual law student reception.

American Health Lawyers Association School Alliance Mitchell Hamline is proud to be a member of the American Health Lawyers Association (AHLA) School Alliance. Our health law students are able to take advantage of special benefits such as attending AHLA conferences and participating in AHLA's mentorship program.



Four Mitchell Hamline School of Law students and one recent graduate attended the Health Care Compliance Association's 20th Annual Compliance Institute April 17-20 in Las Vegas. The Compliance Certification Board generously donated the free registrations. Attendees included third-year J.D. students Alex Houston and William McDonough and second-year student Tracy Jacobs. Health Care Compliance Certificate student Eva Cheney-Hatcher and graduate Lindsey Hennings '15 also attended. The students said they were most looking forward to networking, hearing Health & Human Services Inspector General Daniel Levinson speak, and sitting for the Certified in Healthcare Compliance exam. The 2016 Compliance Institute welcomed more than 2,000 health care compliance professionals, offered 10 learning tracks, and featured more than 250 expert speakers.

Alumni Success

HLI alumni continue to find meaningful positions and advance in their careers.

Mitchell Hamline graduates have secured competitive positions across all parts of the health care industry, including:

Law Firms: Bassford Remele; Geraghty, O'Loughlin, & Kenney: Peterson Habicht; Jackson Lewis; Stinson Leonard Street; Moga Law Group; Nilan Johnson Lewis

Government: Hennepin County; Metropolitan Health Plan; Minnesota's 10th Judicial District; Minnesota Attorney General's Office; Minnesota Board of Nursing; Minnesota Department of Health; Minnesota Department of Education; Minnesota Department of Human Services; New York City Department of Health and Mental Hygiene; New York Senate; and U.S. Department of Veterans Affairs

Community Service: Association for Nonsmokers Minnesota; Connect for Health Colorado; Southern Minnesota Regional Legal Services; Legal Assistance of Western New York

Manufacturers: Abbott Laboratories; ActivStyle; Boston Scientific; DeRoyal Industries; Ecolab; GE Healthcare; Grifols; Hill-Rom; Medtronic; St. Jude Medical; Wolters Kluwer

Hospitals and Clinics: Allina; Broward Health; Children's Hospitals and Clinics of Minnesota;

Essentia Health; HealthPartners; Hospice of St. Francis; Mayo Clinic; Mental Health Resources; Park Nicollet Health Services; Planned Parenthood; Sanford Health; Sutter Health; University of New Mexico Health Sciences Center

Insurers: Blue Cross and Blue Shield; HealthPartners; Medica; Meritain Health; Prime Therapeutics; UCare; United Healthcare

Trade Associations and Consulting: Central California Alliance for Health; Health Care Compliance Association; Optum: Thomson Reuters

The 2015 Health Care Chief Compliance Officers and Salary Survey published by the Health Care Compliance Association reports that, on average, employees who are Certified in Healthcare Compliance earn \$11,000 more than their counterparts who are not certified.

Graduates are finding their HLI education quite helpful as they begin their careers. Several recent students and graduates have passed the CHC exam and are now Certified in Healthcare Compliance: Tyler Cowart, Lindsey Hennings, Kathleen (Swertfeger) McNaughton, Tescia Veldhouse, Ma Xiong, and Alicia Young.

continued



Amanda West, J.D. '14 "In June, I joined the Minnesota Center for Health Care Ethics as Operations Manager and Associate for Health Law & Ethics. MCHCE is a nonprofit supporting organization for its sponsors, Fairview Health Services, HealthEast Care System, and the Sisters of St. Joseph of Carondelet, with the mission to support these organizations in providing high-quality clinical and organizational ethics education, consultation, and policy development. My position is divided between managing the operational aspects of the nonprofit and contributing to the substantive mission of the Center

"I am thankful every day for my experiences in the Health Law Institute. My coursework in the Health Law Certificate and my work with Professor Pope allowed me to build substantially upon the background I already had in bioethics. The Health Care Compliance program gave me a broader perspective on the health care field that I continue to use in new and often unexpected ways, while also preparing me for many of the operational challenges of my new position. And it was through a Health Law Institute-sponsored event that I first learned of MCHCE and made contact with my colleagues. I strongly encourage all students interested in any aspects of health law to take part in the fantastic programs that the Health Law Institute has to offer!"

We have a number of exciting recent success stories, including:



Maki Kanayama, J.D., CHC, Health Care Compliance Certificate '16 In November, Kanayama began

working for Central California Alliance for Health in Scotts Valley as a member of the Compliance Department's Program Integrity team. She conducts evaluations and investigations into potential or actual fraud, waste, and abuse among Medi-Cal providers and health plan members.

"Mitchell Hamline's Health Care Compliance Program has been instrumental in opening the door into the health care compliance profession and helping me make a career change from a solo law practice. I find the course material applicable to the work I am conducting. I am looking forward to gaining more practical knowledge in the second part of the program."



Leah Fitzgerald, J.D. '15

"I have been working as the Patient Care Risk Manager at Children's Hospitals and Clinics of Minnesota since

graduation. Children's is one of the largest pediatric systems in the United States with 18 different sites throughout the metro. Children's is the only Minnesota hospital system to provide comprehensive care exclusively to children. I actually had the opportunity to be introduced to Children's through my Health Law Institute externship experience and was offered the position as a result of the externship.

"While I had clinical experience in health care, I had limited knowledge of what happens behind the scenes in a health care organization.

Through the Health Law Institute, I was able to develop the knowledge base I needed to understand the regulations and liability a health care organization is faced with today. I apply what I learned in my health

law classes every day in my role as the risk manager to not only assess liability but collaborate with the compliance team to comply with health care regulations. I also work closely with the patient safety team to ensure Children's provides the safest, most effective care to our patients, while evaluating the quality of care within the organization. 'Kids first' always is our highest priority as an organization."



Reagan Swisher, J.D.

15 "Recently, my day began with negotiating a contract with a new Family Practice provider

ensuring that the amount I offered was at Fair Market Value and that it would be reduced to writing.

Although this may not seem like a major event, the training I received from the Health Law Institute played a major role. I knew the rules I had to comply with and where to find guidance on what to consider when making an offer. This knowledge ultimately came from what I learned in the compliance program.

"After the negotiations, I was in Human Resources meeting with the Director when one of my direct reports flew through the door in a panic. We had been selected for an audit by OCR, as part of their Phase 2 program. I made sure to stay calm and lean on what I learned in Law School. I started updating the necessary staff and prepared a game plan for how to handle the audit.

"My situation is unique; I make decisions independently and try to be financially responsible by bringing in outside help only when necessary. It is up to me to handle whatever comes through the door and I couldn't do what I do without what I learned through the Health Law Institute. That training helped to guide me through these recent events and has prepared me for anything else that comes through the door."

Swisher is the General Counsel for lowa Specialty Hospitals & Clinics.



Lora Dinsdale, CHC, Health Care Compliance Certificate

14 "I have been in health care for 29 years: 15 years working in

accounting, purchasing, and facility management, and 14 years as the Director of Compliance. The online Health Care Compliance Certificate was very rewarding to me. The program allowed me to work with cohort members from different industries. We had members from a medical device company, insurance companies, health care operations, clinical, and legal. Professor Colombo provided current issues and real life scenarios for our weekly discussions that allowed us to learn from different perspectives. The Certificate Program allowed me to confirm my knowledge of health care compliance and prepare me for the CHC exam, which I passed in 2015. Working in health care compliance can be challenging because there are not always black and white answers to solve our issues. It is difficult to keep up with the changing rules and regulations, but it is a rewarding career."

Dinsdale is currently working as the Director of Compliance at Wheaton Franciscan Healthcare in Waterloo, Iowa.



Christina Becker, J.D.

13 "I recently leveraged my Health Law and Health Care Compliance Certificates to start working at an

organization in Washington, D.C. Specifically, I'm a Health Policy & Program Associate at the American Public Human Services Association. Of the broad range of duties this position includes, the largest include conducting research on the intersections of health services and social services, attending legislative and other briefings on the Hill, and gathering information to educate and disseminate among the members of our organization."



Karin Stuart, J.D. 13
"I am writing to share
my good news - I have
been hired into a full
time position in health
law by Legal Assistance

of Western New York (LawNY), located in Rochester, NY. My job title is Community Health Advocate. My job responsibilities include:

- Providing advice and advocacy to clients on access to health care.
- Resolving health insurance coverage and access to care issues, such as treatment denials and billing disputes.
- · Conducting research on health insurance policy, including benefits under the Affordable Care Act, public and commercial health insurance products, and other health consumer rights and responsibilities.

In law school, my goal was to work in the health law field, and thanks to all of you I have reached that goal. My Health Law Certificate prepared me in so many ways to build a health law career! The knowledge and skills you imparted have enabled me to make a real contribution to the lives of my clients and colleagues.

The educational challenges you provided have empowered me to continue learning and developing. I strive to read broadly in health topics and stay abreast of what is happening in both the public and private arenas.

I have also joined the Greater Rochester Association for Women Attorneys (GRAWA), and I am currently Co-chair of the GRAWA Women's Health Committee. In addition, I have joined the Health Law and Reproductive Rights Committee of Women's Bar Assoc. of the State of New York.

Thank you for being wonderful teachers, wise counselors, and inspiring role models!"



Rob Tungseth, J.D. '13:
"I joined HealthPartners'
General Counsel,
Health Plan Team in
August 2016. In this
position, I provide

risk-based legal advice to HealthPartners and its related entities regarding the Affordable Care Act and ERISA compliance, health plan design, state health insurance law, privacy, contract drafting and negotiating, transactions, state Attorney General complaints, state and federal public programs, and regulatory compliance. The Health Law Institute not only equipped me to cover this broad range of subjects but also placed me as an intern at HealthPartners during my second year of law school. It was during this time that I made relationships that brought me back to HealthPartners to serve with their General Counsel."



Mai Lee Yang, J.D. 11 is an Associate Attorney & Consultant for Peterson Habicht P.A., an integrated law firm offering a full spectrum

of law and consulting services. She advises health care entities regarding compliance programs, corporate governance, and regulatory matters. "Mitchell Hamline provided me with a genuine foundational expertise in

health care compliance. I continually rely on it as I serve clients with their legal and compliance needs."



Kathleen (Swertfeger) McNaughton, J.D. '08 is enjoying working for Mayo Clinic and growing her career in the health care

industry. McNaughton began her career at Mayo Clinic in 2009 when she was hired to manage provider network contracting for Mayo Clinic's Third Party Administrator, Mayo Clinic Health Solutions. Her role later expanded into general payer compliance topics as well as client and vendor contracting, which paved the way toward her current role as Compliance and Legal Director for Mayo Clinic Global Business Solutions. In this role, she is also the designated Compliance Officer for Health Tradition Health Plan and Mayo Clinic Health Solutions. She would like to thank Mitchell Hamline School of Law and the Health Law Institute for providing a solid foundation in law and health care compliance. She would also like to encourage current Mitchell Hamline students interested in health law to earn the Health Law Institute certificates. Health care is a rapidly growing industry and full of opportunity. She is also interested in connecting with other health care professionals interested in forming a health care payer compliance collaborative.

Braden Carkhuff, J.D., CIPP/US, '15 "In January, I started working at CynergisTek, a top-ranked information security and privacy consulting firm focused on health care. I currently hold the role of Privacy Analyst, working to help our clients achieve and demonstrate compliance with HIPAA and other laws and regulations related to health care privacy.

'The Health Law Institute provided me the education and background required to find a job in health care privacy. I never dreamed that I would be in my chosen career field after graduation, but the education and hands-on experience gained through my health law externship allowed me to pivot from law school directly into my career in health care privacy. The HLI's commitment to its students' success allows graduates to flourish as professionals."



Health Law Institute Curriculum

In May 2016, the Health Law Institute awarded 14 Health Law Certificates and 31 Health Care Compliance Certificates. Every health law student is paired with a Health Law Institute faculty advisor to guide him or her through course and career planning. Since 2006, the Health Law Institute has awarded 126 Health Law Certificates and 167 Health Care Compliance Certificates.

Health Law Institute courses serve not only our certificate students, but also the broader law school community. During the 2015-2016 academic year, more than 350 students enrolled in more than 20 different health law courses. These courses covered a broad range of topics, including: health care organization and finance,



Professor Barbara Colombo, J.D. '88, teaching health law students

quality of care and liability, elder law, HIPAA privacy, medical malpractice, food and drug law, and bioethics. The following pages include a detailed overview of the Mitchell Hamline health law curriculum.

ESTABLISHED PROGRAMS

Health Law Certificate

The Health Law Certificate shows future employers that students have concentrated their studies in health law. Earning the certificate both requires and demonstrates a significant understanding and practical application of key health law concepts. The program design is consistent with the recommendations of the American Health Lawyers Association Health Law Curriculum Toolkit. More than 20 students are currently registered to complete the 17-credit program, which requires classroom courses, experiential learning, and extracurricular engagement.

Health Care Compliance Certificate

Health Care Compliance Certification enables students to be uniquely positioned to make a positive impact as prepared and effective leaders in their chosen health care settings. The program provides a thorough examination of governing laws and regulations, introduces students to industry leaders, and offers hands-on learning and interactive simulations through its in-depth curriculum. The program is certified by the Compliance Certification Board. With Mitchell Hamline's Compliance Certificate, students are eligible to take the Certified in Healthcare Compliance (CHC) exam without satisfying the otherwiserequired work experience and continuing education requirements. Mitchell Hamline was the recipient of the Society of Corporate Compliance and Ethics 5th Annual International Compliance and Ethics Award. More than 15 J.D. students are currently registered to complete this 14-credit program, and 20 students are currently enrolled in the 11-credit online program for working professionals.

Visiting Student Program

Since Mitchell Hamline offers a more robust range of health law electives and opportunities than most law schools, law students from other schools have visited at Mitchell Hamline (in-person and online). In several recent instances, they have obtained certificates, externships, and permanent placements.

SUMMER AND JANUARY TERMS

The Health Law Institute attracts many non-traditional law students and health law professionals who are looking to advance in their current positions or to change careers. The compact courses offered over Summer and January terms offer an alternative to the regular academic calendar and accommodate busy work and family schedules. They also provide many law, graduate, and CLE students from outside Minnesota with the opportunity to take health law courses that are not available at their home campuses.

HYBRID, EVENING, AND WEEKEND J.D.

The part-time Hybrid, evening, and weekend J.D. programs offer an alternative scheduling option for students. Mitchell Hamline offers more enrollment options than any other law school in the country. These programs are perfect for professionals who want to continue working while advancing or changing careers. They include a number of health professionals such as physicians, nurses, compliance officers, and regulators. Health Law courses are scheduled so that Hybrid Program, evening, and weekend students can earn the Health Law Certificate and/or the Health Care Compliance Certificate

HEALTH LAW AND HEALTH CARE COMPLIANCE COURSES

	2015			2016				2017	
	SPRING	SUMMER	FALL	J-TERM	SPRING	SUMMER	FALL	J-TERM	SPRING
Administrative Law									
Affordable Care Act Seminar									
Bioethics									
Compliance Laws & Regulations									
Compliance Skills: Auditing, Investigating, and Reporting									
Elder Law									
Food Law									
Fraud & Abuse									
Genetics Seminar									
Governance & Ethics in Health Care Compliance									
Health Care Compliance Institute									
Health Care Laws and Regulations									
HIPAA Privacy									
Independent Study									
Insurance Law									
Law & Community Health / Poverty Law									
Legal Compliance Essentials for Drug, Device, and Biotech Companies									
Medical Malpractice									
Medical Marijuana Law									
Mental Health Law / Disability Law									
Mergers & Acquisitions (with Health Care Lab)									
Organization & Finance									
Public Health Law & Ethics									
Quality of Care & Liability									
Race, Health Care, and the Law									
Reproductive Rights / ART									
Workers' Compensation									

HLI EXPERIENTIAL LEARNING OPPORTUNITIES

	2015			2016				2017	
	SPRING	SUMMER	FALL	J-TERM	SPRING	SUMMER	FALL	J-TERM	SPRING
Health Law Clinic: Medical-Legal Partnership									
Law & Psychiatry Clinic									
Health Law Externship									
Health Law Residency									
Compliance Externship									
Elder Justice Policy Externship									
Judicial Externship									
Internships & Part-time Employment									
Pro-Bono Placements (Minnesota Justice Foundation)									
National Health Law Moot Court Competition									
Regulatory & Compliance Competition									
Transactional Health Law Moot Court Competition									

Faculty & Staff

HEALTH LAW INSTITUTE FACULTY



Thaddeus Pope, J.D., Ph.D.Director, Health Law Institute
Professor of Law
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Thaddeus Pope became the director of the Health Law Institute in January 2012 after

serving as associate professor of law at Widener University School of Law. There, his research focused on medical futility, internal dispute resolution, tort law, public health law, and normative jurisprudence. He authors a blog on medical futility, reporting and discussing legislative, judicial, regulatory, medical, and other developments concerning end-of-life medical treatment.

Pope also taught at Albany Medical College and the University of Memphis. Prior to joining academia, he practiced at Arnold & Porter and clerked on the U.S. Court of Appeals for the Seventh Circuit. Pope earned a J.D. and Ph.D. in philosophy and bioethics from Georgetown University.



Barbara Colombo, J.D. '88, R.N.Director, Health Care Compliance Program Assistant Teaching Professor barbara.colombo@mitchellhamline.edu 651-290-6316

Barbara Colombo is assistant teaching professor and director of the Health Care

Compliance Certification Program at Mitchell Hamline School of Law. Her responsibilities include the ongoing management and strategic growth and development of the nationally recognized Health Care Compliance Certificate Program. While at Mitchell Hamline, she launched the distance learning (online) Health Care Compliance Certificate Program in 2012 and served as the faculty lead for both the J.D. and online programs. Prior to her affiliation with Mitchell Hamline, she served as an independent legal and policy consultant, providing advice to corporate, individual and nonprofit clients.

Colombo served as the assistant commissioner for the Minnesota Department of Health for seven years. Her responsibilities included the regulation of HMOs and other managed care entities, long-term care facilities, local public health delivery systems, maternal and child health, and various health occupations. She was responsible for managing a budget in excess of \$10M. Colombo graduated with honors from William Mitchell College of Law and practiced with the law firm of Robins, Kaplan, Miller and Ciresi in the areas of medical malpractice, personal injury, and products liability. She also served as general counsel and vice president of enterprise development for a health plan.

Prior to becoming an attorney, Colombo practiced as a critical care registered nurse with St. Mary's Hospital-Rochester, the University of Minnesota Hospital, and Abbott Northwestern Hospital.



Laura Hermer, J.D., LL.M. Professor of Law laura.hermer@mitchellhamline.edu 651-290-6357

Laura Hermer is a professor of law at Mitchell Hamline School of Law. Her current research focuses on changes in access to health

coverage and care under the Affordable Care Act, with a particular focus on underserved populations. She also recently created, and obtained funding for, a medicallegal partnership and associated coursework between the law school and United Family Medicine, a federally-qualified health center in St. Paul, in part through the support of a fellowship funded by the Robert Wood Johnson Foundation.

Prior to her appointment at Mitchell Hamline, Hermer was an assistant professor in the Department of Preventive Medicine and Community Health and a member of the Institute for the Medical Humanities at the University of Texas Medical Branch in Galveston, Texas.



Eric Janus, J.D.Professor of Law
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Professor Janus' scholarly focus has been on the interaction of law with psychiatry and other health sciences. Building on

his experience as court-appointed counsel in extended constitutional litigation challenging Minnesota's Sexually Dangerous Person Law, he has focused on the boundaries of the state's ability to use civic commitment to protect public safety. He is interested in the effectiveness of risk assessment, the place of danger assessment in society, and the public policy implications of the current approach to dealing with sexual violence. He has examined other coercive interventions for the protection of society such as quarantine and terrorism-related preventive confinement. He has studied the impact on prevention of international human rights law. His latest book is Failure to Protect: American's Sexual Predator Laws and the Rise of the Preventive State.



Jonathan Kahn, J.D., Ph.D James E. Kelley Chair in Tort Law

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Holding a Ph.D. in History from Cornell University and a J.D. from Boalt Hall School of Law, Jonathan Kahn writes on issues in

history, politics, and law and specializes in biotechnology's implications for our ideas of identity, rights, and citizenship, with a particular focus on race and justice. He teaches in areas of constitutional law, torts, health law, and bioethics.

Kahn received two grants from the National Human Genome Research Institute's (NHGRI) Ethical, Legal and Social Implications (ELSI) Research Program to support projects exploring the ethical and legal ramifications of the increasing use of racial and ethnic categories in the context of gene patenting and drug development. He is an internationally recognized expert on this topic.

Most recently, he received a three year grant from the National Library of Medicine to support the writing of his newest book, *Race in a Bottle: The Story of BiDil and Racialized Medicine in a Post-Genomic Age* (Columbia University Press, 2013), which was awarded Honorable Mention for the 2013 Best Book Award, by the Race, Ethnicity, and Politics Section of the American Political Science Association.

Kahn practiced with the firm of Hogan & Hartson after graduating from law school and then went on to complete his Ph.D. and teach at Bard College.



David Larson, J.D., LL.M.Professor of Law
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Professor David Allen Larson is a senior fellow at Mitchell Hamline's Dispute Resolution Institute and a fellow of the American Bar

Foundation and the National Center for Technology and Dispute Resolution. He teaches Arbitration, Cyber Skills and Dispute Resolution, Employment Discrimination Law, Employment Law, and Labor Law. He was the founder and editor-in-chief of the "Journal of Alternative Dispute Resolution in Employment" (HeinOnline), served as an arbitrator for the Omaha Tribe, was an administrative law judge for the Nebraska Equal Opportunity Commission, and currently is an independent arbitrator.

From 1990-1991, Larson served as the "Professor-in-Residence" at the Equal Employment Opportunity Commission headquarters in Washington, D.C. He worked primarily in the Office of General Counsel, Appellate Division, and also worked with the Office of Legal Counsel on drafting and revising the Regulations and Interpretive Guidance for the Americans with Disabilities Act. Larson previously practiced with the Meagher Geer law firm in Minneapolis.



Ana Pottratz Acosta, J.D.
Clinical Instructor and
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Ana Pottratz Acosta joined Mitchell Hamline School of Law in 2016 as Clinical Instructor teaching the Health Law Clinic and overseeing the Medical-Legal Partnership between the law school and

Medical-Legal Partnership between the law school and United Family Medicine. Immediately prior to joining Mitchell Hamline, Acosta was employed by Stinson Leonard Street LLP as an attorney in the immigration law group, where she represented clients of the Deinard Clinic. Additionally, from 2004 to 2010, Acosta served as an immigration attorney for Lutheran Social Services of New York (LSSNY) Immigration Legal Services Program, where she worked on a variety of issues related to low-income immigrant populations in New York City, including serving as the immigration advisor to the New York Interfaith Disaster Response (NYDIS) 9/11 Unmet Needs Roundtable, appearing as lead counsel in Rajah v. Mukasey, the lead case in the Second Circuit Court of Appeals challenging the legality of the NSEERS Special Registration Program, and overseeing a weekly immigration clinic at the Haitian Family Support Center in the Flatbush neighborhood of Brooklyn.

HEALTH LAW INSTITUTE STAFF



Kari McMartin Administrative Coordinator kari.mcmartin@mitchellhamline.edu 651-695-7675

Kari McMartin joined the Health Law Institute in October 2011. Prior to her current position, she worked as the Director of Development

and Alumni Relations at Students United (formerly the Minnesota State University Student Association). She graduated in 2007 from Winona State University, where she double majored in Political Science and Public Administration and minored in Women's and Gender Studies. She's currently enrolled in the Master of Nonprofit Management Program at Hamline University.



J-TERM 2017

Two industry experts will join the Health Law Institute January 2-13, 2017, to teach cutting-edge, 2-credit, online courses.

Legal Compliance Essentials for Drug, Device, and Biotech Companies



Dr. Seth Whitelaw,

J.D., Founder Whitelaw Compliance Group LLC, Senior Fellow and Adjunct Professor, Life Sciences Compliance

The U.S. health care system is composed of three primary parts: providers, payers, and finally manufacturers (drug, device, and

biotech companies). It is a complex, complicated, and challenging system of laws, regulations, cases, guidance and, in some cases, folklore. This course is designed for the current and future attorney or compliance professional supporting drug, device, and biotech companies. Students will gain a practical understanding of the laws, regulations, cases, and guidance they will encounter in daily practice. Also, upon completion, all participants will understand how to design and operate an effective company compliance program.

From Addiction to Zika: Current Issues in Public Health Law



Jill Krueger, J.D.,

Northern Region Director,
Network for Public Health Law
This course explores public health law
through the lens of current issues in
population health. Prescription drug
overdose and the zika virus have captured

the attention of both policy-makers and the public, as have topics such as gun violence, obesity, access to care, vaccine refusal, medical marijuana, and smoking. We will examine the leading causes of preventable death, disease, and injury, both in and out of the spotlight. Students will analyze the underlying social, economic, and environmental factors that contribute to or detract from community health and well-being, as well as legal strategies to address those factors. In the process, the course introduces students to the fundamentals of public health law.

FACULTY & STAFF continued

2014-2016 ADJUNCT FACULTY

Sheri Beck. J.D. '94

Privacy Officer and Senior Director, Corporate Compliance, Prime Therapeutics Course: HIPAA Privacy

Rebecca Bernhard, J.D.

Of Counsel, Dorsey & Whitney LLP Course: Administrative Law

Jeanette Boerner, J.D. '94

Assistant Public Defender, Hennepin County

Course: Law and Psychiatry Clinic

Nanette Elster, J.D.

Vice President, Spence & Elster P.C.; Lecturer, Neiswanger Institute Course: Assisted Reproductive Technologies

Iris Freeman

Board President, Minnesota Elder Justice Center Course: Elder Justice Policy Externship

Mark Gardner, J.D. '09

President, Gardner Law Courses: Food and Drug Law; Health Law Regulatory Compliance Competition

Marlene Garvis, J.D. '84

Partner, Jardine, Logan, & O'Brien Course: Medical Malpractice: Theory and Practice

David Graham, J.D. '87

Senior Counsel, Dykema Gossett PLLC Course: Food Law

Mark Hallberg, J.D. '79

Founder, Trial Attorney, and Neutral Mediator, Hallberg Law P.A. Course: Medical Malpractice: Theory and Practice

Nancy Husnik, J.D. '95

Senior Legal Counsel, Target Corporation Course: Food Law

Barbara Lindberg, J.D. '04

Associate Attorney, Lindberg Law, P.C. Course: Mental Health Law

Lori Oleson, J.D. '02

Senior Director Compliance, Prime Therapeutics Courses: Compliance Skills: Auditing, Investigating, and Reporting; Health Care Compliance Laws and Regulations

Jamie Olson, J.D. '13

Owner, Co-Founder, Carlson Olson Consulting LLC

Course: Medical Marijuana Law: State Regulation in the Shadow of Federal Prohibition

Mary Prentnieks, J.D.

Sr. Dir. Assoc. General Counsel, Medica Health Plans Course: HIPAA Privacy

Suzy Scheller, J.D. '08

Scheller Legal Solutions, LLC

Course: Elder Law

Joe Van Thomme, J.D. '09

Attorney, Eckberg Lammers, P.C. Course: National Health Law Moot Court Competition

Lynn Zentner, J.D. '82

Director, Office of Institutional Compliance, University of Minnesota Course: Compliance Externship

Susan Zwaschka, J.D. '96

Associate Counsel, Ameriprise Financial Services Course: Governance and Ethics in Health Care Compliance

Special thanks to the Health Law Institute's volunteers, mentors, speakers, judges, and assistant adjuncts! Your expertise and commitment are truly appreciated.

PUBLIC HEALTH LAW CENTER

Doug Blanke, J.D.

Director

Doug Blanke is founder and director of the Public Health Law Center and chair of the Robins Kaplan Miller & Ciresi Endowed Directorship. He oversees all its programs, with a focus on encouraging healthier lives, including work to reduce the harm caused by tobacco use, prevent childhood obesity, support healthy eating, and encourage physical activity.

Blanke's international work has included monitoring development of the Framework Convention on Tobacco Control for the American Lung Association and editing the World Health Organization's handbook on tobacco control legislation. Previously, as an assistant attorney general of the state of Minnesota, he played a key role in the historic Minnesota litigation that resulted in the release of thirty-five million pages of secret tobacco industry documents. He was the 2004 recipient of the American Lung Association's C. Everett Koop "Unsung Hero" Award for his contributions to tobacco control.

In 2016, the Public Health Law Center staff published five scholarly articles and made 78 presentations around the country. Visit www.publichealthlawcenter.org to view featured resources—use the drop-down menus to find publications on a variety of topics.



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Faculty Scholarship

FACULTY HONORS. PUBLICATIONS. AND PRESENTATIONS

DOUG BLANKE

Invitation

Meeting on National Smoke-Free Policies, ROBERT WOOD JOHNSON FOUNDATION, Princeton, New Jersey (June 9, 2016).

Voices for Healthy Kids, AMERICAN HEART ASSOCIATION (April 14, 2016).

Sugar Reduction Conference, HEALTHY FOOD AMERICA, Seattle (March 29, 2016).

Noncommunicable Diseases, UNITED NATIONS INTER-AGENCY TASK FORCE, New York City (February 9, 2016).

Legal Barriers to Criminal Prosecution of Tobacco Companies, ACTION ON SMOKING AND HEALTH, GEORGETOWN LAW SCHOOL, Washington, DC (February 1-2, 2016).

E-Cigarette Regulation, JOHNS HOPKINS UNIVERSITY, TRUTH INITIATIVE, AND ROBERT WOOD JOHNSON FOUNDATION, Washington, D.C. (January 21, 2016).

Amicus Brief

NYC Sodium Warning Law, AMERICAN HEART ASSOCIATION (December 15, 2015).

Media

What the Sandy Hook Gun Lawsuit Can Learn from the Big Tobacco Fight, CNN (May 14, 2016).

Saltshaker Warnings Get Their Day in Court, WALL STREET JOURNAL (February 9, 2016).

Salt Shaker Emoji Sparks a Menu Fight Over Free Speech, STAR TRIBUNE (February 15, 2016).

Presentation

Health Care Provider Advocacy and the Global Tobacco Treaty, MAYO CLINIC GLOBAL BRIDGES SUMMIT, Rochester, Minnesota (May 24, 2016).

Panel

Obesity Prevention Grants Committee, AMERICAN HEART ASSOCIATION, Dallas (December 1-2, 2015).

Event

Board of Trustees, ACTION ON SMOKING AND HEALTH, Washington, D.C. (March 24, 2016).

Eliminating smoking in America's low income public housing, THE WHITE HOUSE, Washington, D.C. (January 6, 2016).

Board of Trustees, ACTION ON SMOKING AND HEALTH, Washington, D.C. (December 11, 2015).

JADA FEHN

Publication

Swamped: How Local Governments Can Improve Health by Balancing Exposure to Fat, Sugar, and Salt-Laden Fringe Foods, 24 JOURNAL OF AFFORDABLE HOUSING AND COMMUNITY DEVELOPMENT LAW 565 (May 15, 2016).

Medical-Legal Partnerships: A Lawyer on the Health Care Team, 14 MINNESOTA HEALTH CARE NEWS 8 (April 1, 2016).

Presentation

Educating for Partnership, From Aim to Impact, UPPER MIDWEST HEALTHCARE LEGAL PARTNERSHIP LEARNING COLLABORATIVE, Saint Paul, Minnesota (March 24, 2016).

Other

What to Expect When the Practice of Law Intersects with Social Work, INTERDISCIPLINARY COMMUNITY, ASSOCIATION OF AMERICAN LAW SCHOOLS (February 6, 2016).

LAURA HERMER

Publication

On the Expansion of "Welfare" and "Health" Under Medicaid, 9 SAINT LOUIS UNIVERSITY JOURNAL OF HEALTH & POLICY 235 (June 1, 2016).

Expanding Interdisciplinary Learning Opportunities on a Shoestring through a Medical-Legal Partnership, 44 JOURNAL OF LAW, MEDICINE, & ETHICS 51 (April 1, 2016).

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Medicaid, Low Income Pools, and the Goals of Privatization, SIRN: MEDICAID (FAMILIES WITH CHILDREN) (June 17, 2016).

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Media



Supreme Court Whole Woman's Health v. Hellerstedt Decision, KARE 11 (June 27, 2016).

Supreme Court Abortion Ruling, KARE 11 (June 27, 2016).

Interview on the Future of the Health Care Mandate, WALLETHUB (November 2015).

ERIC JANUS

Presentation

The Legal Architecture for the Next Generation Sex Offender Statute, AMERICAN PSYCHOLOGY AND LAW SOCIETY ANNUAL MEETING, Atlanta (March 11, 2016).

Where Do We Go Now?, MINNESOTA DEPARTMENT OF HUMAN RIGHTS SYMPOSIUM (December 3, 2015).

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Other

Named one of the "25 Most Influential People in Legal Education," NATIONAL JURIST (Winter 2016).

Appointed to the Board of Editors, PSYCHOLOGY, PUBLIC POLICY, AND LAW (January 1, 2016).

JONATHAN KAHN

Presentation

Neuroscience, Law and Sincerity, CONFERENCE ON GOVERNANCE OF EMERGING TECHNOLOGIES, Sandra Day O'Connor School of Law, Arizona State University, Tempe, Arizona (May 25, 2016).

Is there a Place for Race in Precision Medicine?, WAKE FOREST UNIVERSITY, Winston-Salem, North Carolina (April 5, 2016).

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Publication

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DAVID LARSON

Publication

Access to Justice, ENCYCLOPEDIA OF LAW AND ECONOMICS (edited by Jürgan Backhaus) (October 2015).

Access to Justice, in ENCYCLOPEDIA OF LAW AND ECONOMICS (Springer, forthcoming 2016).

Presentation

What Do Native Americans, Consumers, and Physicians Have in Common When It Comes to Arbitration? Politics., PENN STATE LAW SCHOOL, State College, Pennsylvania (January 29, 2016).

Media

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Interview on St. Paul school violence, WCCO CBS MINNESOTA RADIO (December 15, 2015).

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Interview on hot-button issues in the workplace, LAW360 (September 14, 2015).

THADDEUS POPE

Publication

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continued

FACULTY SCHOLARSHIP continued



Certified Patient Decision Aids: The Slow Evolution of U.S. Informed Consent Law, 44 JOURNAL OF LAW, MEDICINE & ETHICS (forthcoming 2017).

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Re Physicians' Opinions About Accommodating Religiously Based Requests for Continued Life-Sustaining Treatment, 51 JOURNAL OF PAIN AND SYMPTOM MANAGEMENT (forthcoming 2016).

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Revolutionizing Informed Consent: Empowering Patients with Certified Decision Aids (under review) (with Daniel S. Lessler).

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Clinical Criteria for Physician Aid-in-Dying, 19 JOURNAL OF PALLIATIVE MEDICINE 259 (with David Orentlicher and Ben Rich) (March 1, 2016).

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Letter from the Chair, AALS SECTION ON LAW, MEDICINE, AND HEALTH CARE NEWSLETTER (December 1, 2015).

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Changing Legal Status of Brain Death in California, CEDARS SINAI MEDICAL CENTER, Los Angeles (December 21, 2016).

The Right to Die: 40 Years after Quinlan, GEORGIA STATE UNIVERSITY, Atlanta (November 11, 2016).

When Is Your Patient Dead? When May You Stop Treating Dead Patients? KANSAS CITY UNIVERSITY OF MEDICINE AND BIOSCIENCES, Kansas City, Missouri (November 8, 2016).

Hastening Death by Voluntarily Stopping Eating and Drinking: Clinical, Legal, Ethical, Religious, and Family Perspectives, SEATTLE UNIVERSITY SCHOOL OF LAW, Seattle (October 14-15, 2016) (planning committee).

VSED Is Legal: Defending Voluntarily Stopping Eating and Drinking. SEATTLE UNIVERSITY SCHOOL OF LAW, Seattle (October 14-15, 2016).

Bioethicists Must Engage the Public: Using Social Media to Advance Public Literacy in Bioethics, ASBH 18th ANNUAL MEETING, Washington, D.C. (October 8, 2016).

Top 10 Legal Developments in Bioethics, ASBH 18th ANNUAL MEETING, Washington, D.C. (October 8, 2016).

Hot Topics in Bioethics, SEALS, Amelia Island, Florida (August 5, 2016).

Medical Jurisprudence, SAINT GEORGES UNIVERSITY, Grenada, West Indies (July 28- August 3, 2016).

Career Paths in Public Health Law and Health Law, THE NETWORK FOR PUBLIC HEALTH LAW, Webinar (June 1, 2016).

Revolutionizing Informed Consent Law: Empowering Patients with Certified Decision Aids, 39TH ASSOCIATION OF LAW, MEDICINE, & ETHICS HEALTH LAW PROFESSORS CONFERENCE. Boston (June 4, 2016).

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Policy and Legal Perspectives on End-of-Life Care, STANFORD UNIVERSITY, Palo Alto, California (May 12, 2016).

Making Decisions in the ICU for Incapacitated Patients without Available Surrogates, AMERICAN THORACIC SOCIETY, San Francisco (May 13, 2016).

Brain Death: Expanding Duties to Accommodate Objections, INTERNATIONAL CONFERENCE ON CLINICAL ETHICS CONSULTATION, Washington, D.C. (May 20, 2016).

Caring for the 'Unrepresented Patient': Strategies to Avoid Moral Distress and Substandard Care, INTERNATIONAL CONFERENCE ON CLINICAL ETHICS CONSULTATION, Washington, D.C. (May 21, 2016).

Dying Fast and Slow: Improving Quality of Dying and Preventing Untimely Deaths, ST. LOUIS UNIVERSITY SCHOOL OF LAW, St. Louis (April 1, 2016).

Futility Redux: When May/Should/Must a Clinician Write a DNAR Order without Patient of Surrogate Consent? FLORIDA BIOETHICS: DEBATES, DECISION, SOLUTIONS CONFERENCE, Hosted by University of Miami and Florida Bioethics Network (April 8, 2016).

Ethics at End of Life: Dementia and VSED, MINNESOTA NETWORK OF HOSPICE AND PALLIATIVE CARE CONFERENCE (April 11, 2016).

Jahi McMath and the California End of Life Options Act, LOYOLA UNIVERSITY CHICAGO STRITCH SCHOOL OF MEDICINE, Chicago (March 3, 2016).

Legal Developments in Clinical Ethics, HCA HEALTHCARE, Webinar (December 16, 2015).

Eight Medical Jurisprudence Lectures, SAINT GEORGES UNIVERSITY, West Indies (February 12, 15-17, 2016).

Public Service

Decision Aids Project, NATIONAL QUALITY FORUM, Washington, DC (June 22, 2016).

National Healthcare Decisions Day, ROSEVILLE COMMUNITY HEALTH ACTION TEAM, Roseville, Minnesota (April 16, 2016).

Public Listening Session on Minnesota Compassionate Care Act (S.F. 1880) with Senators Sheran and Eaton, SOUTH CENTRAL COLLEGE, Mankato, Minnesota (February 20, 2016).

Policy Panel, END OF LIFE OPTION ACT RESPONSE CONFERENCE, San Francisco (December 12, 2015).

Committee Participation, MEDICARE EVIDENCE DEVELOPMENTS AND COVERAGE ADVISORY COMMITTEE (April 27, 2016).

Media



Interview on Jahi McMath: Death Cases Similar to Oakland Teen Found throughout State, SAN JOSE MERCURY NEWS (May 18, 2016).

Interview on Doctor-Assisted Suicide Proposal Tables After Emotional Hearing, STAR TRIBUNE (March 16, 2016).

Interview on Doctor, Don't Give Up on Me! MEDSCAPE (March 16, 2016).

Interview on Medical Aid in Dying, KARE 11 NBC (March 17, 2016).

Profile on Professor Thaddeus Pope in The Patient Body: When are Religious Exemptions Religious? THE REVEALER (March 22, 2016).

Interview on The Contested Death of Aden Hailu, RENO GAZETTE JOURNAL (March 25, 2016).

Interview on Doctors Want Guidance on Assisted Death, Supporters Say, LIFE MATTERS MEDIA (March 30, 2016).

Interview on In Texas, A Hospital Ethics Panel – Not the Patient or Family – Decides Whether to End Care, HOUSTON PRESS (February 9, 2016).

Legislative Service

Testified on Minnesota Compassionate Care Act (S.F. 1880), MINNESOTA SENATE COMMITTEE ON HEALTH, HUMAN SERVICES, AND HOUSING, St. Paul, Minnesota (March 16, 2016).

Academic Service

Board Meeting, AMERICAN SOCIETY OF BIOETHICS AND HUMANITIES, Chicago (April 16-17, 2016).

Reviewer and Commentator at New Health Law Teachers Workshop, ASSOCIATION OF AMERICAN LAW SCHOOLS, New York City (January 7, 2016).

Proposal Approved to Draft Official Policy Statement on How to Make Medical Decisions for Incapacitated Patients Without Available Surrogates, AMERICAN THORACIC SOCIETY (January 1, 2016).

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