

# HOSPITAL-PHYSICIAN CONTRACTS AND COMPLIANCE CLINIC

DAN MULHOLLAND

HENRY CASALE

HALA MOUZAFFAR

HORTY  SPRINGER

Jointly sponsored by the University of Pittsburgh School of Medicine Center  
for Continuing Education in the Health Sciences and HortySpringer Seminars.

The University of Pittsburgh is an affirmative action, equal opportunity institution.

# Topics

What's New in Contracts and Compliance? Not much except...

- The COVID Public Health Emergency ended, meaning that the Stark and Anti-kickback rules will now once again be strictly enforced.
- The Supreme Court just issued a landmark opinion defining “knowledge” in the context of the False Claims Act
- A number of states are now reviewing physician practice acquisitions.
- 75% of all physicians are now employed. When questions arise with regard to the competence, behavior or health of an employed physician, should you follow your HR policies or the medical staff bylaws?
- Even more APPs are becoming employed. What are the rules for paying them and the physicians who supervise or collaborate with them?

... and that just scratches the surface!

Join Henry Casale, Dan Mulholland and Hala Mouzaffar to learn about these and other challenges that will affect your physician contracts and compliance efforts in today's Brave New World.

The following topics will be discussed:

- No Surprises Act
- Telemedicine Dos and Don'ts
- Latest Stark and Anti-kickback regulations
- Physician compensation including productivity incentives – fair market value and commercial reasonableness reimagined
- Compensation for AHPs and physicians who supervise them
- Is it okay to track or require referrals?
- The latest on Employment Contracts and Personal Service Arrangements
- Making sure compensation tracks reimbursement rules and modifiers
- Making sense of the “incident to” and “split share” rules
- How often should you review physician contracts and compensation?
- Using artificial intelligence for contract management
- Using employed physicians as your exclusive provider
- Update on FCA, Stark and Anti-kickback decisions, settlements and ways to correct mistakes
- And much, much more!



# Faculty/Accreditation



## DAN MULHOLLAND

Mr. Mulholland is a senior partner in the law firm of Horthy, Springer & Mattern, P.C. in Pittsburgh, Pennsylvania. He is also an editor of the *Health Law Express*, a weekly e-newsletter on health law developments, and a speaker at HorthySpringer seminars, podcasts and audio conferences. Mr. Mulholland was named by *National Law Journal* as one of 40 health care attorneys who have made their mark and he is listed in *The Best Lawyers in America*. Mr. Mulholland has spoken and written extensively concerning a wide variety of health law topics. He regularly advises clients on hospital medical staff, corporate, tax, fraud and abuse, and compliance matters, prepares and negotiates all manner of contracts between hospitals, physicians and managed care organizations. He also serves as trial and appellate counsel in False Claims Act, antitrust, tax exemption, contract and peer review litigation. Mr. Mulholland is the former Chair of the Credentialing and Peer Review Practice Group of the American Health Lawyers Association. He frequently provides strategic counseling to hospital and health system boards, as well as transactional services regarding mergers, acquisitions, joint ventures and affiliations. Prior to joining Horthy, Springer & Mattern, Mr. Mulholland obtained his undergraduate degree from Duquesne University. He then obtained his Juris Doctor degree from the University of Pittsburgh School of Law.



## HENRY CASALE

Mr. Casale is a partner with the law firm of Horthy, Springer & Mattern, P.C. in Pittsburgh, Pennsylvania and was a licensed pharmacist. He is a frequent editor of the *Health Law Express*, a weekly e-newsletter on health law developments and, with Hala Mouzaffar, presents *The Kickback Chronicles*, a biweekly podcast series. He is an adjunct professor in the Carnegie Mellon University Master of Medical Management for Physicians Program, and has also served on the faculty of seminars sponsored by the firm, as well as meetings and seminars sponsored by numerous hospital, managed care, legal and physician organizations, including the Pennsylvania Bar Institute and the American Health Lawyers Association. Mr. Casale has been listed in *The Best Lawyers in America* and *Pennsylvania Super Lawyers*. He also co-authored, with Eric W. Springer, *Hospitals and the Disruptive Health Care Practitioner: Is the Inability to Work With Others Enough to Warrant Exclusion?*, 24 Duq. L.R.377 (1985). He has served as a member of the Board of Directors and as the President and Vice-President of the Society of Healthcare Attorneys of Western Pennsylvania. He has also served as a member of the Health Law Section of the Allegheny County Bar Association. Prior to joining Horthy, Springer & Mattern, Henry obtained his undergraduate degree from the University of Pittsburgh School of Pharmacy. He then obtained his Juris Doctor degree from the University of Pittsburgh School of Law.



## HALA MOUZAFFAR

Ms. Mouzaffar is an associate attorney with the law firm of Horthy, Springer & Mattern, P.C. in Pittsburgh, Pennsylvania. She handles projects from each of the firm's practice areas, assisting clients on a broad range of corporate, regulatory, and transactional matters.

Hala is an editor and assistant editor of the firm's *Health Law Express*, a weekly e-newsletter on the latest health law developments. She also served as an editor for the first edition of the American Health Law Association *The Complete Medical Staff, Peer Review, and Hearing Guidebook*. Hala is also the cohost of *The Kickback Chronicles*, a segment on the firm's podcast, *Health Law Expressions*, that discusses fraud in the healthcare industry.

Hala earned her J.D. from the University of Pittsburgh School of Law and obtained the school's Certificate of Advanced Study in Health Law. While there, she served as a member of the *University of Pittsburgh Law Review* and as the publication's first Executive Editor for the Online Edition. Prior to attending law school, Hala obtained her B.S. in Neuroscience with a Certificate in the Conceptual Foundations of Medicine from the University of Pittsburgh.

## Accreditation Statement

### (Continuing Education Credit)

In support of improving patient care, this activity has been planned and implemented by the University of Pittsburgh and Horthy Springer Seminars. The University of Pittsburgh is jointly accredited by the Accreditation Council for Continuing Medical Education (ACCME), the Accreditation Council for Pharmacy Education (ACPE), and the American Nurses Credentialing Center (ANCC), to provide continuing education for the healthcare team.

This activity is approved for the following credit: *AMA PRA Category 1 Credit™*. Other health care professionals will receive a certificate of attendance confirming the number of contact hours commensurate with the extent of participation in this activity.

The University of Pittsburgh designates this live activity for a maximum of 11.25 *AMA PRA Category 1 Credits™*. Physicians should claim only the credit commensurate with the extent of their participation in the activity.

## NAMSS Accreditation

This course has been approved for National Association of Medical Staff Services (NAMSS) continuing education credit. Accreditation of this educational content in no way implies endorsement or sponsorship by NAMSS. This program is hereby awarded 11 NAMSS continuing education credits.

## EDUCATIONAL INTENT

This program is designed for hospital managers, physician practice managers, physicians who serve in medical staff and hospital leadership positions, and hospital and physician practice Board members. Upon completion of this program, participants will understand the fraud and abuse implications of hospital-physician contractual relationships. They will also understand how to structure financial relationships between hospitals and physicians so that they comply with federal statutes prohibiting payment for referrals.

## WHO SHOULD ATTEND?

- Hospital Managers
- Physician Practice Managers
- Legal Counsel
- Physician Leaders
- Hospital and Physician Practice Board Members

## REGISTRATION

\$1,695 per person for 1-3 attendees

\$1,450 for each additional registrant

*Attendees must attend the same seminar location and be from the same hospital to receive the discounted rate.*

## HOW TO REGISTER

*(Registration form can be found online at [www.hortyspringer.com](http://www.hortyspringer.com))*

**Phone** 412-687-7677

**Mail** HortySpringer Seminars  
20 Stanwix Street, Suite 405  
Pittsburgh, PA 15222

**Online** [www.hortyspringer.com](http://www.hortyspringer.com)

Participation by all individuals is encouraged. Advance notification of any special needs will help us provide better service. Please notify us at least **two weeks** in advance of the program.

## SEMINAR SCHEDULE

### Day One

7:00 TO 8:00 AM – Breakfast

8:00 AM TO NOON – Seminar Session

9:45 TO 10:00 AM – Break

NOON – Day 1 Adjourns

5:30 TO 6:30 PM – Informal Reception

### Day Two

7:00 TO 8:00 AM – Breakfast

8:00 AM TO NOON – Seminar Session

9:45 TO 10:00 AM – Break

NOON – Day 2 Adjourns

### Day Three

7:00 TO 8:00 AM – Breakfast

8:00 AM TO NOON – Seminar Session

9:45 TO 10:00 AM – Break

NOON – Seminar Adjourns



## ON LOCATION REGISTRATION 2024

Hospital Name: City: State:  
Address: Zip Code:  
Contact Person: Email:  
Title: Phone:

**LOCATION** - please fill out a registration form for each location requested

### PAYMENT

\$1,695 each for 1-3 attendees - \$1,450 for each additional registrant\*

\*Attendees must attend the same seminar location and be from the same hospital to receive the discounted rate.

Credit Card: (HSME will contact you via phone for CC information.) Check Enclosed: (Please make check payable to HSM Enterprises.)

Please invoice: (You will be sent an invoice within 10 days to the email listed above.)

How did you hear about this HortySpringer seminar?

E-Mail Marketing Brochure Colleague Other

### ATTENDEE INFORMATION FORM 2024

(Please give full names and titles as you would like them to appear on name tags.)

**A unique email address must be used for each individual participant.**

---

Attendee #1 First: MI: Last:

Title: Degree:

\*Email:

**\*E-mail address will be used to access our conference app, and to receive pre and post course materials**

Seminar:

---

Attendee #2 First: MI: Last:

Title: Degree:

\*Email:

**\*E-mail address will be used to access our conference app, and to receive pre and post course materials**

Seminar:

---

Attendee #3 First: MI: Last:

Title: Degree:

\*Email:

**\*E-mail address will be used to access our conference app, and to receive pre and post course materials**

Seminar:

---

## ATTENDEE INFORMATION FORM 2024 – PAGE 2

(Please give full names and titles as you would like them to appear on name tags.)

---

Attendee #4 First:

MI:

Last:

Title:

Degree:

\*Email:

*\*E-mail address will be used to access our conference app, and to receive pre and post course materials*

Seminar:

---

Attendee #5 First:

MI:

Last:

Title:

Degree:

\*Email:

*\*E-mail address will be used to access our conference app, and to receive pre and post course materials*

Seminar:

---

Attendee #6 First:

MI:

Last:

Title:

Degree:

\*Email:

*\*E-mail address will be used to access our conference app, and to receive pre and post course materials*

Seminar:

---

Attendee #7 First:

MI:

Last:

Title:

Degree:

\*Email:

*\*E-mail address will be used to access our conference app, and to receive pre and post course materials*

Seminar:

---

Attendee #8 First:

MI:

Last:

Title:

Degree:

\*Email:

*\*E-mail address will be used to access our conference app, and to receive pre and post course materials*

Seminar:

---

Attendee #9 First:

MI:

Last:

Title:

Degree:

\*Email:

*\*E-mail address will be used to access our conference app, and to receive pre and post course materials*

Seminar:

---

*Please fill out a second form if additional attendee information is needed*

*info@hortyspringer.com*