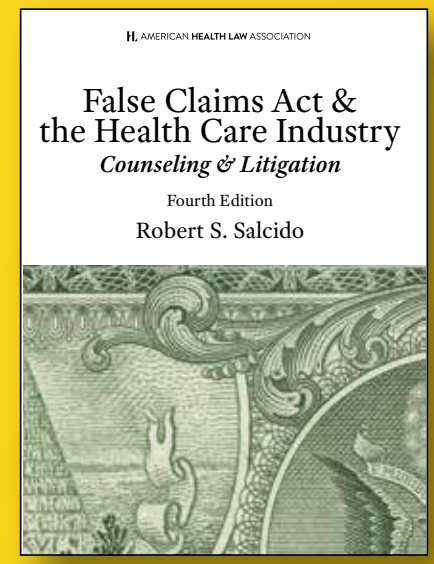
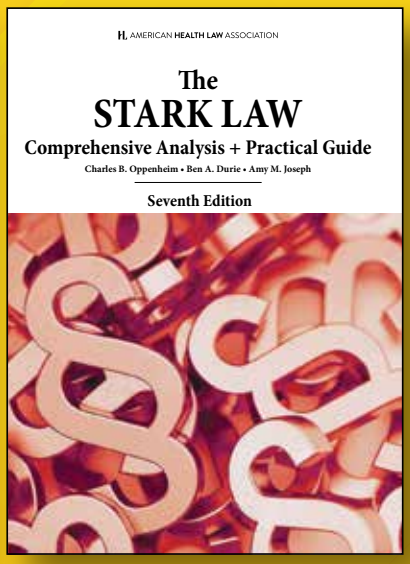
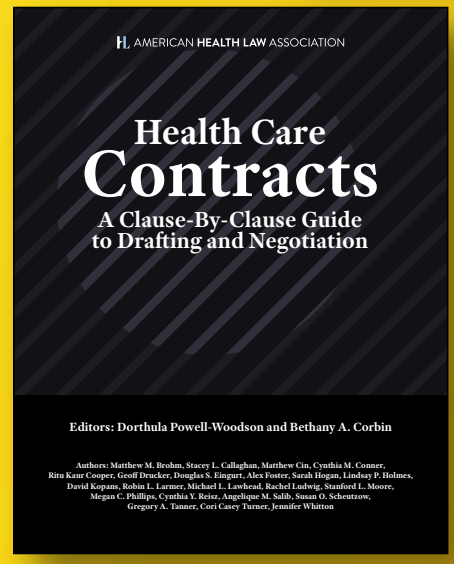
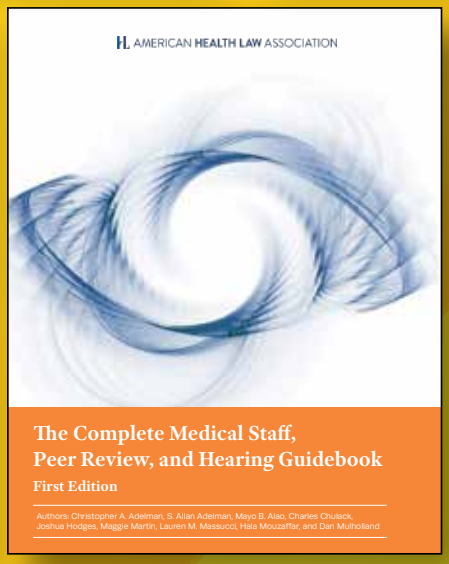
AMERICAN HEALTH LAW ASSOCIATION

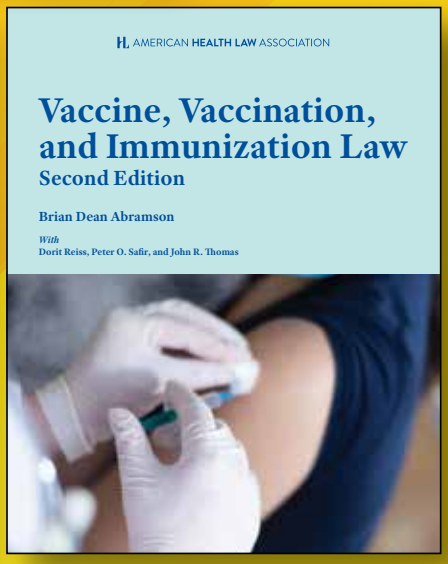
PUBLICATIONS
Catalog 2022–2023











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With over 12,000 members and more than 25,000 engaged health law professionals, AHLA has deep and diverse expertise through the work of our generous volunteers—practitioners who represent clients and organizations across the entire health care industry spectrum. We particularly want to thank the authors of the publications listed in this catalog, as these resources will benefit anyone who advises physicians, hospitals, health systems, specialty providers, payers, life sciences companies, and many other health care stakeholders. If you have an interest in health law, you have a home in AHLA.

This catalog offers dozens of titles addressing both fundamental and emerging issues facing the health law community today, complementing AHLA's full offering of in-person programs, educational webinars, and on-demand resources. This helps you to not only build a foundation of knowledge in any given area of health law, but also to become an expert in your field. If you have a question in health law, turn to AHLA for the answer.

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Essential Resources

AHLA's Guide to Health Care Legal Forms, Agreements, and Policies

THIRD EDITION WITH APRIL 2022 SUPPLEMENT, INCLUDING DOWNLOADABLE CONTENT

This cornerstone of your health law library is designed to help you work more efficiently and accurately by bringing together hundreds of documents, checklists, and policies in one place. The *Guide* represents the cumulative work of scores of health care attorneys and providers who share their real-time, practical experience with colleagues. With the wealth of sample tools contained in the *Guide*, users have a go-to source for readily extracting and adapting material needed in their day-to-day work.

With three volumes of material, the *Guide* offers an unprecedented collection spanning: health care transactions, corporate compliance, facility operations, fraud and abuse, governance, health information, contracting, labor and employment, physician practices, reimbursement, and more.

The 2022 update includes ready-to-use materials on information blocking, telecommuting, vaccine mandates, service animals, and much more.

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Tax Exempt Status

Print subscribers can download the contents of all three volumes at no additional cost.

AHLA's Federal Health Care Laws & Regulations

2021 – 2022 EDITION WITH EBOOK INCLUDED

William W. Horton, Editor

Dee Anna D. Hays, John A. Meyers, Daniel F. Murphy, Serra J. Schlanger, Paul W. Shaw, Donald B. Stuart, Kelly A. Thompson, Judith A Waltz, Editorial Advisory Board

AHLA's Federal Health Care Laws & Regulations, 2021 – 2022 Edition incorporates the most significant and timely U.S. statutes and regulations, selected by health law practitioners who know what longstanding essentials and new authorities you will turn to again and again. This edition contains:

- Federal Statutes current through 117th Congress 1st Session, P.L. 117-26
- Federal Regulations current through July 27, 2021
- New regulations on surprise medical and air ambulance bills
- COVID-19 Emergency Temporary Standard for health care workplaces
- Updated exemptions for telehealth services
- Latest changes to the Social Security Act
- Enactment of the Competitive Health Insurance Reform Act of 2020
- Amendments to the Internal Revenue Code of 1986 to ensure continuity of care
- New requirement for Maintenance Price Comparison Tool for group health plans
- Regulatory changes to the Public Health Service Act
- Public awareness campaign on the importance of vaccinations
- Improving transparency by removing gag clauses on price and quality information
- Updated health care provider requirements
- Modifications to coverage under CHIP for pregnant and postpartum women

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Supplement volume coming Fall 2022

Fundamentals of Health Law

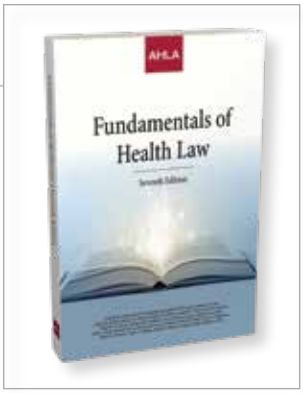
SEVENTH EDITION

Anita Beth Adams, Barry D. Alexander, Bernadette M. Broccolo, Anthony H. Choe, Anthea R. Daniels, Rebecca E. Dittrich, Sandra M. DiVarco, Anjali N.C. Downs, Geoff A. Drucker, Catherine A. Hurley, Raymond J. Lindholm, Carol Colborn Loepere, Thomas Wm. Mayo, John J. Miles, Yetunde Oni, Kristen Rosati, Ross E. Sallade, Michael F. Schaff, Susan O. Scheutzow, Daniel J. Schwartz, Nancy A. Sheliga, Kerrin B. Slattery, Craig H. Smith, Melissa A. Soliz, Authors

This Seventh Edition of *Fundamentals of Health Law* is a thorough resource for individuals who need to understand not only fundamental health law requirements, but also the complex web of legal relationships among patients, providers, suppliers, payers, technology vendors, researchers, and others.

This edition includes a chapter on data sharing. It also incorporates analysis of high-impact changes in the health care industry and how they are regulated:

- Increased industry integration
- Physician employment
- The 21st Century Cures Act
- Health Insurance Portability and Accountability Act (HIPAA) guidance
- Fraud enforcement
- Evolution of payment schemes, including the Medicare Access and CHIP Reauthorization Act (MACRA)
- Legislative and regulatory changes, United States Supreme Court decisions, and more



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NEW PUBLICATION

Health Care Contracts: A Clause–By–Clause Guide to Drafting and Negotiation

FIRST EDITION

Dorthula Powell–Woodson, Bethany A. Corbin, Editors in Chief

Matthew M. Brohm, Stacey L. Callaghan, Matthew Cin, Cynthia M. Conner, Ritu Kaur Cooper, Geoff Drucker, Douglas S. Eingurt, Alex Foster, Sarah Hogan, Lindsay P. Holmes, David Kopans, Robin L. Larmer, Michael L. Lawhead, Rachel Ludwig, Stanford L. Moore, Megan C. Phillips, Cynthia Y. Reisz, Angelique M. Salib, Susan O. Scheutzow, Gregory A. Tanner, Cori Casey Turner, Jennifer Whitton, Authors

Health Care Contracts: A Clause-By-Clause Guide to Drafting and Negotiation provides inexperienced contract drafters with the foundational knowledge necessary to draft sound health care contracts. Sample contract language and analysis is provided throughout this title so that a new attorney doesn't have to start from scratch when drafting an agreement.

From the Health Insurance Portability and Accountability Act to the federal Anti-Kickback Statute and the False Claims Act, the health care industry is unique in the volume and scope of its regulations. Transactions and business arrangements that are permissible in other industries may run afoul of fraud and abuse laws in the health care context. For this reason, it is not enough to simply know how to draft a contract. The health care attorney must know much more, including whether the proposed venture is even permissible under federal and state health care laws. If not, the attorney must devise creative contracting solutions to achieve the client's ultimate objective, including restructuring the deal if necessary.

This new First Edition tackles the major regulations and risk areas for health care organizations that must be adequately considered and addressed in any contract. Infused with insights and knowledge from health care experts across the United States, this new product serves a crucial guide for learning as you work and includes a complimentary digital component with customizable content.

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Health Care Compliance Legal Issues Manual

FIFTH EDITION

Ann T. Hollenbeck, Karen Lovitch, Lester J. Perling, Cynthia F. Wisner, Editors

Brooke Bennett Aziere, Amy Bailey, Douglas A. Blair, Elizabeth Callahan-Morris, Kyle E. Calvin, Elizabeth Carder-Thompson, Ritu Kaur Cooper, Thomas S. Crane, Gerald "Jud" E. DeLoss, Kyle Y. Faget, Emily Black Grey, Gerald M. Griffith, Nancy Bonifant Halstead, Jake Harper, Kenneth E. Hooper, Gabriel L. Imperato, Kevin Kifer, Ronald H. Levine, Melissa L. Markey, Joseph Metro, Macauley Rybar, Alexandra B. Shalom, Albert W. Shay, Harry R. Silver, E. John Steren, Drew Stevens, Sarah E. Swank, Teresa A. Williams, Amanda M. Wilwert, Howard J. Young, Authors

This edition of the *Health Care Compliance Legal Issues Manual* continues to be the authoritative source for every health care stakeholder. Reorganized, expanded, and updated, this book provides strategies for addressing the full scope of legal issues critical to health care compliance. Users will want to consult this instructional text for answers to these questions and more:

- What constitutes a compliance program?
- How do I conduct an internal investigation?
- Do I know the audit basics?
- What must I consider prior to deciding on repayments and disclosures?

With contributions from more than 20 esteemed authors and editors writing in their respective areas of expertise, the authors provide practical guidance for complying with requirements, as well as coverage of emerging and unsettled areas of compliance risk.

The Fifth Edition includes a glossary of key compliance terms and several new chapters.

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Fraud and Abuse

NEW EDITION

The Stark Law: Comprehensive Analysis + Practical Guide

SEVENTH EDITION

Charles B. Oppenheim, Benjamin A. Durie, Amy M. Joseph, Authors

This completely updated, revised, and significantly expanded new edition of *The Stark Law: Comprehensive Analysis + Practical Guide* is not just a summary of the law. It remains an in-depth critical analysis of Stark Law authority, interpretation, and enforcement. Sharing a wealth of insight, the authors provide an analytic overview to assessing Stark Law compliance questions, before addressing the legal effect of the regulations and the regulatory process and analyzing the implications of various federal cases and enforcement activity. Throughout the book, the authors include practical resources for advising clients on complying with the current state of the law and regulations, as well as a look at what future direction the law might take. They highlight themes that emerge in the regulations, identify key definitions and interpretive changes, illuminate problem areas, and suggest guidance for navigating each of them.

New developments on fundamental issues are addressed in this Seventh Edition, including commercial reasonableness, considering the volume or value of referrals or other business generated, and fair market value. The authors expand their analysis on recent areas of focus, including two new chapters on curing temporary noncompliance and new exceptions for value-based arrangements.

Continuing areas of concern are also considered in detail, with the benefit of updated analysis. The authors address physician recruitment concerns and detail the evolution in CMS's view of the acceptability of percentage-based compensation, the continuing debate over specialty hospitals, and the viability of gainsharing and clinical co-management arrangements. Other coverage in this concise and comprehensive work includes models for Stark-compliant physician joint ventures, group practices and their applicable exceptions, developments in self-disclosure, and more.

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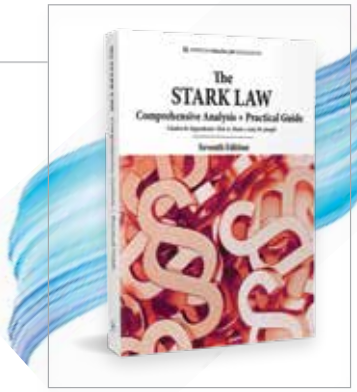

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UPDATED ANNUALLY

Legal Issues in Health Care Fraud and Abuse

FIFTH EDITION WITH 2021 CUMULATIVE SUPPLEMENT

Laura F. Laemmle-Weidenfeld, Author

This completely updated Fifth Edition offers broad coverage of the full range of U.S. fraud and abuse prohibitions, with practical application for your work in health care today. Addressing the latest trends in investigation, enforcement, and interpretations of the law, *Legal Issues in Health Care Fraud and Abuse* explains the sweeping changes seen in the health care industry, with over 600 pages of expert analysis and fully referenced real-world examples.

With in-depth coverage of the Anti-Kickback Law, Stark Law, False Claims Act, and more, this book is a necessity for anyone who needs to understand the intricacies of how fraud and abuse laws are structured and enforced in the health care context, providing a foundation for your work in health law, covering:

- How health care is regulated in the U.S.
- How fraud and abuse laws are enforced by federal and state entities
- Practical advice on assessing and addressing risk
- Guidance on navigating relationships with the agencies and individuals enforcing the law's prohibitions

Since the previous edition, the risks relating to fraud and abuse have evolved significantly, for reasons ranging from the proliferation of health care data, to the expansion of the use of technology in health care, to changes in the regulatory scheme resulting from the shift toward value-based payment. Every chapter analyzes the impact of these changes. Cumulative annual supplements keep you current by incorporating new rulemaking, advisory opinions, waivers, settlements, enforcement trends, and more.

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Ask us about the 2022 Supplement

NEW EDITION

False Claims Act & the Health Care Industry: Counseling & Litigation

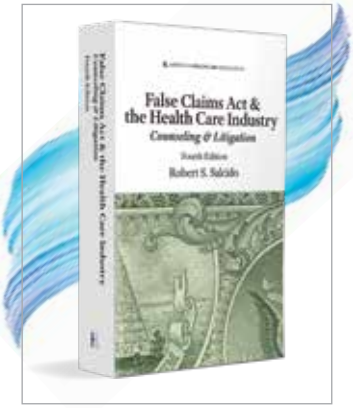
FOURTH EDITION

Robert S. Salcido, Author

In this new Fourth Edition of *False Claims Act & the Health Care Industry*, author Robert S. Salcido shares his deep insight on application of this federal statute to entities in the health care industry. Chapters include robust analysis of, and exhaustive citation to, interpretation by legislators, federal district courts, circuit courts of appeal, the United States Supreme Court, and relevant federal agencies.

This edition addresses areas of evolving False Claims Act (FCA) application, including:

- The necessity that relators alleging a corporate-wide scheme furnish corporate-wide proof
- Application of the FCA's statute of limitations tolling provision to relators
- Whether claims are false when alleged facts are consistent with both misconduct and an obvious alternative explanation in accordance with the law
- Whether a false implied representation must be linked to specific codes and factual representations on the claim form
- Whether a case should be dismissed if a plaintiff relies on sub-regulatory guidance to establish falsity
- How courts have applied a "holistic" test to determine whether a false representation is material to the government's determination to pay
- Whether relators can pursue additional claims against the defendant once the government intervenes
- What the government must show to dismiss *qui tam* actions over a relator's objection
- What link must exist where an alleged FCA violation is based on an alleged violation of the Anti-Kickback Statute
- Updates to the Health Care Fraud
- Self-Disclosure Protocol
- And more



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Best Practices Handbook for Advising Clients on Fraud and Abuse Issues

FIRST EDITION

Paul W. Shaw, Editor in Chief

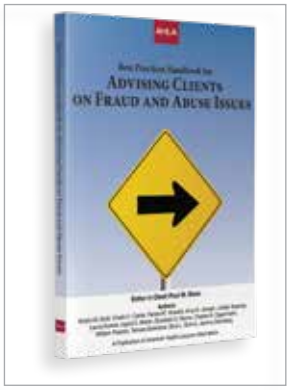
Kristin M. Bohl, Kristin C. Carter, Renee M. Howard, Amy M. Joseph, Jordan Kearney, Laura Koman, Ingrid S. Martin, Elizabeth G. Myers, Charles B. Oppenheim, William Pezzolo, Tamara Senikidze, Gina L. Simms, Jeremy Sternberg, Authors

This publication is a highly usable guide developed by health lawyers with extensive and diverse experience who lend a practical approach to the complex representation issues that permeate this area. Every health care attorney must consider and address potential fraud and abuse concerns in almost every transaction contemplated by a health care client.

From proactively managing risk, to disclosure and resolving disputes, you will have thorough guidance that spans the most frequently encountered areas and attendant issues. Timesaving sample forms and agreements are included throughout the work, along with guidance for completing the documentation.

Whether you are a general health care attorney or a fraud and abuse specialist, as you provide counsel in this complex and dynamic area, you will benefit from this title.

- Ethical concerns when counseling in the gray areas
- Responding to problematic conduct
- Privilege protection in fraud and abuse matters, including distinguishing between legal and business functions
- Providing a "fraud and abuse" opinion of counsel, the scope of the opinion, and internal and external reviews
- The attorney's role in conducting internal compliance audits and investigations, including developing an investigation plan
- Self disclosure and voluntary disclosure, risks and benefits
- Gathering documents in response to government demands, subpoenas, search warrants, and requests for electronic files
- Preparing employees for government contact, including communicating interview strategies and rules of professional conduct
- Resolving disputes with the government, including interacting with federal and state agencies, dealing with whistle blowers, and addressing collateral damage



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Fraud and Abuse Investigations Handbook for the Health Care Industry

SECOND EDITION WITH DOWNLOADABLE CONTENT

Paul W. Shaw, Robert A. Griffith, Authors

This Second Edition of *Fraud and Abuse Investigations Handbook for the Health Care Industry* provides not only the legal context surrounding health care fraud investigations, but also the insight critical to managing the process—and potentially the outcomes that follow. It is ideal for health care administrators, executives, medical directors, office managers, and physicians who need to arm themselves with a broad understanding of fraud and abuse enforcements.

The authors examine each stage of a fraud and abuse investigation, beginning with an overview of federal and state enforcement agencies, and concluding with a discussion of the potential collateral consequences of an investigation. They have supplemented their analysis extensively with sample documents, including indictments, requests for records, subpoenas, internal response memoranda, and responses to auditors, prosecutors, and more.

Highlights in the Second Edition include:

- Critically important changes in the handling of mandated and voluntary disclosures of overpayments, a result of regulatory activity since the First Edition:
  - The Final 60-Day Overpayment Rule
  - The revised Stark Self-Disclosure Protocol
- Department of Justice voluntary disclosure guidelines for False Claims Act cases
- A new chapter on responding to Medicare and Medicaid audits and initiating appeals, with insight into the post-payment audit process, practical advice on how to respond to a request for records or audit findings, and a description of each step of the appeal process, including settlement procedures
- A new chapter on administrative sanctions, discussing the potential risk of sanctions under the Civil Monetary Penalties Law, exclusion from Medicare and/or Medicaid, mandatory vs. permissive exclusion, due process, Medicare and Medicaid program payment suspensions, enrollment denials, and revocations
- A new chapter on audits by private payers, examining audit-generating conduct and how to respond to a private payer audits and findings
- A new chapter on the collateral consequences that may follow a health care fraud and abuse investigation, including impact on private health insurance participation, state medical board licenses, and more

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Purchasers can download 30 of the more than 85 exhibits included in this book and adapt them for individual practice and client needs.

Health Care Finance and Transactions

Health Care and the Business of Cannabis: Legal Questions and Answers

FIRST EDITION

Lisa Gora, Jennifer M. Nelson Carney, Editors in Chief

Lisa Gora, Jennifer M. Nelson Carney, Michael F. Schaff, Concept Editors

Marc J. Adesso, Luis M. Alcalde, blair barnhart-hinkle, Brittany Bonetti, Richard Y. Cheng, Melissa A. Dardani, Patrick (Pat) Harrity, Tracy Carlson Ivers, Alexander G. Malyshev, Wayne Margulies, R. Gregory Parker, Eric D. Reiser, Joseph M. Shapiro, Neil M. Willner, Authors

This practical book will help guide readers through the legal haze surrounding the interplay between medical marijuana and the traditional health care industry, as well as business opportunities surrounding cannabis and its by-products.

Written and edited by a diverse group of seasoned professionals, coverage in this First Edition includes analysis of the unique issues faced by health care providers whose residents, patients, and employees may participate in state cannabis programs. Whether readers are working with hospitals or long-term care facilities, physicians or mid-level practitioners, they will have guidance for providing informed counsel and tackling tough questions such as:

- How do post-acute care providers reconcile federal laws with state legalized medical cannabis reforms?
- What types of policies should be created, and what are the influencing factors and options that exist when creating policies and procedures if a long-term care facility permits medicinal cannabis?
- What are the potential legal implications for a health care practitioner who recommends medicinal cannabis pursuant to a state-legalized medical cannabis program?
- May a patient use medical cannabis while in a hospital or any of its facilities?
- How does medicinal cannabis use get noted in the patient's medical record?

The authors provide full coverage of the business transactions involving the manufacturing, possession, or distribution of medicinal marijuana. They also take a close look at opportunities related to:

- The research of medicinal cannabis
- The creation of wellness products or topical creams using hemp or its derivatives
- Establishing laboratories or educational programs to educate patients about the effects of cannabis
- Obtaining a license to operate a center for dispensing medicinal cannabis

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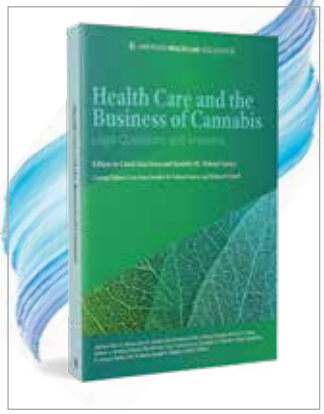

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Health Care Transactions Manual: Understanding the Consequences of the Health Care Deal

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Kim Harvey Looney, Glenn P. Prives, Deborah Farringer, Editors

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Health care transactions pose unique and complex legal questions arising from intense federal and state regulation and enforcement. This *Manual* is the ideal guide for gaining an understanding of the legal landscape, and for managing the risks involved in structuring health care deals.

What makes sense in the business world does not always make sense in the health care world, and this publication is your key for knowing the difference and avoiding potential pitfalls. The *Manual* will help you understand nuances such as:

- When seemingly straightforward business terms can veer toward health care fraud and abuse
- How health care organization and/or management structure can impact the deal
- The need to comply with both non-disclosure terms and federal and state privacy laws when conducting due diligence
- How increased collaboration between health care entities may give raise to antitrust issues
- How tax-exempt status may be impacted in the course of a deal between exempt and non-exempt entities
- The need to consider state and federal environmental implications as they relate to radioactive materials used in patient care

With contributions from more than a dozen attorney practitioners, the *Manual* provides invaluable practical guidance covering everything from the transactional basics to deep-dive discussions for negotiating complicated deals. The book also contains more than 20 exhibits, ranging from a Sample Preliminary Due Diligence Request to a Sample Closing Checklist.

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BEST SELLER

Corporate Practice of Medicine: A 50 State Survey

SECOND EDITION

Andrew G. Jack, Glenn P. Prives, Jed A. Roher, Joel C. Rush, Editors

Kelsey Anderson, Carole M. Becker, Scott Bennett, Elise Dunitz Brennan, Matthew M. Brohm, Stacey L. Callaghan, Brad Cave, Ali Deatherage, Dana Dombey, Richard Eiler, Maura Fleming, Arthur J. Fried, Megan R. George, Paulina Grabczak, Maleaka Guice, Jesse D. Hale, M. Brian Hall IV, Gabriel Hamilton, Dawn R. Helak, Jennifer L. Hilliard, Breanne L. Hitchen, Marshall E. Jackson, Jr., Ellen L. Janos, Amanda Jester, David H. Johnson, Robert J. Johnston, Jeffrey L. Kapp, John W. Kaveney, Richard G. Korman, Kristin E. Laubach, Leonard Lipsky, Robert Low, Carrie Noonan, Cassandra L. Paolillo, Tristan A. Potter-Strait, Brianna Powell, Kathleen M. Premo, Elena M. Quattrone, Russell C. Ramzel, Chelsea Rogers, Jane Rugg, Kevin J. Ryan, Elizabeth Scarola, Shine Chen Schattgen, Tricia Shackelford, Parampreet Singh, Melissa A. Soliz, Cori Casey Turner, Nina Wall, Li Wang, Kyle D. Weber, Esther Chang Weese, Renee Zerbonia, Authors

The corporate practice of medicine (CPOM) doctrine seeks to keep non-physician corporation owners from interfering with a physician's professional judgment. It prohibits corporations that are not owned or controlled by physicians from employing physicians to practice medicine and charge for those professional services. CPOM application is far from simple, and adoption and enforcement vary by state. States adopt various models—with exceptions—and others eliminate the prohibition completely, while some states have CPOM prohibitions that are not enforced.

In the latest edition of this popular guide, the authors have expanded coverage to include an even broader range of health care professionals. You will find the latest information on practice restrictions by state as they relate to: behavioral health providers, chiropractors, optometrists, and more. CPOM researchers typically need to review a tangled web of statutes, regulations, case law, and attorney general or agency opinions to gain useful insight. The authors have provided a time-saving roadmap to help you:

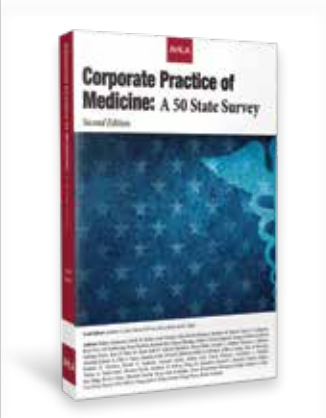
- Learn which model of the doctrine a specific state follows
- Discover sources to consult for more detail
- Explore related issues like fee splitting and the unlicensed practice of medicine

This survey is invaluable to attorneys who represent health care entities, organizations, businesses, physicians, and investors looking for opportunities in this complex regulatory sector. Use it to efficiently gain a thorough exploration of the doctrine in each state and the District of Columbia.

SAMPLE STATE SURVEY TABLE OF CONTENTS

Chart of Sources Summary
Key Professions

- Medicine
- Dentistry
- Chiropractic Medicine
- Optometry
- Podiatry
- Physical Therapy and Occupational Therapy
- Midlevel Providers
- Behavioral Health
- Psychology
- Registered Dental Hygienists



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Health Insurance

Health Plans Contracting Handbook: A Guide for Payers and Providers

EIGHTH EDITION WITH DOWNLOADABLE FORMS

Robin J. Fisk, Editor in Chief

Christina DeGraff-Murphy, Gregory R. Mitchell, Editors

Gerald "Jerry" L. Aben, Matthew Amodeo, Adam C. Aseron, Brooke Bennett Aziere, John C.J. Barnes, James W. Boswell, Aimee DeFilippo, Lisa G. Han, Andrew C. Helman, John M. Kirsner, David E. Kopans, Mark S. Kopson, Kathrin E. Kudner, Jacqueline B. Penrod, Christian Puff, Michael F. Schaff, Debra Silverman, Andrew Stein, Leah B. Stewart, Adam C. Varley, Amanda M. Wilwert, Authors

This classic work provides unparalleled practical coverage of the themes and trends in managed care contracting. It is filled with concise and detailed advice for addressing the issues that arise for both payers and providers in managed care network relationships.

The Eighth Edition traces the managed care contracting process, from preparing to negotiate the contract, to formation and implementation, to termination issues. With contributions from more than 20 authors, the book includes nearly 300 sample clauses, many from the authors' own files. The clauses provide variations in language to illustrate potential advantage to the respective parties, as well as factors to consider when negotiating in today's dynamic legal and business context.

The authors have thoroughly updated each chapter and added new chapters to address emerging issues in managed care contracting, including:

- Managed care penetration into Medicare and Medicaid
- Value-based payments and the associated financial and operational considerations
- Large health systems launching as independent payers or through integrated delivery models
- The rise of direct-to-employer contracting
- A growing need to address uses and ownership of data
- Increasing focus on considerations when a provider does not have a contract with a payer

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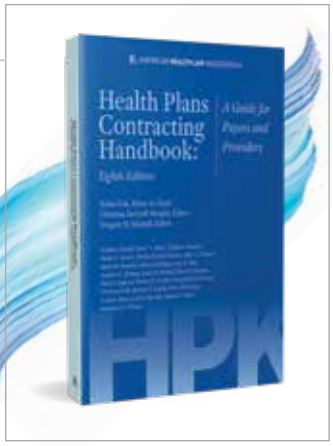

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Print and eBook purchasers have digital access to hundreds of sample contractual provisions included throughout the book, as well as a fully annotated sample provider agreement.

Antitrust

Antitrust and Health Care: A Comprehensive Guide

SECOND EDITION

Christine L. White, Saralisa C. Brau, David Marx Jr., Authors and Editors
Joshua H. Soven, Shoshana Speiser, and Kati Williams, Contributing Authors

The Second Edition of this publication squarely meets the practitioner's need for a clear, concise overview of general antitrust principles, along with analyses of their application to the health care sector. Turn to it for guidance on any of the business activities your clients or organization are likely to be involved with: mergers, acquisitions, and other transactions; or joint ventures, provider networks, and other collaborative arrangements. The *Guide* covers:

- Substantive antitrust law
- Important case law developments
- Formal and informal guidance issued by federal and state enforcement agencies
- Expanded coverage of the pharmaceutical and medical device industries

The publication provides invaluable "practice pointers" to help you minimize antitrust risk and more successfully plan and execute business and litigation strategies. The authors draw on their significant government enforcement and private sector counseling and litigation experience to provide practical insights for:

- Developing antitrust compliance and "sensitivity training" programs
- Identifying conduct and language that could create antitrust "red flags"
- The creation, distribution, and use of emails, electronic documents, and other materials
- Antitrust safety zones, defenses, and immunities

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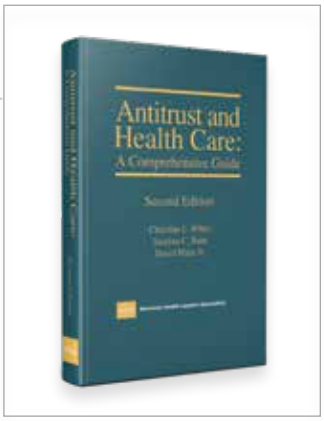

Medical Staff, Credentialing, and Peer Review

NEW PUBLICATION

The Complete Medical Staff, Peer Review, and Hearing Guidebook

FIRST EDITION WITH DOWNLOADABLE FORMS

Christopher A. Adelman, S. Allan Adelman, Mayo B. Alao, Charles Chulack, Joshua Hodges, Maggie Martin, Lauren M. Massucci, Hala Mouzaffar, and Dan Mulholland, Authors

The Complete Medical Staff, Peer Review, and Hearing Guidebook reflects an experienced and practical approach that can be honed only through many years of practice. The authors and their predecessors have refined their approach to this critical subject over the course of eleven previous editions of three longstanding AHLA titles: *The Medical Staff Guidebook, Peer Review Guidebook,* and *Peer Review Hearing Guidebook*.

In this conveniently combined work, readers will find a concise and comprehensive discussion of issues commonly faced by attorneys and others working in and around the interdependent relationship of a health care entity and its medical staff. The authors examine this complex relationship from both practical and legal perspectives. From application to separation, this work provides analysis, cautions, recommendations, and examples of provisions for bylaws and associated documents—sample tools that can be tailored to suit the needs of a variety of health care entities.

Updated and expanded beyond the scope of its predecessor works, *The Complete Medical Staff, Peer Review, and Hearing Guidebook* addresses trends toward informal resolution, increased integration, growing reliance on allied health professionals, and much more.

Also included in this title are these valuable Appendices, which provide important information in a succinct, time-saving downloadable format:

- Keystones of A Peer Review Investigation
- Sample Fair Hearing and Appellate Review Plan
- Sample Investigation Report
- Letter to Practitioner Regarding Adverse Recommendation and Right to Hearing
- Letter to Practitioner Regarding Hearing Date and Hearing Rights
- Hearing Officer Checklist
- Outline for Hearing Committee Report
- Sample Index for Medical Staff Hearing Exhibit Book
- Sample Application Materials

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Representing Physicians Handbook

FOURTH EDITION

A Task Force of the AHLA Physician Organizations Practice Group
Michael F. Schaff, Task Force Chair
Lisa Gora, Coordinating Editor
with numerous Contributing Authors

From regulatory compliance and business formation and operation, to tax consequences and reimbursement issues, this informative *Handbook* has become a go-to source for innumerable health law attorneys. Each chapter is written by a practitioner in his or her area of expertise. In addition to relevant background on the subject matter, the authors include helpful suggestions on how to advise clients on their business matters and in their dealings with health care institutions.

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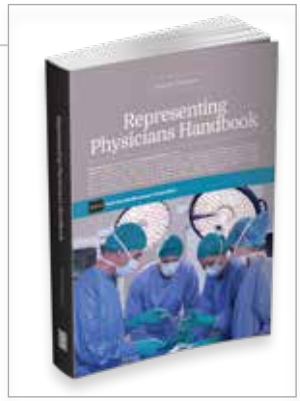

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If you represent physicians, don't miss these related titles:
The Stark Law, p. 7
Health Care Transactions Manual, p. 13
Corporate Practice of Medicine, p. 14

Life Sciences

NEW PUBLICATION

Vaccine, Vaccination, and Immunization Law

SECOND EDITION

Brian Dean Abramson, Author with Dorit Reiss, Peter O. Safir and John R. Thomas

The ongoing pandemic has highlighted the importance of understanding federal and state law governing vaccines and vaccination. This new edition delves into this highly specialized field to explain key issues, including:

- Development and distribution of vaccines
- The potential for vaccination mandates
- Redressing vaccine-related injuries

This complete, fully referenced work is a one-stop source for understanding vaccine and vaccination law from every angle. Coverage includes:

- State regulation of physicians, pharmacists, and others who prescribe and administer vaccines
- Public mandates
- Limitations on employers' ability to require vaccination
- Privacy considerations surrounding individuals' vaccination status
- Compensation and potential liability relating to vaccine injuries
- Government regulation of vaccine testing and approval for sale, manufacture, advertising, and distribution
- Regimes for rationing vaccines in the event of a shortage
- Protocols for responding to an epidemic, pandemic, or bioterror attack using an infectious disease
- Patent protection, trademarks, and trade secrets

Additionally, the book offers helpful state-by-state coverage of vaccination requirements for both health care workers and patients.

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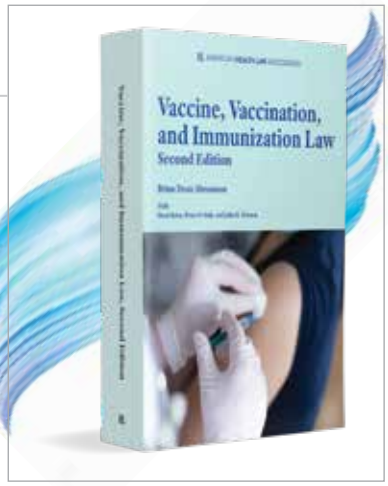

Pharmaceutical and Medical Device Compliance Manual

SECOND EDITION

Co-published with Seton Hall Law School's Center for Health & Pharmaceutical Law & Policy
Ela Bochenek, Carl H. Coleman, Amy Matey, Editors

Marc Adler, Joseph S. Calarco, Bret A. Campbell, Colleen A. Conry, Scott Cunningham, Scott D. Danzis, Sujata Dayal, Marc I. Eida, Jacob T. Elberg, Brett R. Friedman, Gary F. Giampetruzzi, Christopher R. Hall, Patrick M. Hromisin, Mark Krueger, Bruce A. Levy, Veronica Lopez, Joseph W. Metro, Gregg Shapiro, Brian P. Sharkey, Anna Spencer, Robert E. Wanerman, Constance A. Wilkinson, Christopher D. Zalesky, Authors

This edition synthesizes what can be an overwhelming quantity of authority into understandable analysis and practical action. The authors are among the leading experts in life sciences compliance. In these pages, they share their valuable perspectives on creating, managing, and monitoring an effective compliance program in today's complex enforcement and business environment.

Study of this *Manual* will enable compliance professionals and lawyers to understand the government's expectations of an effective compliance program and ethical business practices, as well as how the government discovers potential enforcement actions, its approach to pursuing such actions, and what behaviors can constitute mitigating factors for a company in the event of a legal violation.

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AHLA Health Care Transactions Manual: Understanding the Consequences of the Health Care Deal
AHLA Health Plans Contracting Handbook: A Guide for Payers and Providers
AHLA Institutional Review Boards: A Primer
Fundamentals of Health Law
Health Care Contracts: A Clause-By-Clause Guide to Drafting and Negotiation

Institutional Review Boards: A Primer

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Gary W. Eiland, Richard G. Korman, Janet M. Lis, Teresa A. Williams, Editors

Haley N. Bavasi, Valerie H. Bonham, Kate Bowen, Eve Brunts, Dale H. Cowan, Payal P. Cramer, Amy K. Dow, Heather L. Fields, Jennifer S. Geetter, Kimberly H. Gillespie, Gabrielle Goldstein, Michele R. Goodman, Igor Gorlach, Ann T. Hollenbeck, Jacqueline A. Holz, Beverly H. Lorell, Alice K. Marcee, Ernessa B. McKie, Melinda G. Murray, Katayoun (Kat) Neal, Laura M. Odwazny, David Peloquin, Mary Holloway Richard, Martha C. Romney,Chelsea M. Rutherford, Thomas D. Shrack, Lynn E. Smith, Katherine B. Steuer, Gelvina Rodriguez Stevenson, Sarah E. Swank, Leslie Thornton, Leah A. Voigt, Authors

The Third Edition explains the changes under the revised 2018 Common Rule requirements, providing solutions for both new and common problems faced by Institutional Review Boards (IRBs). Compliance with the revised Common Rule requires a close examination of IRB, facility, and research practices, and this publication contains full explanations of important changes, including:

- Changes in applicability and exemptions
- Privacy Rule requirements for use/disclosure of protected health information (PHI)
- Collection, use, and storage of private information and bio specimens
- Use of broad consent

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EXHIBITS & SAMPLE FORMS

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Exhibit 9.0.2	Sample Study-Specific Informed Consent Checklist, 2018 Common Rule
Exhibit 9.0.3	Sample Broad Consent Checklist, 2018 Common Rule
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Exhibit 17.0.7	Concomitant Medication Log
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Exhibit 17.0.9	Phone Screening Log
Exhibit 17.0.10	Protocol Deviation Log
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Health Information

Telehealth Law Handbook: A Practical Guide to Virtual Care

FIRST EDITION

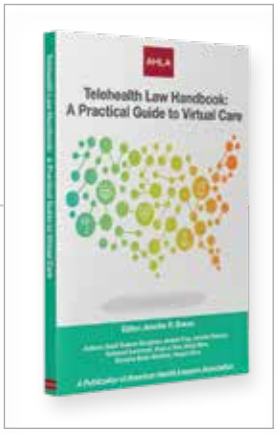
Jennifer R. Breuer, Editor

Soleil Teubner Boughton, Andrea Frey, Jennifer Hansen, Nathaniel Lacktman, Vivek J. Rao, Emily Wein, Christine Burke Worthen, Yanyan Zhou, Authors

Telehealth Law Handbook: A Practical Guide to Virtual Care will help you navigate the highly dynamic and state law-dependent practice of telehealth. Telehealth is changing relationships not only between physicians and patients, but also among providers, and between providers and payers. This *Guide* contains information on:

- Telemedicine licensure requirements in all 50 states
- Types of state licensure, exceptions, and how licensure laws apply in particular practice situations
- Telehealth regulatory requirements
- Telehealth practice and communication models
- Payment and reimbursement considerations, including telehealth payment and reimbursement rules under Medicare and Medicaid programs
- Telehealth commercial insurance and payment parity statutes
- Medical staff credentialing
- Ethics and liability issues
- Fraud and abuse compliance
- Corporate practice of medicine prohibitions
- Privacy and security issues
- Mobile health technology

This book is useful in developing your understanding of the complex rules surrounding this method of health care delivery.



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The Law of Digital Health

FIRST EDITION

Bernadette M. Broccolo, Lisa Schmitz Mazur, Editors in Chief and Authors

Shelby Buettner, Vanessa K. Burrows, Jiayan Chen, Amanda Enyeart, Ryan S. Higgins, Sarah Hogan, Marshall E. Jackson Jr., Ryan B. Marcus, Anisa Mohanty, Amy C. Pimentel, Michael W. Ryan, Dale C. Van Demark, Christine M. Wahr, Scott A. Weinstein, Authors

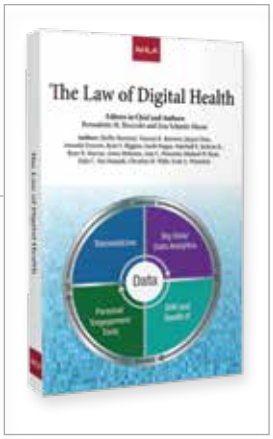
Digital health is a highly dynamic ecosystem of technological innovation with profound effects on all facets of health care. The key components of today's digital health are:

- Electronic health records and other health information technology
- Mobile personal engagement tools
- Big data and data analytics
- Telemedicine

This book explains how, taken together, these developments transform the provider-patient relationship, change the way research is conducted, trigger privacy and security concerns, alter relationships with health plans, and give rise to a new generation of innovation. Digital health participants face an outdated and ambiguous legal and regulatory framework and enforcement by state and federal regulatory agencies, including:

- State attorneys general
- Department of Health and Human Services Offices of Civil Rights, Human Research Protection, and Inspector General, among others
- State licensure and accreditation agencies
- Food and Drug Administration
- Federal Trade Commission
- Federal Communications Commission

This book provides both the fundamental understanding and tactical foresight you need to develop a comprehensive digital health strategy.



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Health Care Delivery Models

Representing Hospitals and Health Systems Handbook

FIRST EDITION

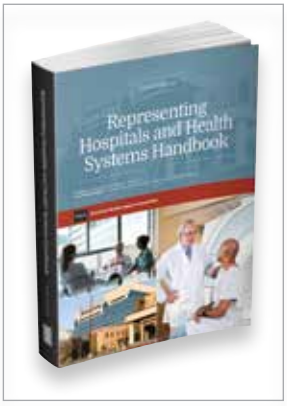
Dinetia Newman, Robert G. Homchick, Co-Editors

Emily Black Grey, Michael Lampert, Travis G. Lloyd, Claire Turcotte, Coordinating Editors with numerous additional Authors and Editors

Operating the health care entity—whether an established business, or one that has been newly created—receives thorough treatment in this *Handbook*. Coverage includes:

- Establishment of facilities
- Certification process
- State and federal fraud and abuse regulations
- State licensing requirements
- Payment methodologies
- Operational issues, including patient relations, privacy, grievance rights, and consent to treatment

From attorneys to providers to lenders, anyone who needs to understand the intricacies and complexities of hospitals and health systems will consider this book an indispensable resource.



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Ambulatory Surgery Centers: Legal and Regulatory Issues

SIXTH EDITION WITH DOWNLOADABLE FORMS

Scott Becker, Erin E. Dine, LauraLee R. Lawley, Lauren M. Ramos, Bradley A. Ridlehoover, Helen H. Suh, Melissa Szabad, Anna M. Timmerman, Gretchen Heinze Townshend, Kerri A. Zelensek, Authors

In this edition of this popular work, the authors provide an expert overview of the growth, trends, benefits, legal issues, and tensions associated with ASCs, followed by a comprehensive analysis of the issues particular to ASCs, emphasizing:

- Physical and organizational differences from other providers, whether they are owned by a hospital, a physician practice, or other entity
- Key trends and tensions facing ASCs, such as the conflicts that often arise between ASCs, hospitals, and physicians
- The benefits of joint ventures between hospitals and physicians
- Federal fraud and abuse concerns
- State self-referral laws and their impact on ASCs

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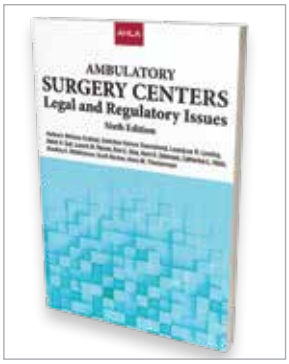

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