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The world of health care is ever changing and so are health law and related policies. AHLA has grown to include nearly 14,000 attorneys and in-house counsel, compliance professionals, finance and privacy officers, health care consultants, regulatory professionals, physicians, nurses, CEOs, public health officials, and others interested in health care legal and regulatory issues.

We are the premier association for all who are interested in health law and we invite you to join AHLA and gain access to a variety of resources:

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increase your level of expertise in and knowledge of specific health law issues, grow professionally, and network with members across the nation with similar interests

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publications providing in-depth reporting on the latest developments affecting health law

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no matter where you are in your career, we are here to help match you with a mentor or help find your next step

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Dear Health Law Expert,

As the nation's largest, nonpartisan, nonprofit organization devoted to legal issues in the health care field, the American Health Lawyers Association (AHLA) leads in providing just-in-time education, establishing trusted resources, and encouraging robust dialogue among its members and the greater health law community. With nearly 14,000 members, AHLA boasts generous volunteers with deep expertise—practitioners who represent clients across the entire health care industry spectrum. We particularly thank the authors of the publications listed in this catalog. These resources will benefit not only attorneys, but also 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.

In 2018, AHLA and LexisNexis® continue our long-standing partnership, offering over 30 titles addressing both fundamental and emerging issues facing the health law community today. These books complement AHLA's full offering of in-person programs, educational webinars, and on-demand expertise, allowing you to build the foundation of your practice with resources that will last—and instantly access references to your health law digital library as the environment we practice in changes. If you have a question in health law, AHLA has an answer.

Thank you for browsing this catalog. We look forward to serving your educational needs.

David S. Cade
Executive Vice President/Chief Executive Officer

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TABLE OF CONTENTS

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AHLA's Guide to Healthcare Legal Forms, Agreements, and Policies

SECOND EDITION WITH CD-ROM AND 2017 SUPPLEMENT

Collected from expert health law attorneys and members of AHLA, this resource is designed to meet the needs of health law attorneys who must regularly create documents for their clients. Conveniently organized by topic, the Second Edition includes more than 300 forms, contracts, agreements, checklists, and other legal documents.

The new forms included in the latest supplement span many areas of coverage. For example, the Risk Management chapter now includes valuable crisis management documents including:

- Crisis Communications Plan Checklist
- Crisis Communications Plan Contact List
- Crisis Communications Plan Dos and Don'ts
- Crisis Communications Plan Initial Press Statement
- Crisis Communications Plan Media Inquiry Telephone/Email Tracking Sheet

In the Internal Investigations chapter, content includes:

- Document Retention Memorandum for Internal Investigations
- Email for Investigation Memo
- Internal Investigation Delegation of Authority
- Internal Investigations Policy
- Internal Processes and Best Practices Checklist
- Interview Scheduling Script
- Investigation Closure Memo
- Investigation/Engagement Memo
- Investigative Work Plan Consideration Checklist
- Subpoena for Internal Investigation

Contents are updated regularly with a yearly supplement.

TABLE OF CONTENTS

VOLUME 1
Accountable Care Organizations
Alternative Dispute Resolution
Business Transactions
Clinical Trials and Research
Conflicts of Interest
Corporate Compliance Programs
Facility Operations
Fraud and Abuse
Governance
Health Information Exchanges
Health Information Technology
Health Plan Contracting

VOLUME 2
Healthcare Privacy and HIPAA
Internal Investigations
Labor and Employment
Legal Services
Long Term Care
Medical Group Practices
Medical Staff Issues
Patient Care Policies
Patient Safety and Adverse Outcomes
Physician Employment
Reimbursement
Risk Management

1,900 pages, 2 volumes, loose-leaf with CD-ROM, includes 2017 supplement, Pub. #27635, © 2013
$550 Members | ISBN 9780769860749
$640 Non-members | ISBN 9780769861005

AHLA's Federal Healthcare Laws & Regulations

2017 – 2018 EDITION

William W. Horton, Editor
Jody Erdfarb, W. Scott Hardy, John A. Meyers, Daniel F. Murphy, Serra J. Schlanger, Paul W. Shaw, Donald B. Stuart, Judith A Waltz, Editorial Advisory Board

For those who must understand the latest legislative and regulatory activity, this compendium is essential. Up-to-date coverage includes:

- The 21st Century Cures Act
- Final rule implementing new civil money penalties, including civil money penalties for failing to report and return identified overpayments
- Final rule expanding the OIG's permissive exclusion authority
- Final rule implementing site-neutrality rules for hospital outpatient department reimbursement
- Final rule implementing the 90-day meaningful use reporting period for 2016 and 2017
- Final rule implementing direct review of certified health information technology by the Office of the National Coordinator
- Adoption of new and revised safe harbors under the Anti-Kickback Statute
- Continued new rulemaking under the Affordable Care Act

TABLE OF CONTENTS

VOLUME 1
United States Code Titles
Title 2 The Congress
Title 5 Government Organizations and Employees
Title 10 Armed Forces
Title 15 Commerce and Trade
Title 18 Crimes and Criminal Procedure
Title 21 Food and Drugs
Title 26 Internal Revenue Code
Title 29 Labor
Title 31 Money and Finance
Title 35 Patents
Title 38 Veterans' Benefits
Title 42 The Public Health and Welfare

Code of Federal Regulations Titles
Title 5 Administrative Personnel
Title 10 Energy
Title 16 Commercial Practices

VOLUME 2
Code of Federal Regulations Titles, *continued*
Title 20 Employees' Benefits
Title 21 Food and Drugs
Title 24 Housing and Urban Development
Title 26 Internal Revenue
Title 29 Labor
Title 32 National Defense
Title 38 Pensions, Bonuses, and Veterans' Relief
Title 41 Public Contracts and Property Management
Title 42 Public Health

VOLUME 3
Title 42 Public Health, *continued*
Title 45 Public Welfare
Index

7,984 pages, 3 volumes, softbound, with CD-ROM, Pub. #26742, © 2017
$399 Members | ISBN 9781522129240
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New supplement coming Fall 2018

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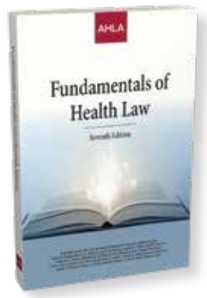
NEW EDITION

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 new edition includes a brand-new chapter on data sharing. It also incorporates analysis of recent 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

TABLE OF CONTENTS

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679 pages, softbound with eBook, Pub. #26940, © 2018
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Health Care Compliance Legal Issues Manual

FOURTH EDITION WITH CD-ROM

Harry R. Silver and Cynthia F. Wisner, Editors
Amy Bailey, Douglas A. Blair, Nancy E. Bonifant, Elizabeth Carder-Thompson, Thomas S. Crane, Gerald "Jud" E. DeLoss, Andrew A. Dick, Gerald M. Griffith, Jacob "Jake" J. Harper, Ann T. Hollenbeck, Kenneth E. Hooper, Gabriel L. Imperato, Richard G. Korman, Ronald H. Levine, Melissa L. Markey, Robert A. Pelaia, Vanessa A. Reynolds, Albert W. Shay, Harry R. Silver, E. John Steren, Jessica M. Warren, Cynthia F. Wisner, and Howard J. Young, Authors

This publication continues to act as the authoritative source for every stakeholder in the health care arena. With contributions from more than 20 esteemed authors and editors, coverage includes:

- Regulatory and legal developments
- How to conduct an internal investigation
- Audit basics
- Medicare and Medicaid compliance issues
- What to consider prior to repayments and disclosures
- Substantive overviews of the False Claims Act
- The Stark and Anti-Kickback Laws
- HIPAA privacy and security
- Issues in life sciences entities
- Tax compliance

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Enterprise Risk Management Handbook for Health Care Entities

THIRD EDITION

Co-published with ASHRM, the American Society for Healthcare Risk Management
Sheila Hagg-Rickert, Editor in Chief
Roberta L. Carroll, Teresa L. Kielhorn, Erin L. Muellenberg, Fay A. Rozovsky, Editors with numerous Contributing Authors

Once the province of financial institutions, manufacturing, and government entities, enterprise risk management (ERM) has taken hold in the health care industry, and it is easy to understand why. To cost-effectively deliver quality services, the entire entity must share the risk and responsibility for the health of the operating environment, and ERM is a means to this end. The authors delineate how to manage risk in a variety of settings, including:

- Contract management
- Human research
- Health information exchanges
- Peer review and credentialing and electronic health records
- Consent to treatment
- Environmental compliance
- Medical identity theft

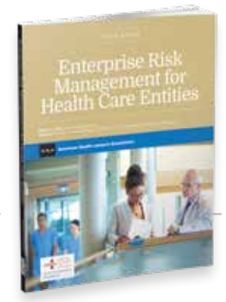

TABLE OF CONTENTS

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$214 Non-members | ISBN 9781522126362 | **$209** Non-members | eBook, eISBN 9781522126393

Corporate Practice of Medicine: A Fifty State Survey

FIRST EDITION

Stuart Silverman (Chair of the AHLA Corporate Practice of Medicine Project)
Anthony H. Choe, Terri A. DeSio, Alyson M. Leone, Glenn P. Prives, Daniel Z. Sternthal, and Rose J. Willis, Team Leaders; with numerous Authors and Editorial Board Members

The corporate practice of medicine doctrine has a long history as an effort by the American Medical Association to distinguish physicians from non-physicians offering services and cures for various afflictions. The doctrine seeks to prohibit a non-physician from interfering with a physician's professional judgment by prohibiting corporations not owned or controlled by physicians from employing physicians to practice medicine and charge for those professional services.

Whether you are analyzing the permissible scope of practice and reimbursement for non-physician practitioners in an organization or assessing the roles of non-physician investors and others within an entity's governance structure, this valuable resource is for anyone needing to determine how a particular state addresses the corporate practice of medicine doctrine.

Available in print and eBook formats
416 pages, softbound with CD-ROM, Pub. #28278, © 2014
$186 Members | ISBN 9780769881867 | **$181** Members | eBook, eISBN 9780769881720
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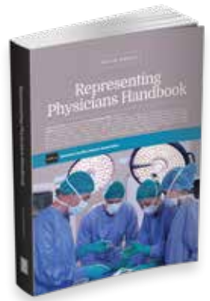
Representing Physicians Handbook

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.

TABLE OF CONTENTS

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Peer Review Guidebook
FIFTH EDITION

Barbara Blackbond, Charles J. Chulack, Joshua A. Hodges, Lauren M. Massucci, Dan Mulholland, Authors

Peer Review Guidebook is an invaluable source for complying with Health Care Quality Improvement Act (HCQIA) procedural requirements. For institutions or individuals participating in a review action, following appropriate procedures is the key to securing immunity from monetary damages. From credentialing, privileging, or evaluating a physician, through potential reduction or denial of privileges, you will find thorough coverage of:

- Analysis of HCQIA and its impact on the peer review process
- Recognizing and characterizing the issue
- Informal dispute resolution
- Injunctive relief from peer review actions
- The formal hearing process
- Utilization of legal counsel by both sides
- Presentation of the case
- Reporting requirements
- Suspension of privileges

Along with citations to cases, regulations, and other sources, this book contains detailed appendices listing numerous peer review cases to facilitate your fact-specific analysis.

Available in print and eBook formats
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$159 Members | ISBN 9781522116721 | **$154** Members | eBook, eISBN 9781522116745
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The Medical Staff Guidebook: Minimizing Risk and Maximizing Collaboration
FOURTH EDITION

Karen S. Reiger, Author

Increased interaction between health care entities and medical staff, along with scrutiny from both regulators and the market itself, continue to impact the relationship between physicians and the entities where they provide service. With an increasing number of facilities offering medical care, the interrelationship can become even more complicated. At the heart of this balancing act are the medical staff bylaws. *Guidebook* coverage includes:

- An overview of the applicable regulations, including conditions of participation, and the role that accreditation organizations play
- The protection afforded health care entities and physicians by the Health Care Quality Improvement Act of 1986
- The Joint Commission's changes incorporated in MS.01.01.01
- The underlying legal and business issues that will impact the drafting of appropriate bylaws
- An overview of key provisions of the bylaws related to: medical staff governance, medical staff appointment, procedures for determining clinical privileges, and fair hearing procedure
- Organizational and drafting tips
- Sample language, and key clauses

Available in print and eBook formats
152 pages, softbound, Pub. #26513, © 2016
$153 Members | ISBN 9781632842510 | **$148** Members | eBook, eISBN 9781632842534
$192 Non-members | ISBN 9781632842527 | **$187** Non-members | eBook, eISBN 9781632842541

Peer Review Hearing Guidebook
SECOND EDITION

S. Allan Adelman, Ann O'Connell, Co-Editors and Authors
Hannah M. Whitman, Contributing Author

Since its original edition, *Peer Review Hearing Guidebook* has become a go-to source for counsel, hearing officers, and other parties with a stake in the review process. It focuses on the peer review hearing process, including steps that should be taken long before a medical staff hearing is contemplated. The practical *Guidebook* includes:

- Joint Commission Standards
- Whether physicians employed or contracted with the hospital should serve on hearing panels
- The right of practitioners to be represented by legal counsel during investigations
- Collaborative processes for selecting hearing panel members
- Bylaw provisions limiting the duration of hearings
- Use of electronic medical records in hearings

Expansive coverage includes:

- A 50-state survey
- An introduction to the applicable laws, including the federal Health Care Quality Improvement Act of 1986 (HCQIA)
- A step-by-step road map for hearing implementation of a successful peer review hearing process
- The need for proper preparation and the important role of medical staff bylaws
- Who is entitled to a hearing?
- The effect of a summary action by the entity on the process
- The role of the hearing officer; using an attorney as a hearing officer
- Selection and role of the hearing committee
- Pre-hearing discovery; various evidentiary standards of proof
- The importance of a hearing record
- Preparation of the final report for the governing committee

Available in print and eBook formats
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ESSENTIAL RESOURCES
Fundamentals of Health Law
(See complete content details on p. 4.)

DELIVERY MODELS AND SETTINGS
The Fundamentals of Behavioral Health Care Law
(See complete content details on p. 11.)

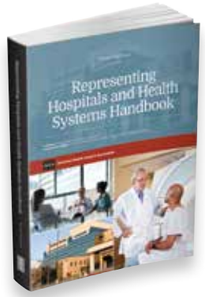
LIFE SCIENCES
The Fundamentals of Life Sciences Law: Drugs, Devices, and Biotech
(See complete content details on p. 13.)

For more information on these and all AHLA publications, visit **www.lexisnexis.com/AHLA**.

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.

TABLE OF CONTENTS

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$269 Non-members | ISBN 9781632813480 | **$264** Non-members | eBook, eISBN 9781632813770

The Fundamentals of Behavioral Health Care Law

FIRST EDITION

Peter J. Domas and Russell A. Kolsrud, Editors
Gerald "Jud" E. Deloss, Jena M. Grady, Alexandra A. Hall, Russell A. Kolsrud, Gregory W. Moore, Paige M. Steffen, Serene K. Zeni, Authors

This title covers a broad range of issues for health care institutions, social services providers, and the lawyers who represent them, and will be turned to time and again to gain a deeper understanding of the complex web of legal issues that impact the delivery of behavioral health care services. Gain insight to a range of issues likely to impact your representation, including:

- The move from institutionalization to a community-based outpatient system of care
- Legal duty owed by behavioral health providers to others
- Hindsight bias and its effect on behavioral health jurisprudence
- Criteria for when someone can be subjected to involuntary psychiatric treatment
- The impact of patient's illness on the rules that govern treatment records
- Integration of behavioral health with physical medical issues

TABLE OF CONTENTS

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The ACO Handbook: A Guide to Accountable Care Organizations

SECOND EDITION

Peter A. Pavarini, Charlene L. McGinty, Michael F. Schaff, Executive Editors
Mark L. Mattioli, Coordinating Editor
with numerous Contributing Authors

The ACO Handbook is a critical work, whether you're advising a hospital or health system establishing an ACO model, or counseling organizations operating within the delivery structure.

The authors analyze various components of an optimized delivery system, and examine issues ranging from the financial aspects of ACOs to the unique nature of academic medical center, pediatric, and commercial ACOs. Coverage includes:

- Medicare, Medicaid, and commercial ACOs
- Compliance plans, best practices, and payer perspectives
- Implications of integration and coordination models
- Examinations of cost containment, metrics, and compensation
- Application of the Stark Law, the Anti-Kickback Statute, and certain provisions of the Civil Monetary Penalty Law
- In-depth discussions of health information technology, antitrust, financing, and risk-sharing issues

Available in print and eBook formats
325 pages, softbound, Pub. #28190, © 2015
$192 Members | ISBN 9781632820679 | **$187** Members | eBook, eISBN 9781632820693
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Ambulatory Surgery Centers: Legal and Regulatory Issues

FIFTH EDITION WITH CD-ROM

Scott Becker, Meggan Michelle Bushee, LauraLee Lawley, Melissa Szabad, Anna Timmerman, Barton Walker, Amber Walsh, Authors

This publication addresses the unique nature of Ambulatory Surgery Centers (ASCs), emphasizing their physical and organizational separation from other providers, regardless of whether they are owned by a hospital, a physician practice, or another entity. Coverage includes: key trends and tensions facing ASCs; points of conflict that often arise between ASCs, hospitals, and physicians; Medicare and Medicaid fraud and abuse concerns; tax exemption and other tax-related issues; safe harbors for ASCs; relevant Stark Law issues, as well as the impact of state self-referral laws; and antitrust considerations for ASCs that face often intense competition.

Available in print and eBook formats
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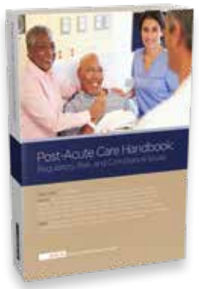
Post-Acute Care Handbook: Regulatory, Risk, and Compliance Issues

FIRST EDITION

Ari J. Markenson, Editor in Chief
Caroline Berdzik, Joseph A. Donchess, Alan C. Horowitz, James F. Miles, Barbara L. Miltenberger, Michelle Peterson, Kelly A. Priegnitz, Christopher C. Puri, Lawrence W. Vernaglia, Editors
with numerous Contributing Authors



The authors and editors of this invaluable guide provide an important view into the evolving compliance and regulatory issues governing this area. In-depth coverage includes:

- The evolution of the nursing home survey process
- Residents' rights and facility practices
- The importance of nursing facility agreements
- Compliance issues, including federal and state reimbursement requirements
- Facilities' ability to challenge enforcement remedies imposed against them
- Fraud and abuse issues that affect the industry
- Development of new systems and relationships that respond to incentives under the Affordable Care Act

Available in print and eBook formats
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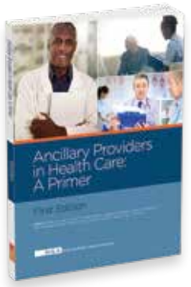
Ancillary Providers in Health Care: A Primer

FIRST EDITION

Doriann H. Cain, Anne B. Compton-Brown, Heather F. Delgado, Gayland O. Hethcoat II, Serj Mooradian, Claire M. Reed, Charles J. Schultz, Laura D. Seng, Julie A. Veldman, Authors

With the state-by-state regulatory scheme that governs physician assistants, nurse practitioners, and other ancillary providers, providing informed counsel can be challenging. This publication meets the need for succinct, thorough guidance to the growing area of ancillary care. If you advise clients in this area, you must be aware of your state's regulatory scheme, as well as emerging issues related to:

- Potential new liability risks on the part of physicians employing ancillary providers
- Differing scope of practice between types of ancillary providers
- Policy arguments surrounding clinical privileging and the role of physician assistants and nurse practitioners
- Increased risk and the need to understand and avoid severe penalties for improper care, as well as billing of services
- The expanding role of pharmacists



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Pharmaceutical and Medical Device Compliance Manual

FIRST EDITION WITH CD-ROM

Kathleen M. Boozang and Simone Handler-Hutchinson, Editors
with numerous Contributing Authors

This publication is a joint project of the Center for Health & Pharmaceutical law & Policy at Seton Hall University School of Law, the Food and Drug Law Institute, and AHLA. It is a must-have for anyone involved in building, implementing, or monitoring a pharmaceutical and medical device compliance program. Coverage includes:

- The federal Anti-Kickback Statute and the False Claims Act
- Promotion of off-label uses for drugs and reimbursement for prescription drugs and medical devices
- Distinctions between manufacturers' lawful dissemination of scientific information, and the unlawful promotion of off-label usage
- The Foreign Corrupt Practices Act
- Implications of extra-territorial reach outside the United States
- Prescription drug price regulations

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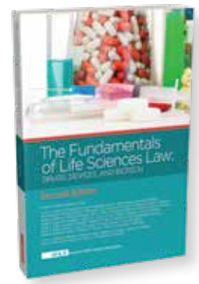
The Fundamentals of Life Sciences Law: Drugs, Devices, and Biotech

SECOND EDITION WITH CD-ROM

Kristian A. Werling, Editor in Chief
Jeffrey W. Brennan, Marie Connelly, Stefanie A. Doebler, Jennifer S. Geetter, Scott A. Memmott, Stephen J. Smith Jr, and Heather M. Zimmerman, Editors
with numerous Contributing Authors



This publication provides a solid grounding in the legal principles and issues inherent in this complex area. It features contributions from experienced and respected practitioners of life sciences and health law. Whether you're looking for an introduction to this area, or you need a go-to reference on your shelf, the coverage includes:

- Regulation of drugs
- Antitrust
- Regulation of medical devices
- International Issues
- State regulation
- Clinical trials
- Intellectual property
- Fraud and abuse
- Payment and reimbursement
- Privacy
- Regulation of biologics
- Regulation of advertising, and of drugs, medical devices, and biologics

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THIRD EDITION

Look for up-to-date analysis of hot topics such as data repositories and children in research. Brand new chapters will cover:

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- Secondary Findings in Genomic Research
- IRB Compliance and Internal Audits
- Scientific Misconduct in Clinical Research

More information will be available soon.

NEW IN 2018

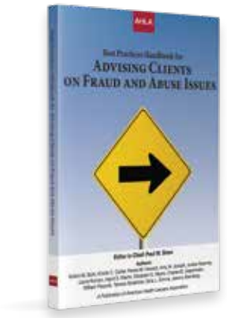
Best Practices Handbook for Advising Clients on Fraud and Abuse Issues

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 an understanding of:

- 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 investigation, 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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NEW IN 2018

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

THIRD EDITION

Robert S. Salcido, Author

False Claims Act & the Health Care Industry is a one-stop source for legislative and case law developments covering the gamut of potential false claims litigation, across all jurisdictions. With 1,080 pages of legal analysis, you'll be apprised of the impact of the latest developments. This publication provides analysis of key arguments, including:

- Defenses that the defendant's claim is not "false"
- Defenses that the defendant did not "know" that the claim or statement is "false"
- Defenses that the defendant's knowingly false claims or statements are not "material" to the government's determination to pay
- The status of actions where the relator's action repeats public information

TABLE OF CONTENTS

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Legal Issues in Healthcare Fraud and Abuse: Navigating the Uncertainties

FOURTH EDITION WITH CUMULATIVE SUPPLEMENT

David E. Matyas, Carrie Valiant, Jason Eric Christ, Anjali N.C. Downs, Authors

This bestselling road map describes the legal theories governments use to identify and eliminate fraud in health care. Highlights include:

- A thorough review of governmental enforcement entities including the Department of Justice, the Department of Health and Human Services, as well as other federal agencies, state governments, and private payers
- Discussion of major laws such as the Anti-Kickback Statute, the federal physician self-referral prohibitions (as well as the applicable safe harbors), the False Claims Act, and the administrative sanctions that are available to the enforcers
- An overview of state counterparts to the federal laws addressing self-referrals, anti-kickback issues, false claims, other statutory authorities, and private initiatives

TABLE OF CONTENTS

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Fraud and Abuse Investigations Handbook for the Health Care Industry

FIRST EDITION WITH CD-ROM

Robert A. Griffith, Paul W. Shaw, Authors

Understanding the powers, procedures, and remedies available to the government during a health care fraud and abuse investigation, and acquiring a basic understanding of the issues and practical steps to employ during an audit or investigation, are keys to surviving the investigation and achieving a favorable outcome.

This *Handbook* is designed to provide health care administrators, executives, medical practice directors and managers, as well as attorneys with a broad overview of health care fraud investigations.

The authors' discussion is supplemented with an expansive set of sample government documents, including subpoenas and search warrants, as well as helpful letters and memoranda generated by experienced health care fraud and abuse defense attorneys. Learn what to expect and how to respond with coverage of:

- Requests to examine books and records
- Interviews of employees by the OIG or the FBI
- The power of HIPAA administrative subpoenas
- Steps that should be taken in responding to the government's request
- Dealing with on-site demands for records and access
- Internal audits and investigations
- Voluntary disclosures

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The Stark Law: Comprehensive Analysis + Practical Guide

FIFTH EDITION

Charles B. Oppenheim, Author

More than a summary of the law, this publication addresses the legal effect of final Stark regulations. Written by Charles B. Oppenheim, a leading name in the interpretation and application of the Stark Law, this publication provides an in-depth critical analysis, and contains a wealth of pointers and practical advice. Coverage includes:

- The legal effect of the regulations and the regulatory process
- Discussion of several key themes and trends that emerge in the regulations
- Key definitions and interpretive changes
- Impact on physician practice, including issues relating to physician recruitment, specialty hospitals, gain-sharing arrangements, and Stark-compliant physician joint ventures
- Analysis of group practices and the exceptions applicable to them

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Health Care Provider and Supplier Audits Practice Guide

FIRST EDITION

Jessica L. Gustafson, Abby Pendleton, Editors
Darby C. Allen, Lauren M. Gaffney, Anna M. Grizzle, Jessica L. Gustafson, Stephanie Fuller Johnson, B. Scott McBride, Sydney R. Nash, Abby Pendleton, and Sarah Kay Wheeler, Authors

This *Practice Guide* will become your go-to source for understanding the intricacies of the Medicare, Medicaid, and commercial payer audit environments. With this comprehensive publication, you will have the background you need on:

- Reporting and repayment
- Contractor audit methodologies
- Statistical sampling used by contractors to calculate overpayment demands
- The appeals process applicable to each type of review and determination
- Common focus areas when providers receive overpayment demands
- Developing mandatory compliance programs

The publication also includes a 50-State Medicaid RAC Contractor Information Chart.

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NEW IN 2018

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

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

TABLE OF CONTENTS

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NEW IN 2018

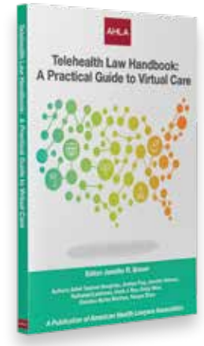
Telehealth Law Handbook: A Practical Guide to Virtual Care

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. As state and federal legislators and regulators take note of these changed relationships, the law is changing as well. This up-to-date 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.

TABLE OF CONTENTS

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HIPAA/HITECH Resource Guide

FIRST EDITION WITH CD-ROM

Patricia D. King, Editor
Jeffry Adest, Lara Jean Ancona, Ann M. Bittinger, Damon G. Carpenter, Alisa L. Chestler, Lisa L. Dahm, William P. Dillon, Gregory Ewing, Valita Marie Fredland, Jill M. Girardeau, Jennifer J. Hennessy, Caroline Kubovy, Morris A. Landau, Wendy C. Maneval, Valerie Breslin Montague, John Murdoch, Cheryl Camin Murray, Stephen Page, Jennifer L. Rathburn, Lisa Pierce Reisz, Stephen D. Rose, Amita A. Sanghvi, Sarah E. Swank, Leslie M. Tector, Authors

With informed editorial oversight and authorship, this title provides guidance for understanding the protection of patients' personal information. The HIPAA Omnibus rule affects individuals, health systems, business associates, and many others. Coverage includes:

- The original HIPAA regulations
- HITECH Act privacy provisions and rulemaking
- Modifications to HIPAA Privacy, Security, and Enforcement rules
- Valuable practice tools such as sample business associate agreements, sample privacy practice notices, authorizations, policies, and training materials
- State-by-state survey of health care privacy laws

HIPAA/HITECH Resource Guide provides not only the history of the development of the rules and standards, but also the latest practical guidance for ensuring compliance.

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Data Breach Notification Laws: A Fifty State Survey

SECOND EDITION

Jonathan M. Joseph, Author

Data breaches can occur in the best-run organizations, and when they do, you must be prepared to react quickly. When your operation or customer base spans state lines, knowing how to respond in multiple jurisdictions becomes critical. With breaches occurring at the state level with more and more frequency, legislatures are enacting an ever-increasing array of notification laws that you must consider. In addition to providing a survey that includes all states, the book enables you to:

- Tap into a collection of state-specific reporting forms for CA, MA, NY, NC, OR, VT, and VA
- Understand the timing and content of notification to those affected
- Determine which states require notification of a breach to specific state agencies or attorneys general

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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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Health Plans Contracting Handbook: A Guide for Payers and Providers

SEVENTH EDITION

Robert M. Keenan III, Project Chair and Editor
Anne W. Hance, Leah B. Stewart, Project Vice Chairs and Co-Editors
Matthew P. Amodeo, Adam C. Aseron, James W. Boswell, Robin J. Fisk, Lisa G. Han, Richard J. King, John M. Kirsner, Mark S. Kopson, Kathrin E. Kudner, Steven J. Lauwers, Jacqueline B. Penrod, Michael F. Schaff, Adam C. Varley, Authors

New challenges continue to arise in the financing and delivery of health care services, while increased regulatory oversight and monitoring are continually changing the landscape. With the how-to coverage in this *Guide*, you'll be prepared to efficiently provide the documents your clients demand. The *Guide* is designed to help you provide contracting services to both providers and payers alike. Practical discussions and sample clauses are included for myriad contracts and situations you are likely to encounter.

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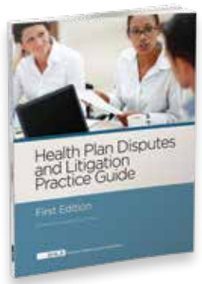
Health Plan Disputes and Litigation Practice Guide

FIRST EDITION

Joseph Scott Schoeffel and Julie A. Simer, Authors

Experienced practitioners Joseph Scott Schoeffel and Julie A. Simer provide thorough treatment of those areas likely to give rise to disputes. The book will be a welcome addition to the libraries of both new practitioners and veteran practitioners alike. The authors answer important questions in any health plan dispute, including:

- Who is the client?
- Is the dispute a managed care issue?
- Is the plan covered by the Employee Retirement Income Security Act of 1974 (ERISA)?
- What are the implications?
- What are the causes of action against a health plan?
- What causes of action may be asserted by the health plan?
- What are the common reasons for denial of coverage?
- What defenses are available against an ERISA claim?
- When may the arbitration be required?



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Medicare Law

THIRD EDITION WITH CD-ROM

Thomas W. Coons, Editor in Chief

This is the road map to a thorough understanding of Medicare; whether you are just beginning the journey or are continuing to learn about this complex and important aspect of health care law. Best of all, it is organized to facilitate an understanding of the program and provides citations to the underlying portions of the statute, regulations, and manuals. Coverage includes:

- Payment for hospital service
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- Outlier payments
- The physician fee schedule
- Cost reimbursement
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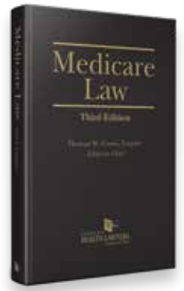

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HEALTH CARE FINANCE AND TRANSACTIONS

Health Care Finance: A Primer

THIRD EDITION

Nathan F. Coco, Deborah Gordon, John P. Hammond, Patrick J. Martinez, Gary B. Rosenbaum, Authors

This is your ideal starting place for a full understanding of health care investment options and their potential implications. Now in its Third Edition, this guide addresses all the basics, from a discussion of the capital needs of various types of health care entities to unique financial arrangements and the attending documents that are integral to them. In addition, it includes various types of loans and sample representations and warranties for life sciences companies and health care facilities. The guide provides thorough coverage of:

- The critical importance of finance to the future of health care
- The effect of health care reform and consolidation
- Legal and economic issues
- Various types of health care providers and their need for capital

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