The events of this past year continue to demonstrate the saliency of Law, Medicine, and Health Care in our nation. For instance, in the historic midterm elections in November, Gallup reported that 80% of voters thought that healthcare was “extremely or very important” to their vote. Of course, this heightened focus on healthcare among the electorate and lawmakers is due to a variety of issues including: access to affordable care, the staggering toll of the opioid epidemic, and the future of Roe v. Wade. Below is my curated list of noteworthy events that occurred in health law over the past year.

- Jan 1: In subsequent months, the CDC will report that over 70,000 Americans died of drug overdoses (vast majority opioids) in the past 365 days and that life expectancy has dropped for a second straight year.
- January 12: CMS approves a Section 1115 waiver to allow Kentucky to implement “work requirements” and monthly premiums for Medicaid recipients. Several other states announce similar proposals.
- January 24: Alex Azar, former executive at pharmaceutical giant Eli Lilly, is confirmed as the new Secretary of HHS following the forced resignation of Secretary Tom Price.
- January 30: Amazon announces plans to partner with Berkshire Hathaway and JPMorgan Chase to “disrupt” healthcare, sending shockwaves across the industry (see CVS-Aetna and Cigna-Express Scripts mergers).
- February 20: In a move to further undermine key components of the ACA, the Trump Administration proposes rules to loosen curbs on short-term plans, often derided as “junk insurance.” This rule change would allow insurers to offer cheaper plans by rejecting applicants with preexisting conditions and exclude benefits mandated in the ACA including maternity, mental health, and substance abuse coverage.
- April 13: Federal Judge Dan Polster issues an order scheduling three “bellwether” trials in Ohio filed by cities and counties against the opioid industry to start in 2019.
- June 27: The GAO and HHS OIG launch reviews of the Trump Administration’s handling of thousands of migrant children separated from their families at the border. Criticism and alarm...
mounts over HHS’s inability to track many of these children.

• June 29: A federal judge blocks implementation of Kentucky’s Medicaid work requirements, ruling that CMS did not adequately consider whether this waiver violated a fundamental purpose of Medicaid—providing healthcare to vulnerable low-income patients.

• October 6: The Senate confirms Justice Brett Kavanaugh following contentious hearings over allegations that he committed sexual assault. Despite Senator Collins’ assurance that Kavanaugh considers Roe v. Wade to be “settled law,” reproductive rights advocates signal concern regarding the future of this precedent.

• November 6: Following these historic midterm elections, the ACA appears secure from repeal as Democrats take control of the House, while Republicans maintain control of the Senate. Healthcare dominated as an issue addressed by candidates as voters signaled that access to affordable care was a prime concern. Calls for “Medicare for all” or a single-payer system make further advances with the election of progressive Congressional candidates like Alexandria Ocasio-Cortez, Rashida Tlaib, Ilhan Omar, and others. Medicaid expansion continues to grow as voters in three states (Idaho, Nebraska, Utah) approved ballot measures and in three other states (Kansas, Wisconsin, Maine) the new Governor-Elect supports expansion.

• November 26: An immediate backlash ensues in the global medical and scientific community after a Chinese scientist, Dr. He Jiankui, announces he used CRISPR to edit the genes of two twin babies.

Our Section has planned an amazing set of programs for the 2019 AALS meeting to address these and related challenges. Roy Spece, our incoming section chair, has done a great job in planning a full day of programming on Thursday January 3, that includes: a panel on the Directions of State Health Care (Law) Reform; co-sponsored panels with sections on Disability Law, Torts and Compensation, and Clinical Legal Education. These panels conclude at 3:15 PM, and immediately after that we will hold our Business Meeting in the room hosting our panel co-sponsored by Disability Law.

NOTE SCHEDULING CHANGE—we will hold our junior scholar Works in Progress (WIP) session immediately after our business meeting from 3:45 PM-4:45 PM—DISREGARD the official AALS program which lists the WIP session as occurring on Saturday January 5th. After the WIP session, everyone is invited to the Section cocktail reception sponsored by the law firm of Jones Day. The cocktail reception will be from 6:30-8:30 PM on January 3 in the courtyard of SoBou at the W Hotel in the French Quarter: 316 Rue Chartes, New Orleans.

With warmest regards,
Fazal Khan
University of Georgia School of Law

Please join us in congratulating the winner of the 2019 Health Law Community Service Award, Professor Wendy Parmet. Professor Parmet has dedicated countless hours to ensuring health care access to the most vulnerable. Her record of community and professional service over the years has included roles with the Public Health Law Association, the American Bar Association’s AIDS Coordinating Committee, and the ABA Commission of Mental & Physical Disability Law. Professor Parmet was previously a president of and is now a board member of Health Law Advocates, a nonprofit public interest law firm that represents individual low-income residents seeking access to medical care or insurance coverage, provides legal representation to groups facing access issues, and engages in education and outreach. She is also Board Vice President of Health Care for All, which describes its mission as “advocat[ing] for health justice in Massachusetts by working to promote health equity and ensure coverage and access for all.” Professor Parmet’s community service has often taken the form of direct provision of legal services. In 2012, Professor Parmet was lead counsel in a case in which the Massachusetts Supreme Judicial Court held that the state’s exclusion of legal immigrants from state-subsidized health insurance was unconstitutional. Through her work on these cases, her academic work, and her broader advocacy efforts, Professor Parmet has demonstrated a strong commitment to community service in the areas of health and health care.
ARIZONA STATE UNIVERSITY SANDRA DAY O’CONNOR COLLEGE OF LAW

The Center for Public Health Law and Policy at ASU Law has been working extensively at the intersection of law, public health, ethics, and policy. It continues to serve as the host for the Western Region Office of the Network for Public Health Law, funded by the Robert Wood Johnson Foundation. In October 2018, the Center hosted a plenary reception at the Network’s National Public Health Law Conference in Phoenix, Arizona. Center Director James Hodge and other colleagues presented at multiple sessions of the 3-day conference, including a late-breaking session focused on health equity and justice issues underlying the nomination of Justice Brett Kavanaugh to the U.S. Supreme Court. Center colleagues continue to publish and present extensively on wide-ranging topics including the opioid epidemic, vaccination policies, obesity, emergency legal preparedness, and health law and policy repercussions related to changes to the Affordable Care Act. In 2019, the Center will host additional regional meetings as part of its Network affiliation and role as convener of the Law, Policy, and Equity division of the Arizona Wellbeing Commons, designed to improve health of Arizonans through law and policy.

BOSTON UNIVERSITY SCHOOL OF LAW

BU Law faculty ranked among the top 20 most cited health law scholars: George Annas, Kevin Outterson, and Nicole Huberfeld were all recognized for their work published in health law reviews and peer-reviewed journals. BU Law Professors Plan to Study Impact of Biopharmaceutical Funder CARB-X

FACULTY NEWS


**BOSTON UNIVERSITY SCHOOL OF LAW (continued)**


Professor Outterson presented at Presentations to UK All-Parties Parliamentary Working Group on Antimicrobial Resistance, Gates Grand Challenges, Max Planck Institute, University of Copenhagen CeBiL, European Commission / Innovative Medicines Initiative / DRIVE-AB, Nature Beijing, and many others ♦ Countering Antimicrobial Resistance, hosted by the Chinese Center for Disease Control and Prevention, Sichuan University, West China Hospital (SCU), Institutes of Pharmaceutical Science (CAMS), Beijing Economic Technological Development Area, Nature Medicine, Nature Microbiology and Nature Biotechnology, Pullman Beijing South, Beijing, China (May 28, 2018) ♦ Boston University’s 12th Alumni Lecture Series in Tokyo, TKP Shinbashi Conference Center, Tokyo, Japan (May 31, 2018) ♦ Antibacterial Discovery and Development Summit, part of the 5th Annual Re-Entering Antibacterial Discovery and Development Summit, Boston, MA (September 27, 2018) ♦ Fostering Investment in the Development of New Antibacterial Treatments, UNCTAD World Investment Forum, Geneva, Switzerland (October 23, 2018).

Professor Outterson reports the following grants: Extended US Dept. of Health and Human Services CARB-X grant ($250,000,000 plus $50,000,000 of in-kind NIAID services, 2017-2021) with additional grants from the Wellcome Trust ($155,500,000, 2017-2021), the UK Department of Health and Social Care ($26,000,000, 2018-2022) and the Bill and Melinda Gates Foundation ($25,000,000, 2018-2022), all as principal investigator. CARB-X is the world’s largest research project on antimicrobial innovation, building on my prior academic work. Boston University is the global lead for CARB-X.

Professor Outterson reports these professional activities: Launched Social Therapeutics to Support Development of a New Class of Antibiotic to Treat Gonorrhea Superbug.


BOSTON UNIVERSITY SCHOOL OF LAW (continued)


Professor Zeiler is a Fellow of the Society of Empirical Legal Studies, 2015 – present and the Nancy Barton Scholar and Professor of Law, 15 – present.

Professor Zeiler reports these professor activities: Boston University: University Appointments, Promotion and Tenure Committee (18-19) Boston University: Workshops Committee, Chair (18-19) Boston University: American Journal of Law & Medicine Faculty Advisor (16-present) Boston University: Questrom School of Business Dean Search Committee (17-18) Boston University: Appointments Committee (16-17, 17-18) ☞ Member of the Society for Empirical Legal Studies: Member of Board of Directors, 15-present ☞ Max Planck Institute: Member of Scientific Advisory Board for Research on Collective Goods (11-18) ☞ Member of the American Law and Economics Association: Annual Meeting Program Director (18) ☞ Co-director, 9th Annual Empirical Health Law Conference, Duke Law School, Durham, NC (April 6, 2018).

CALIFORNIA WESTERN SCHOOL OF LAW

FACULTY NEWS

Joanna Sax, E. Donald Shapiro Professor of Law, reports the following publication: Edward L. Rubin and Joanna K. Sax, Administrative Guidance and Genetically Modified Food, 60 ARIZONA L. REV. 539 (2018).


CASE WESTERN RESERVE UNIVERSITY SCHOOL OF LAW

Case Western Reserve University School of Law will host full day conference on April 5, 2019 “Electronic Health Records and Patient Safety: Legal Challenges and Solutions.”

We also invite submissions to “Health Matrix: Law-Medicine Journal.” We are especially eager to receive entries for the annual Oliver Schroeder Prize. The annual prize is awarded the best article that addresses topics at the intersection of health law and ethics. For more information see https://scholarcommons.law.case.edu/healthmatrix/contests.html.


FACULTY NEWS


Professor Hoffman was elected to membership in American Law Institute.


DEPAUL UNIVERSITY COLLEGE OF LAW
MARY AND MICHAEL JAHARIS HEALTH LAW INSTITUTE (continued)

figures on topics at the intersection of health and IP/IT. For the current academic year, DePaul Law welcomes the new Jaharis Faculty Fellow in Health Law and Intellectual Property, Charlotte Tschider. Professor Tschider is a Fulbright Specialist in Cybersecurity and Privacy Law. Her work focuses on the global health care industry with scholarship in artificial intelligence and food and drug law. Professor Tschider is widely published in topics ranging from data collection in the medical industry and internet privacy to global data protection laws, among others.

For more information on Jaharis Health Law Institute activities, we invite you to view our online brochure at https://law.depaul.edu/about/centers-and-institutes/health-law-institute/Documents/jhli%20brochure%202018.pdf.

Mary and Michael Jaharis IP and Health Law Annual Symposium: “Democratizing” Medicine in a Data and Tech-Driven World, Thursday, March 14, 2019, DePaul University College of Law, One West Jackson Boulevard, Suite 8005, Chicago, Illinois 60604. If you are interested in speaking, please contact Valerie Gutmann Koch at vkoch1@depaul.edu.

Our health law faculty was prolific in presenting their scholarly work around the country this past year. A sampling of these presentations includes the following: Professor Epstein presented at the Colloquium on Contract and Economic Organization at Columbia University and the University of Chicago Public Law and Legal Theory Workshop, Professor Rutschman at the 2018 Life Sciences Conference and at Regulation and Innovation in The Biosciences Workshop at Washington University in St. Louis School of Law, Professor Koch at the MacLean Center Conference at the University of Chicago and at the American Society for Bioethics and the Humanities Annual Meeting, and Professor Tschider at the Washington University Law Review Symposium on Health Privacy and the 2018 Wiet Life Science Scholars Conference. Professor Sarnoff was the moderator and interlocutor for a public discussion with judges of the U.S. Court of Appeals for the Federal Circuit, held at DePaul during the Federal Circuit’s visit to Chicago. In addition, five DePaul faculty attended and presented at the annual ASLME Health Law Professors Conference.

FACULTY NEWS


Professor Netter Epstein received tenure and promoted to Full Professor and received the Faculty Scholarship Award. Professor Netter Epstein made various media appearances, including in Kaiser Health News, PBS, NPR, and Modern Healthcare.


Professor Ana Santos Rutschman, former JHLI faculty fellow, was named both a Bio IP Scholar and a Health Law Scholar.


Professor Sarnoff received the 2018 DePaul Spirit of the Inquiry Award, which honors specific research, scholarly or creative achievements that exhibit a commitment to the spirit of creative inquiry.
**Program and Faculty News**


Professor Satz was Elected President of University Senate and Faculty Council (will serve 2019-2020) ❧ Appointed Faculty Fellow, Emory University Global Health Institute.

Professor Satz reports these professor activities: Project Leader, Health Law, Policy & Ethics Project ❧ Provost’s Class Lecturer, APIH Health Law & Policy for Public Health Professionals ❧ Co-Chair, Emory University’s Committee on Naming Honors ❧ Advisory Board, Center for Faculty Development and Excellence ❧ Strategic Planning Committee, Emory-Georgia Institute of Technology Healthcare Innovation Program ❧ Vulnerability and the Human Condition: An Interdisciplinary Initiative, Laney Graduate School ❧ Sustainability Initiative Chair, Academic Standings Committee ❧ Tenure and Promotion Committee ❧ Faculty Advisor: J.D./MPH Dual Degree Program (Curriculum), Health Law Students Association, Student Animal Legal Defense Fund, and the Legal Association for Women Students.

**Emory University School of Law**

The Health Law, Policy & Ethics Project (HLPEP) hosted a conference Exploring New Technologies in Biomedical Research with the Human Toxicology Project Consortium on Oct. 23, 2017. The proceedings are forthcoming in 2019 in Drug Discovery Today. HLPEP also hosted, though the Health Law Society, a number of events, including career panels about different parts of the health care sector. In October, HLPEP began the University’s first-ever programming for Disability Awareness month, including a screening of Bottom Dollars.

**FACULTY NEWS**


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Program and Faculty News

Oneill Institute for National and Global Health Law, Georgetown University

Faculty News

Lawrence Gostin, University Professor Founding O’Neill Chair in Global Health Law Faculty Director, O’Neill Institute for National and Global Health Law Director, World Health Organization Collaborating Center on National & Global Health Law, reports in May 2018, Georgetown Law and the O’Neill Institute for National and Global Health Law celebrated the graduation of its 10th class of Global Health Law and Global Health Law and International Institutions LL.M. students. Our recent graduates join a vibrant network of more than 160 alumni from 30 countries. Our graduates are working to improve public health in the private sector, government, non-government organizations, academia, and international organizations. Post-graduate employers include the Campaign for Tobacco Free Kids, Hogan Lovells, the InterAmerican Heart Foundation, the U.S. Food and Drug Administration, the National Institutes of Health, and the World Health Organization. In August 2018, we welcomed the class of 2019, our largest class yet, comprising 26 attorneys from 14 countries.

Our health law LL.M. students develop individually tailored courses of study to gain expertise in domestic or international health law and policy issues including access to health care, food and drug regulation, health and human rights, and governance for health. In 2018-19, Georgetown Law offers more than 35 health law courses. Recently added courses include AIDS Law and Ethics, LGBT Health Law and Policy, Public-Private Partnerships: Law and Governance, and The Role of the World Health Organization in Global Health Law and Governance.

Georgetown University College of Law

2018 was an exciting year for Georgia State University College of Law’s Center for Law, Health & Society. The Center announced our new partnership with the American College of Legal Medicine to publish the Journal of Legal Medicine. Center Director Leslie Wolf will serve as the new editor-in-chief. The Journal is interdisciplinary, peer-reviewed, and internationally circulated. Submissions are being accepted year-round.

The Center said goodbye this past spring to our wonderful colleague Sylvia Caley, who retired after 11 years as director of our Health Law Partnership (HeLP). But we are also thrilled to welcome our new colleague Margaret Middleton, co-founder of the Connecticut Veterans Legal Center, to direct our HeLP Legal Services Clinic.

Several Center faculty were recognized for their professional achievements this year. Center Director Leslie Wolf was named a Distinguished University Professor, a prestigious honor that recognizes faculty who have an outstanding record of scholarship, as well as a history of substantial contributions to Georgia State University and to the profession. Founding Center Director Charity Scott was named the winner of the AALS Section on Law, Medicine and Health Care 2018 Health Law Community Service Award for her significant contributions to the development of the field of health law, teaching and practice. Jonathan Todres completed a Fulbright Research Fellowship in Ireland on children’s rights and literature. Sylvia Caley was recognized by the Health Law Partnership (HeLP) Advisory Council for her efforts in establishing HeLP and her lifetime of work in health equity.

Associate Dean of Academic Affairs Jessica Gabel Cino was promoted to full professor. Courtney Anderson was promoted to associate professor and recognized with the Maleski Award for Teaching Excellence, which celebrates innovative faculty members who have made significant contributions to the promotion of student learning. Associate Professor Patti Zettler received the Patricia T. Morgan Outstanding Scholarship Award, which acknowledges faculty engaged in scholarly research that advances the academy and the profession.

Together with colleagues from Loyola University Chicago Law School and Boston University School of Law, Yaniv Heled, Associate Professor and Co-Director of the Center for Intellectual Property, hosted the 3rd Annual bioIP Faculty Workshop for junior scholars to receive in-depth feedback on works-in-progress from a panel of senior interdisciplinary commenters.

Regents’ Professor Paul Lombardo was featured on NPR’s Hidden Brain in April discussing Buck v. Bell, the 1927 US Supreme Court case endorsing the constitutionality of state eugenics laws. He was featured in October on a 2 hour PBS program American Experience: The Eugenics Crusade on the same topic.

Distinguished University Professor Tim Lytton was quoted in numerous media outlets, including the Washington Post, CNN, and Reuters on mass shootings and gun control.

The Center, along with our Student Health Law Association, hosted a variety of events. Georgia State Law was selected as a site for the Order of the Coif Distinguished Visitor Lecture and the Center was pleased to welcome Yale Professor Abbe R. Gluck to speak on the role of litigation in the opioid crisis. In the spring the Center also hosted a CLE session for local attorneys entitled “Pain, Profits, Plaintiffs, Prison: A Prescription for Addressing the Opioid Epidemic in Georgia,” the 12th year of Bioethics at the Movies, a Law Week panel on preventing gun violence in schools, and a new wellness series for students. This fall, the Center hosted two panels: “Changes to the Supreme Court and
PROGRAM AND FACULTY NEWS

GEORGIA STATE UNIVERSITY COLLEGE OF LAW (continued)

Implications for Reproductive Health,” and “100th Anniversary of the 1918 Influenza Pandemic: Prevention and Control of Communicable Disease Then and Now.” The Center continues to host the exhibit “Health is a Human Right: Race and Place in America,” donated by the David J. Sencer CDC Museum at the Centers for Disease Control and Prevention, and open to the public in person and online.

FACULTY NEWS


Professor Fuse Brown received the Award for Best Antitrust and Mergers Article, for The Anti-Competitive Potential of Cross-Market Mergers in Health Care, American Antitrust Institute (2018) (with Jaime S. King) and the Notable Employee Benefits Articles of 2017, for Consumer Financial Protection in Health Care, 159 TAX NOTES 365, 369 (Apr. 16, 2018).

Yaniv Heled, Associate Professor of Law reports this publication: Follow-On Biologics are Set Up to Fail, 2018 U. ILL. L. REV. Online 113.

Professor Heled presented Follow-On Biologics are Set Up to Fail, 2nd BioLawLapaloosa, Stanford Law, Mar. 20, 2018 1 Toward Effective Competition in Biologics, WIET LIFE SCIENCE LAW SCHOLARS CONFERENCE LOYOLA UNIVERSITY CHICAGO SCHOOL OF LAW, Sept. 7, 2018 1 Follow-On Biologics are Set Up to Fail, FDA Past, Present & Future, American University, Oct. 27, 2018.

Professor Heled organized the Third Annual biop Faculty Workshop at Georgia State University College of Law.


Professor Kershner is serving as Law SectionPrrogram Planner for the 2018 APHA annual meeting expo.


Professor Lombardo reports these professional activities: American Association for the History of Medicine, Chair, Nominating Committee 1 American Association for Bioethics and the
Humanities, Chair, Nominating Committee.

Charity Scott, Catherine C. Henson Professor of Law, reports these publications: Mindfulness in Law: A Path to Well-Being and Balance for Lawyers and Law Students, 60 ARIZONA LAW REVIEW 635 (Fall 2018) • Can Practicing Mindfulness Make You a Better, Happier Lawyer?, HEALTH LAW DEVELOPMENTS, State Bar of Georgia (Summer 2018).


Professor Scott received the Health Law Community Service Award, American Association of Law Schools, Section on Law, Medicine, and Health Care (Jan. 2018).


Professor Todres received a Fulbright Scholar in residence at University College Cork in Ireland (Spring 2018), where he co-taught an International Children’s Rights course with Ursula Kilkelly and conducted research on children’s rights issues and human rights education.

Professor Todres was appointed to the Board of Editors of the International Journal on Child Maltreatment: Research, Policy, and Practice.


Professor Wolf was named Distinguished University Professor at Georgia State University and Editor-in-Chief, Journal of Legal Medicine • joined the Expert Working Group, LawSeq: Building a Sound Legal Foundation for Translational Genomics into Clinical Application (NHGRI & NCI, PI: Susan Wolf) • and joined the Expert Working Group, Pregnancy + HIV/AIDS Seeking Equitable Study (PHASES) (NIAID, PI: Anne Drapkin Lyerly)

Professor Wolf was a commentator at the Wiet Life Sciences Law Scholars conference Beasley Institute for Health Law and Policy, Loyola University Chicago School of Law, Chicago, IL, September • commentator at the bioIP Faculty Workshop, Georgia State University College of Law, Atlanta, GA, May.


Professor Andrews received the Patricia T. Morgan Award for Outstanding Scholarship, Georgia State University College of Law.

Professor Andrews is an Editorial Advisory Board Member, Food and Drug Law Journal.

HOWARD UNIVERSITY SCHOOL OF LAW

FACULTY NEWS


Professor Lewis was selected as a 2018 Health Law Scholar and presented her work-in-progress, “Improving Life Sciences Regulation: Solutions to the Current Impasse” at the 2018 Health Law Scholars Workshop at the Saint Louis University School of Law.

IIT CHICAGO-KENT COLLEGE OF LAW

FACULTY NEWS


Professor Andrews presented “The Need for Regulation: Privacy Law, the FDA, and Beyond,” Panelist, The Law & Policy of AI, Robotics and Telemedicine in Health Care, Yale Law School, New Haven, CT, November 2, 2018 ◀ “Innovation, Technology

IU MCKINNEY SCHOOL OF LAW

PAST EVENTS

November 1, 2018, Hall Center for Law and Health Grand Rounds Series

Legal Alternatives to Guardianship – Means to Assist Incapacitated Individuals Without Fully Taking Away Rights, Presenter: Rebecca W. Geyer, Founder of Rebecca W. Geyer & Associates, PC

October 26, 2018, Hall Center for Law and Health: Indiana Health Law Review Symposium

The Intersection of Immigration Law and Health Policy, Keynote Speaker: Wendy E. Parmet, JD, Matthews Distinguished University Professor of Law and Director, Center for Health Policy and Law; Professor of Public Policy and Urban Affairs, Northeastern University School of Public Policy and Urban Affairs, Presenters: Brietta R. Clark, JD, Professor of Law and J. Rex Dibble Fellow, Loyola Law School Los Angeles ‡ YY. Brandon Chen, JD, MSW, Assistant Professor, University of Ottawa Faculty of Law (Common Law Section) ‡ Grace Shelton, JD, ’16, Attorney, Hall Render Killian Heath Lyman, PC. ‡ Lori A. Nessel, JD, Professor of Law, Center for Social Justice Director, Seton Hall University School of Law ‡ Medha D. Makhlouf, JD, Assistant Professor of Law, Director, Medical-Legal Partnership Clinic, Penn State’s Dickinson School of Law ‡ Valarie Blake, JD, MA, Associate Professor, West Virginia College of Law ‡ Jonathan Todres, JD, Professor of Law, Center for Law Health and Society, Georgia State University College of Law ‡ Polly J. Price, JD, Asa Griggs Candler Professor of Law, Emory University School of Law

October 4, 2018, Hall Center for Law and Health Grand Rounds Series

Regulatory Silence at the FDA: Impact on Access and Innovation, Presenter: Jordan Paradise, Georgia Reithal Professor of Law, Loyola University Chicago School of Law

September 13, 2018, Hall Center for Law and Health Grand Rounds Series

Foodborne Litigation, Presenter: William Marler, Managing Partner, Marler Clark, The Food Safety Law Firm

April 19, 2018, Hall Center for Law and Health Grand Rounds Series

Current Legal Issues in Health Information Technology (That You Might Not Have Thought About), Presenters: Ammon Fillmore and Kristin Looney

March 1, 2018, Hall Center for Law and Health Grand Rounds Series

Indiana Medical Malpractice Update, Presenter: Tina M. Bell

February 16, 2018, Hall Center for Law and Health: McDonald-Merrill-Ketcham Award Lecture

Not Just for Lawyers: A Transdisciplinary Model of Health Law and Its Implications for Practice and Policy Change, Winner: Scott Burris, Professor of Law and Public Health, Temple University; Director, Center for Public Health Law and Research

FACULTY NEWS

IU MCKINNEY SCHOOL OF LAW (continued)


Professor Hoss received the following honors and awards: “Monitoring Legal and Policy Interventions and Barriers” Indiana University Grand Challenge: Responding to the Addictions Crisis, Key Personnel, (October 2018 – May 2020) ✸ “Legal & Policy Best Practices in Response to the Substance Use Crisis,” Indiana University Grand Challenge: Responding to the Addictions Crisis, Key Personnel, (January 2018 – July 2018) ✸ IU McKinney Student Bar Association, Red Cane Award, awarded to the most outstanding professor of the academic year who has been with the law school for three years or less (2018).

Professor Hoss is the Chair, Indiana State Department of Health Eliminate Hepatitis Policy Workgroup (2018) ✸ Member, Indy HeartBeat’s Data Workgroup (2018) ✸ Board Member, American Indian Center of Indiana (September 2017 – present).


Professor Mohapatra presented: Discussant, Health Law and Bioethics Discussion Group, Southeastern Association of Law Schools Annual Meeting, Fort Lauderdale, FL, August 10, 2018 ✸ Moderator and Commentator, Works-in-Progress Workshop (Private/Corporate Law), Southeastern Association of Law Schools Annual Meeting,

Professor Mohapatra is Co-Chair, Feminist Jurisprudence Collaborative Research Network, Law and Society Conference 2018} 🟠 Vice-Chair, Works-in-Progress Committee, Southeastern Association of Law Schools} 🟠 Health Law Liaison and Family Law Liaison to help with health law and family law programming at the Southeastern Association of Law Schools Conference} 🟠 Admissions Committee IU McKinney} 🟠 Lead reviewer for the diversity and inclusion abstract submissions for the American Society of Humanities and Bioethics Annual Meeting 2018.


Professor Terry is the Principal Investigator, IU Grand Challenges Grant on Opioids Law & Policy, 2018-20 and Co-Principal Investigator, IU Grand Challenges Grant on Opioids Law & Policy, 2017.

Professor Terry is a Member, Scientific Leadership Team, IU/State of Indiana Addictions Grand Challenge, 2017} 🟠 Member, Indiana Addictions Data Commons (IADC) Governance Advisory Team, 2018} 🟠 Member, Chief Justice’s Planning Committee for Indiana Justice Professionals Conference on Medication-Assisted Treatment, 2018
LOYOLA LAW SCHOOL, LOS ANGELES

Brietta Clark, Associate Dean for Faculty & Professor of Law reports this publication: Barry R. Furrow et al., Health Law: Cases, Materials, and Problems (8th ed. 2018) (co-authored).

LOYOLA UNIVERSITY CHICAGO SCHOOL OF LAW

The Beazley Institute for Health Law & Policy at Loyola University Chicago School of Law has had an exciting year.

Our health law program was Ranked #6 in the country by U.S. News & World Report; Ranked #1 in the country by Law Street Media; and received an A+ letter grade from PreLaw magazine.

Loyola’s Health Justice Project received the Clinical Legal Education Association’s Award for Excellence for its work to eliminate lead poisoning in federal housing.

Our faculty received numerous awards and accolades this year. John Blum was appointed Loyola’s inaugural Beazley Chair in Health Law & Policy. Jordan Paradise and Nadia Sawicki were named Georgia Reithal Professors of Law. Larry Singer was lead author of a New York Times letter to the editor—sponsored by ASLME and signed by top U.S. health law professors—protesting legislative efforts to eliminate the ACA and highlighting the bill’s negative effects on the country’s most vulnerable citizens. Kate Mitchell was awarded a grant to strengthen interdisciplinary collaboration at Loyola. Ryan Meade was selected as a visiting research scholar in law and philosophy at the University of Oxford.

Finally, we hosted a number of important conferences and events aimed at the scholarly community, students, and the public at large. In March 2018, we hosted the seventh annual L. Edward Bryant Jr. National Health Law Transactional Competition; our students placed first out of 20 teams from 18 participating law schools. In September 2018, we held the second annual Wiet Life Science Law Scholars Conference, fostering recognition of life science law as a cohesive and dynamic area of legal study, and strengthening connections among more than 40 national scholars in the field. This year’s annual Beazley Symposium on Health Law and Policy, the theme of which is “Serving the Needs of Medicaid Populations,” will be held on Friday, November 16, 2018.

On June 5-7, 2019, Loyola University Chicago’s Beazley Institute for Health Law & Policy will proudly host the American Society of Law, Medicine & Ethics 42nd Annual Health Law Professors Conference. This prestigious conference updates health law faculty on issues at the forefront of law and medicine, and provides participants with the opportunity to share their scholarship. A call for proposals will be going out shortly. Contact health-law@luc.edu for more information.

FACULTY NEWS


LOYOLA UNIVERSITY CHICAGO SCHOOL OF LAW


Professor Sawicki co-chaired the Law Affinity Group, American Society for Bioethics and the Humanities.

MITCHELL HAMLINE SCHOOL OF LAW

See our 20 page colorful annual Highlights: https://bit.ly/2A6XSIM. Below are just a few of the things we did this year:


Innovation and access are common threads that run through Mitchell Hamline’s new strategic plan. HLI is proud to have actively carried out these strategies this year. We have pursued new partnerships that allow online MBA and visiting J.D. students to earn our certificates. Even more broadly, we rethought traditional teaching methods to bring our health law curriculum to students around the world. This year, we graduated the first two cohorts of HYBRID J.D. students. While they were on campus only 2 weeks a year, they engaged from where they live, from New Mexico to Florida.

FACULTY NEWS


Mitchell Hamline School of Law (continued)

Request for a Different Clinician, ASCO Post (April 10, 2018) • Legal Duties of Clinicians When Terminally Ill Patients With Cancer or Their Surrogates Insist on ‘Futile’ Treatment, ASCO Post (Mar. 10, 2018) • Providing Cancer Treatment Without Patient Consent, ASCO Post (Feb. 25, 2018) • Medical Futility Blog (2018) (new posts almost daily - this year, the blog will surpass four million pageviews, plus is republished on WestlawNext and other places).


PROGRAM AND FACULTY NEWS

NORTHEASTERN UNIVERSITY

The Center for Health Policy and Law is hiring a Legal Fellow to oversee the Public Health Law Watch initiative, a collaboration between the Center and the George Consortium, a network of public health lawyers, academics, experts, practitioners, and advocates. The fellowship is a one-year position. Interested candidates can find more information and apply directly: https://neu.peopleadmin.com/postings/56803.

Northeastern University School of Law is seeking candidates for full-time, tenured or tenure-track faculty positions. Areas of particular interest include: health law (including FDA law, public health law, health care financing and other health-related fields), intellectual property, law and technology, and information security. Interested candidates can find more information and apply directly: https://neu.peopleadmin.com/postings/57695.

Brigitte Amiri ’99, deputy director of the Reproductive Freedom Project at the American Civil Liberties Union (ACLU), will deliver this year’s Annual Lecture in Health Policy and Law. Amiri has been at the center of a national, high-profile lawsuit challenging the Trump Administration’s policy of preventing young immigrant women from having abortions. The lecture will take place at the School of Law on November 9, 2018. For more information and to watch a recording of the lecture (post-event) visit: www.northeastern.edu/law/health.

Two of the law school’s Centers of Excellence – the Center for Health Policy and Law and the Center for Law, Innovation and Creativity (CLIC) – are joining forces with the law school’s New Markets Partnership to launch a Lunch & Learn Speaker Series aimed at increasing student access and engagement with graduates and practitioners in non-traditional legal roles. The first Lunch & Learn took place this October.

A one-day conference on December 14, 2018 will focus on Finding the Nexus: Linking Systems for Domestic Violence Survivors. This first-time conference is a collaboration between the Center for Health Policy and Law and the law school’s Domestic Violence Institute. www.northeastern.edu/law/findingthenexus.

Our 2019 Health Law Conference, Promises and Perils of Emerging Health Innovations, will take place April 11-12, 2019 in Boston, MA. More information at www.northeastern.edu/law/promisesandperils

We also issued a Call for Papers in conjunction with the conference. Abstract submissions are due November 12, 2018. Selected authors will be invited to present at our conference and publish papers in the Northeastern University Law Review. The full call can be found on the conference webpage, link above.

Northeastern University School of Law will host the 2020 Health Law Professors Conference, in collaboration with the American Society of Law, Medicine, & Ethics (ASLME), in Boston on June 3-5, 2020.

FACULTY NEWS


Professor Parmet gave the keynote address at a symposium, The Intersection of Immigration Law and Health Policy, at the Indiana Univ. Robert H. McKinney School of Law of Oct. 26, 2018. She was on the opening plenary panel at the 2018 Public Health Law Conference in Phoenix, Arizona on Oct. 5, 2018, as well as two other panels.

Professor Parmet along with Mark Rothstein, edited a special section of the American Journal of Public Health on the 1918 Influenza Pandemic which was published in November 2018.

NOVA SOUTHEASTERN UNIVERSITY SHEPARD BROAD COLLEGE OF LAW

We took part in a multi-disciplinary symposium, Progression 2018: Using Law to Facilitate and Efficacious Innovation Economy, Friday, October 5, 2018, at the law school, involving intellectual property, health law, and innovation scholars.

FACULTY NEWS


Professor Cerminara presented at Removing
Obstacles to a Peaceful Death by Revising Health Professional Training and Payment Systems, Creighton University School of Law, October 24, 2018, Omaha, NE

Health Law and Bioethics, discussion group participant, Southeastern Association of Law Schools, August 10, 2018, Ft. Lauderdale, FL

Scholarship Fundamentals: Becoming a Productive and Fulfilled Scholar, discussion group moderator, Southeastern Association of Law Schools, August 7, 2018, Ft. Lauderdale, FL

Teaching Health Law Overseas, discussion group participant, Southeastern Association of Law Schools, August 5, 2018, Ft. Lauderdale, FL

Topics in Neurology and the Legal and Ethical Aspects of End-of-Life Care, series of presentations with Dr. Aatif M. Hasain, Continuing Education Inc. University at Sea, June 17-24, 2018, Royal Caribbean Allure of the Seas

Disability, Diversity, and Decisions Across the Lifespan, panelist discussing End of Life Decision Making, American Society of Law, Medicine & Ethics Health Law Professors Conference, Case Western University School of Law, June 9, 2018, Cleveland, OH

Withdrawal of Treatment in Disorders of Consciousness, member of working group, Galveston Brain Injury Conference, May 2-4, 2018, Galveston, TX

Searching For Dignity in Health Care Through Therapeutic Jurisprudence, Amy Ronner Symposium, St. Thomas University School of Law, April 6, 2018, Miami, FL

End of Life Update on Legal and Ethical Issues, NSU College of Health Sciences, February 22, 2018, Ft. Lauderdale, FL

(co-presented with Alina Perez and Akiva Turner) Therapeutic Jurisprudence’s Future in Health Law: Bringing the Patient Back Into The Picture, Therapeutic Jurisprudence Workshop, St. Thomas University School of Law, January 3, 2018, Miami, FL

Professor Cerminara reports these significant professional activities: became Secretary, Southeastern Association of Law Schools, August, 2018


Abstract, Understanding End of Life Choices in the Aging Minority Population of South Florida: Policy Implications (with co-authors), American Public Health Association Annual Meeting, November 4-8, 2017, presented as a poster by Akiva Turner

Abstract, Legal and Policy Implications of Physicians Counseling Minority Patients Regarding Their End-of-Life Choices (with co-authors), American Public Health Association Annual Meeting, November 4-8, 2017, presented as a poster by Matthew Slingbaum.

**Penn State University – Dickinson Law**

**FACULTY NEWS**

**Medha Makhlouf**, Assistant Professor of Law; Director, Medical-Legal Partnership Clinic, reports this publication: Health Justice for Immigrants, 4 U. PA. J.L. & PUB. AFF. — (2018).


Profess Makhlouf provided training to legal services advocates at the PA Legal Aid Network Statewide Conference on “Immigrant Eligibility for Public Benefits: What Every Advocate Should Know.”

**Saint Louis University School of Law**

The Center for Health Law Studies will hold its 31st Annual Health Law Symposium on April 5, 2019.

SLU’s Center for Health Law Studies added two new faculty members: Ana Santos Rutschman and Ruqaijah Yearby.

Ana Santos Rutschman is an expert in biotechnology who teaches and writes in the areas of health law, intellectual property, innovations in life sciences and law and technology. She has published and presented widely on topics related to emerging biotechnologies, biobanking, artificial intelligence, and e-health. She teaching FDA Law and Policy, Innovation Law & Policy in Biomedical Technologies, and Property.

Ruqaijah Yearby is a nationally and internationally recognized scholar in health law, specifically racial disparities in health care and law, justice and medical research. Particularly interested in health care equality and eradicating racial disparities, Yearby leads a new program focused on social justice at the University. The program will work to connect the community, corporations and academia to provide an equity framework and solutions that will equalize access to resources. She is teaching Health Care Regulation, Race, Health and Justice.

**17th Annual SLU Law/ASLME Health Law Scholars Workshop Welcomed New Scholars.** SLU LAW was again honored to partner with ASLME to host this collegial forum in which faculty new to the field present works-in-progress and receive in-depth advice from more experienced colleagues from across the country. In September 2018 we reviewed papers by Claudia E. Haupt (Northeastern University School of Law), Myrishna Lewis (Howard University School of Law), Ana Santos Rutschman (Saint Louis University School of Law), Megan S. Wright
SAINT LOUIS UNIVERSITY SCHOOL OF LAW (continued)

(Penn State-Dickinson School of Law and Penn State College of Medicine).

Special thanks to our guest readers: Sam Halabi (University of Missouri School of Law)  •  Diane Hoffman (University of Maryland School of Law)  •  Nina Kohn (University of Syracuse College of Law)  •  Liz McCuskey (University of Toledo College of Law)  •  Nadia Sawicki (Loyola University Chicago School of Law).

Health Law Distinguished Speaker Series

We hosted five distinguished health law speakers in 2018 on a wide variety of topics: Kimberly Mutcherson, Vice Dean and Professor of Law at Rutgers Law School-Camden, “Shedding our Skins: Reproductive Justice, Assisted Reproduction and our Post-Human Future.”  •  Barak Richman, Edgar P. and Elizabeth C. Bartlett Professor of Law & Professor of Business Administration at Duke Law, “Toward a New Healthcare Architecture.”  •  Fred Rottnek, Professor and Director of Community Medicine, Saint Louis University School of Medicine, “Missouri’s Opioid State-Targeted Response.”  •  Jacob Sherok, Professor of Law at the Innovation Center for Law and Technology at New York Law School, “CRISPR, Patents, and the Public Health.”  •  Lindsay Wiley, Professor of Law & Director, Health Law and Policy Program, American University Washington College of Law, “Social Norms, Health-related Behaviors, and the Law.”

30th Annual Health Law Symposium


Practitioner-in-Residence

We regularly invite a health law practitioner to spend a week or more in residence at the Center for Health Law Studies, presenting to and meeting with students, guest lecturing in campus, and otherwise interacting with faculty and students. In 2018, we were pleased that Barry Joyce, Trial Attorney, U.S. Department of Justice, Antitrust Division resided with us for an intensive week. He spoke to students on “DOJ Antitrust Enforcement in Healthcare,” “Diving into Healthcare Antitrust: Aetna/Humana and Anthem/Cigna,” and “Working for the Department of Justice in the Nation’s Capital.” He also hosted informal round-tables with students, guest lecturing in campus, and otherwise interacting with faculty and students. In 2018, we were pleased that


FACULTY NEWS

SAINT LOUIS UNIVERSITY SCHOOL OF LAW (continued)


Professor Gatter was on the Nominating Committee, ASLME Health Law Scholars Program. was a reviewer, NIH Career Award Proposal (K12) related to Medical-Legal Partnerships, administered by Washington University in St. Louis, March 2018. was a reviewer for 2018 ASLME Public Health Law Conference proposals, Feb.-Mar. 2018. was the Symposium Organizer, 30th Annual Health Law Symposium, Center for Health Law Studies, Saint Louis University School of Law, March 2018. was a Faculty Mentor, Career Workshop, Network for Public Health Law/ASLME Public Health Law Conference, Chandler Arizona, Oct. 2018.


Professor Pendo was appointed to Executive Committee, Saint Louis University School of Medicine Bander Center for Medical Ethics and appointed to American Bar Association, Commission on Disability Rights.


Professor Rutschman is a Health Law Scholar, American Society of Law Medicine and Ethics.

Professor Rutschman’s opinion piece, “U.S. Health Care Companies Begin Exploring Blockchain Technologies” was reprinted in Scientific American (Jul. 19, 2018).
Professor Watson is a member of the HEALTH EQUITY IN AMERICA NATIONAL ADVISORY COUNCIL, John Hopkins University Press & Health Equity Leadership & Exchange Network (HELEN), 2018.

Professor Watson prepared an AMICUS BRIEF ON BEHALF OF DEANS, CHAIRS, AND SCHOLARS IN SUPPORT OF PLAINTIFFS, STEWART V AZAR, 13 F. Supp. 3d 237 (D.D.C. 2018), support of plaintiff’s claims challenging HHS’s approval of Section 1115 waiver to allow Medicaid work requirements and an AMICUS BRIEF ON BEHALF OF DEANS, CHAIRS, AND SCHOLARS IN SUPPORT OF PLAINTIFFS, STEWART V AZAR II, CIVIL ACTION NO. 1:18-CV-01900 (D.D.C. 2018), support of plaintiff’s claims challenging HHS’s approval of Section 1115 waiver to allow Medicaid work requirements.


Professor Yearby is the Co-Principal Investigator, Using Law and Policy to Address Discrimination and Create Healthier and More Equitable Communities, Robert Wood Johnson Foundation Policies for Action Research Hub (semi-finalist 2018). She is a Research Consultant and Board Member, Investigating Conceptions of Health Equity and Barriers to Making Health a Shared Value, Robert Wood Johnson Foundation grant (2017 – present).

Professor Yearby is the Co-Founder, Institute for Healing Justice and Equity, July 2018 – present and Co-Director, Center for Equity, July 2018 – present.

SETON HALL LAW SCHOOL

Seton Hall Law’s Center for Health & Pharmaceutical Law & Policy continues to focus on ethical and compliance issues emerging from marketing and sale of drugs and devices; the rights of individuals with disabilities, behavioral health disorders, and cognitive impairments; on regulations governing human subject research; and on the complex issues surrounding opioid addiction. We also continue to produce White Papers, provide technical assistance to state regulatory agencies, and expand our global compliance training programs to some of the most
challenging markets. The Law School’s Institute for Privacy Protection works in tandem with the Center for Health to produce scholarship and address the continually evolving challenges related to privacy preservation.

New Faculty Hiring

Seton Hall Law is pleased to announce that Jacob T. Elberg, who has served since 2013 as Chief of the U.S. Attorney’s Office for the District of New Jersey’s Health Care & Government Fraud Unit, has accepted a full-time faculty position of Professor of Law beginning in January 2019. For the past two years, Mr. Elberg taught the Health Care Fraud and Corruption seminar as an Adjunct Professor at Seton Hall Law. In March 2018, Seton Hall Law’s health law program enhanced its health law faculty by welcoming Dr. Laura C. Hoffman as an Assistant Professor of Law and Faculty Researcher. Professor Hoffman holds a S.J.D. in Health Law and Policy from Loyola University Chicago School of Law.

Grant Funding

The Pharmaceutical Compliance Forum, an organization of life sciences company compliance professionals, provided a grant to the Center for Health to weigh in on the perennial debate about the place of compliance within the corporate organization. The resulting white paper, co-authored by Seton Hall Law Dean Kathleen M. Boozang and Associate Dean Timothy Glynn, entitled “The Role and Place of Compliance within Life Science: The Imperative of Chief Ethics and Compliance Officer Independence,” will be published by the end of 2018. Professor Tara Adams Ragone received grant funding for the Center for Health by leading a project for the Michigan Health Information Network Shared Services (MiHIN). MiHIN is a nonprofit organization created for the purpose of coordinating and building bridges between healthcare providers throughout the state. The project analyzed Michigan laws and regulations related to sharing health information between and among physical and behavioral health providers. Professor Ragone developed a white paper summarizing her analysis and presented the preliminary findings at a one-day legal workshop in Michigan in June 2018. The Nicholson Foundation awarded a substantial grant to Seton Hall Law health law professors John V. Jacobi and Tara Adams Ragone for the project entitled “Consultation and Regulatory Implementation Assistance in Furtherance of Behavioral Health Integration for the New Jersey Departments of Health and Human Services.” This sixteen-month grant will fund Seton Hall Law School to provide assistance to the New Jersey Departments of Health and Human Services to create a regulatory framework to support the delivery of integrated care in New Jersey.

Conferences/Symposiums

In February 2018, the Center for Health held a conference organized by Seton Hall Law health law professors John V. Jacobi and Tara Adams Ragone titled “Opioids: Care Coordination, Transitions, and Engagement”. The conference, which was co-sponsored by the Legislative Journal and Seton Hall Circuit Review, brought together policymakers, caregivers, and advocates from New Jersey and other states to discuss innovative programs that seek to stem the tide of opioid addiction and overdoses by implementing strategies to connect patients to care across the continuum. The keynote speaker was New Jersey Attorney General Gurbir S. Grewal. Based on the dialogue that emerged from the February 2018 conference on opioid addiction, the Center for Health decided to further explore the issue of race and the opioid crisis through a symposium held in November 2018 titled “Race and the Opioid Crisis: History and Lessons,” co-presented by the Seton Hall Law Review. This symposium included legal, medical, and social science experts who addressed the issue of health disparities, disparate treatment of those suffering from addiction, and lessons for advancing racial justice in areas including criminal justice and gender equality. In November 2018, Seton Hall’s Center for Health, the Hackensack Meridian School of Medicine at Seton Hall University, and the American Society of Law, Medicine & Ethics sponsored an all-day symposium sponsored an all-day symposium titled “Reimagining Human Subject Protection for the 21st Century: A Critical Assessment of the Revised Common Rule” led by Seton Hall Law health law professor Carl H. Coleman, which explored amendments to the regulations governing human subject research conducted or supported by 15 federal agencies, most of which are scheduled to go into effect in early 2019.

Compliance Programming

In February 2018, the Center for Health hosted its annual Diversity in the Compliance Profession program which focused on Building Diverse Compliance Teams. Additionally, in February 2018, the Center for Health, in conjunction with Porzio, Bromberg & Newman, P.C. and Porzio Life Sciences, LLC, hosted a Life Sciences Compliance and Cybersecurity Forum that focused on issues of cybersecurity, privacy, and transparency. The U.S. Healthcare Compliance Certification Program (HCCP), which has been offered twice a year at Seton Hall Law since 2004, took place on June 11-14, 2018 and again on October 8-11, 2018. This year, Seton Hall Law also offered an advanced supplemental day to its flagship program, HCCP PLUS, on June 15th and October 12th, which focused on data analytics, metrics and measurement, and the value of compliance. On the healthcare compliance front, Seton Hall Law offers annual or bi-annual Healthcare Compliance Certificate programs in Europe, Asia, and Latin America. These programs educate compliance professionals on the evolving regulatory framework affecting life sciences companies conducting business around the world. The international compliance program offerings will be expanding in 2019 to include a new Middle East-focused program. In October 2018, Seton Hall Law’s Center for Health and Mayer Brown collaborated to present a symposium on the up-and-coming legal issues and trends impacting the life sciences industry. The symposium

"PROGRAM AND FACULTY NEWS"

SETON HALL LAW SCHOOL (continued)
SETON HALL UNIVERSITY SCHOOL OF LAW (continued)

addressed a number of contemporary topics, including how to respond to ever-growing cybersecurity threats and dangers; how to handle acquisition of new drug products and returns on investment; how AI, blockchain, and automation will impact life sciences; and how to conduct internal investigations in light of the #MeToo movement.

Fostering Health Law and Policy Scholarship Development

The Center for Health continued to promote the development of outstanding health law and policy scholarship by hosting its Second Annual Regional Health Law Works-In-Progress Retreat in February 2018. The retreat brought together health law scholars for an in-depth discussion of papers on the opioid crisis, informed consent, health insurance benefit design, federal jurisdiction over the human body, and perceptions of protection under anti-discrimination laws. The Center for Health looks forward to hosting its Third Annual Regional Health Law Works-In-Progress Retreat in February 2019.

Health Law Faculty Presentations at ASLME

In June 2018, Seton Hall Law’s health law program was well represented at the 41st Annual Health Law Professors Conference presented by the American Society of Law, Medicine & Ethics (ASLME) and Case Western Reserve University School of Law held in Cleveland, Ohio. Seton Hall Law health law professors John V. Jacobi, Carl H. Coleman, Tara Adams Ragone, and Solangel Maldonado all delivered presentations on their respective health law and policy research during the conference.

2018 preLaw Magazine “A” Rating in Health Law

We are proud that Seton Hall Law School achieved an “A” rating in the Back to School 2018 issue of the prelaw Magazine as a premier law school for students and professionals interested in pursuing opportunities in health law careers.

Health Law Forum

Seton Hall Law continues to demonstrate a strong commitment to and passion for health law within the law school community through the active involvement of its students. The Health Law Forum is a student run organization with a primary focus on topics related to health law and healthcare compliance. During the 2018-19 academic year, the Health Law Forum will produce an online law journal known as Health Law Outlook, which will feature articles written and edited by its members that will explore current health law and policy issues. Additionally, the Health Law Forum will host and sponsor a number of events and activities throughout the academic year to create awareness, promote thoughtful discussion and reflection, and encourage interest in careers in health law.

Medical-Legal Partnership

The Seton Hall Law Medical-Legal Partnership, led by Professor Katherine L. Moore, is set to begin in the Spring 2019.

Institute for Privacy Protection

The Institute for Privacy Protection at Seton Hall Law recently launched an innovative school outreach program and curriculum that partners with parents and educational leaders to raise awareness about personal privacy and social media. The Institute’s curriculum focuses on elementary and middle school children in New Jersey and New York and highlights topics such as reputational impact, advertisements and content choice, with a focus on balancing time spent on screens and time spent offline. The curriculum was designed by the Privacy Institute’s faculty and is taught by the Institute’s law student fellows. The program has appeared in features by the Washington Post, CBS Morning News and Commons Sense Media. In April 2018, the Institute for Privacy Protection co-sponsored a conference with the Gibbons Institute of Law, Science & Technology titled “Artificial Intelligence and the Law”. Scholars, legal practitioners, and policymakers have begun to consider pressing issues raised by artificial intelligence technologies including their impact on health issues. Speakers included Nicholson Price, Assistant Professor of Law, University of Michigan School of Law who presented “Regulating Black-Box Medicine,” and Mason Marks, Visiting Fellow, Information Society Project, Yale Law School, who presented “The Legal Duties of Social Media Conducting AI-Mediated Health Analytics”. This conference brought together technologically-literate lawyers, policymakers, advocates, and academics across disciplines and sectors to discuss possible solutions grounded in law, administrative policy, or organizational practice. In October 2018, the Institute for Privacy Protection hosted a workshop on Kids’ Technology Over-Use. It convened experts in the areas of technology design, corporate activism, mental health, education, public advocacy and law to address kids’ excessive use of technology.

Notable 2018 Center for Health & Pharmaceutical Law & Policy Events

Celebrating Diversity in the Compliance Profession, February 1, 2018, Newark, NJ
Second Annual Regional Health Law Works-in-Progress Scholarship Retreat, February 9, 2018, Newark, NJ
Life Sciences Compliance and Cybersecurity Forum, February 16, 2018, Newark, NJ (co-sponsored by Porzio, Bromberg, & Newman, P.C. and Porzio Life Sciences, LLC), Newark, NJ
Seton Hall Law conference, “Opioids: Care
SETON HALL UNIVERSITY SCHOOL OF LAW (continued)


FACULTY NEWS

Gaia Bernstein, Michael J. Zimmer
Professor of Law; Director, Institute for Privacy Protection; Co-Director, Gibbons Institute for Law Science and Technology, reports this publication: The Over-Users: Happiness, Technology Addiction and the Power of Awareness (book project in progress).


Professor Bernstein spear-headed and co-developed a school outreach program for students and parents about privacy and technology over-use, which was featured in the Washington Post, CBS Morning News and Common Sense Media ♦ Organized and led an inter-disciplinary workshop on Kids Technology Over-Use.


Professor Coleman was a consultant to World Health Organization on the 11th Revision of the International Classification of Diseases (ICD-11) and on a project to develop guidance on ethical issues in managing vector-borne diseases. He is a member, The Consortium to Advance Effective Research Ethics Oversight (AAERO), a new initiative coordinated by the University of Pennsylvania, Department of Medical Ethics & Health Policy.

Laura Hoffman, Assistant Professor of Law and Faculty Researcher, reports this upcoming publication: Spring 2019, Nova Law Review titled “Telehealth, Children, & Pediatrics: Should the Doctor Make House Calls Again, Digitally?”

Tara Adams Ragone, Assistant Professor of Law, reports this publication: Integrating Physical and Behavioral Health Care in Michigan: State Laws and Regulations Impacting the Ability to Share Health Information among Treatment Providers, Michigan Health Information Network Shared Services (May 2018) (White Paper made possible through funding from the Michigan Department of Health and Human Services) (public release pending).


Professor Ragone received a grant from the Michigan Health Information Network Shared Services (MiHIN) to analyze Michigan laws and regulations related to sharing health information between and among physical and behavioral health providers. She received additional grant from The Nicholson Foundation, along with Professor John Jacobi, to continue work with the New Jersey Departments of Health and Human Services to facilitate the integration of behavioral and physical health care in outpatient settings in the state.

Professor Ragone served on a number of advisory committees, including the New Jersey iPHD Advisory Committee; ClearHealth Quality Institute Mental Health Parity Accreditation Program’s Parity Standards Committee, and the Good Care Collaborative’s Steering Committee. Faculty Supervisor of the Health Law Semester in Washington, D.C. Program.
SUFFOLK UNIVERSITY LAW SCHOOL

Nancy J. Altman was the Health Law and Public Policy Forum speaker at Suffolk University Law School on November 8, 2018, speaking on the topic of her most recent book, “The Truth About Social Security: The Founders’ Words Refute Revisionist History, Zombie Lies, and Common Misunderstandings. Altman is the Co-Director, Social Security Works, Co-Chair, Strengthen Social Security Coalition, and a member of the Social Security Advisory Board. Altman is the Chair of the Board of Directors of the Pension Rights Center and received the Robert M. Ball Award for distinguished contributions to the field of social insurance from the National Academy of Social Insurance in June 2018.

Free registration || Save the Date: Telehealth Symposium: Journal of Health & Biomedical Law

On April 11, 2019, Suffolk law students are bringing together experts on telehealth to assess the legal implications of remote administration of medicine, cutting-edge medical robotics, and related topics.


Professor Boonin taught a new course, “Mental Health and Disability Law in a Comparative Context,” with faculty at the National University of Ireland in Galway as part of Suffolk’s summer study program. The course focused on comparative legal approaches to alleged “incapacity” and decisional autonomy.

Renee M. Landers, Professor of Law and Faculty Director, Health and Biomedical Law Concentration, reports this publication: Landers, Renée M., “Practicing Dialogues about Difference: Using Multiple Perspectives in Teaching the Fourteenth Amendment,” 62 ST. L. U. L.J. 701 (Spring 2018) •


On November 2, 2018, Prof. Renée M. Landers was named a Fellow of the ABAs Section of Administrative Law & Regulatory Practice in Washington, D.C., for her many years of devoted service to administrative law. During her sabbatical in fall 2018, Renée M. Landers is serving as the Distinguished Visiting Fellow at the National Academy of Social Insurance in Washington, D.C. She is working with Academy staff and members on policy analyses and study panel reports examining ways to improve the social insurance policies on Social Security, family and caregiver leave, assured income, and other issues.


SOUTHERN UNIVERSITY LAW CENTER

FACULTY NEWS

Deleso Alford, Visiting Law Professor, presented: (Her)story & (His)tory: A Perspective on the Narrative of Medical Gynecology in Pursuit of Cultural Competence and Health Equity Speaker, Lunch and Learn co-sponsored by University Central Florida (UCF) Student National Medical Association, the American Medical Women’s Association, and the Office of Diversity and Inclusion, UCF College of Medicine Lake Nona, FL (October 19, 2018).
PROGRAM AND FACULTY NEWS

TEMPLE UNIVERSITY BEASLEY SCHOOL OF LAW

The Center for Public Health Law Research continues to expand its work and reach. In January 2018, it hosted the first conference on policy surveillance, convening nearly 50 invited experts from the US and abroad to discuss the field and its future (http://phlr.org/january-2018-policy-surveillance-conference).

The Center continues to develop its vast database of policy surveillance resources. Its website, LawAtlas.org, is now home to more than 80 distinct legal datasets. This year, we published 20 new or updated datasets on housing law, reproductive rights, e-cigarette laws, syringe exchange and possession laws, youth sports concussion laws, food safety laws (cottage foods), substance use disorder and civil commitment laws, and laws and policies that support breastfeeding, among others.

The Center has trained more than 600 US- and internationally-based professionals in our methods, and is launching the first certificate program for public health law research with the Temple University College of Public Health.

Work with the CDC Public Health Law Program, the Network for Public Health Law, and ChangeLab Solutions continues to yield significant resources for the field, including the Legal Epidemiology Center in the Public Health Law Academy (https://www.changelabsolutions.org/public-health-law-academy), the Five Essential Public Health Law Services, and a project providing technical assistance to local-level public health departments interested in policy surveillance and scientific legal mapping.

FACULTY NEWS


UC HASTINGS COLLEGE OF LAW

The UCSF/UC Hastings Consortium on Law, Science and Health Policy proudly welcomed it’s third cohort into the Masters of Science in Health Policy and Law this fall.
PROGRAM AND FACULTY NEWS

UC HASTINGS COLLEGE OF LAW (continued)

The Consortium’s web-based resource The Source on Healthcare Price and Competition (sourceonhealthcare.org) launched its new look in August with lots of upgrades in content (a new pharmaceuticals page) and user experience! While continuing to track legislation and litigation developments in all 50 states related to health care price and competition, we are also in the process of building a searchable, dynamic database of State Laws Impacting Cost and Quality in Healthcare (The SLICQH Database). Look for it in early Summer 2019!

The ABA published the Advance Directives: Counseling Guide for Lawyers, which was developed by a team that included experts from the ABA Commission on Law & Aging, the UCSF/UC Hastings Consortium, the American Academy of Hospice and Palliative Medicine, and The John A. Hartford Foundation. The guide is designed to help close the gap between the legal practice of advance care planning, and the clinical realities of end of life care.

UC Hastings also hosted this year’s Baby Market’s Roundtable, which was co-chaired by Consortium-affiliated Professor, Radhika Rao. The Baby Markets Roundtable brought together an interdisciplinary group of scholars, policy-makers, civil society advocates, journalists, activists, and others to examine the myriad ways in which families are created, shaped, formed, and regulated. The discussions addressed the role and status of the child, mother, father, surrogate, grandparents, and the state in the creation and deconstruction of the family.

FACULTY NEWS


Professor Greaney testified at the California Department of Insurance hearings on CVS/Aetna Merger, San Francisco (September 2018).


**UNC SCHOOL OF LAW**

**FACULTY NEWS**

**Joan Krause,** Dan K. Moore Distinguished Professor of Law, reports this publication: “Real World Evidence in the Real World: Beyond the FDA” (with Richard S. Saver), 44 AM. J.L. & MED. 161 (2018).


Professor Saver presented Real World Evidence in the Real World: Beyond the FDA, 21st Century Cures Act Symposium, BU Law School (with Joan Krause).

Professor Saver was the PI on awarded grant from NCSHCA: Resource for Access to Medical Services.

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**UNLV HEALTH LAW PROGRAM, UNLV WILLIAM S. BOYD SCHOOL OF LAW & UNLV SCHOOL OF COMMUNITY HEALTH SCIENCES**

**Upcoming 2019 Events**

Our annual health law symposium will be held on February 22 with “Making the Affordable Care Act Affordable: How Can We Contain Healthcare Costs?” We will round out our 2018-2019 Health Law Speakers Series by hosting Michelle Oberman, Professor of Law, Santa Clara University School of Law – “Her Body, Our Laws: On the Front Lines of the Abortion War” (April 2).

**2018 Events**

Nevada Population Health Conference 2018, an annual conference co-sponsored by the UNLV Health Law Program and many community partners, including United Healthcare, Holland & Hart, the Schools of Medicine at UNLV and University of Nevada, Reno, the Nevada Public Health Association, the Nevada State Medical Association, and other major health organizations held in Las Vegas, NV (November 30) • Health Law Lecture: “Consumer Financial Protection in Healthcare,” Erin C. Fuse Brown, JD, MPH Associate Professor of Law, Georgia State University College of Law (October 3) • Health Law Lecture: “Information, Healthcare, and the Internet Age,” George Loewenstein, PhD, the Herbert A. Simon University Professor of Economics and Psychology and Co-Director of the Center for Behavioral Decision Research, Carnegie Mellon University (April 17) • Health Law Symposium: Battling the Opioid Epidemic: Critical Insights from Healthcare and Law. This day-long event brought together leading experts to discuss the science of addiction and model policy reforms in Nevada, other states, and other countries (February 23).

**CLE: SUSTAINED:** Good Samaritan Immunity and Setting Up NRS 453C (February 22) designed to understand Nevada’s 2015 Good Samaritan Drug Overdose Act.

Health Law Lecture: “Fracking Healthcare,” William M. Sage, MD, JD, James R. Dougherty Chair for Faculty Excellence, University of Texas School of Law (February 1).

**FACULTY NEWS**

**Max Gakh,** Assistant Professor, School of Community Health Sciences, Associate Director, UNLV Health Law Program reports these publications: Maxim Gakh, Karen Callahan, Aaliyah Goodie & Lainie Rutkow, How Have States Used Executive Orders to Address Public Health? J. PUB. HEALTH MANAGEMENT & PRAC. (forthcoming 2018), doi: 10.1097/PHH.0000000000000802 • Amit Suneja, Maxim Gakh & Lainie Rutkow, Burdens and Management of Non-Communicable Diseases After Earthquakes and Tsunamis. 16 HEALTH SEC. 30 (2018).

3 LATIN AMER. LEG. STUD. (2018) http://lals.uiuc.edu/index.php/rld/article/view/38 (can be downloaded in English or Spanish) 

Professor McGinley presented “Schools as Training Grounds for Harassment”, Chicago Legal Forum, University of Chicago, Chicago, IL. (November 2018) 
* “Gender and Culture in Legal Workplaces: A Chilean Case Study” (Guest Lecturer), UNLV Boyd Law Course on The Global Workplace, Las Vegas, NV (September 2018) 
* “Sexual Harassment in the Workplace: Lessons from Hollywood” (Panelist), UNLV College of Fine Arts, Fall 2018 Symposium, Las Vegas, NV (September 2018) 
* “La Ley del Acoso Sexual en Los Estados Unidos” (Visiting Foreign Professor), Universidad Adolfo Ibáñez, Santiago, Chile (August 2018) 
* “Gender and Culture in Legal Workplaces: A Chilean Case Study” (Panelist), Law & Society Annual Meeting, Toronto, Canada (June 2018) 
* Feminist CRN, Law & Society Annual Meeting (Moderator and Commentator), Toronto, Canada (June 2018) 

David Orentlicher, The Cobeaga Law Firm 
Professor, Co-Director, UNLV Health Law Program reports these publications: Mark Hall, David Orentlicher, Mary Anne Bobinski, Nicholas Bagley and I. Glenn Cohen, HEALTH CARE LAW AND ETHICS (9th ed., Wolters Kluwer 2018) 
* Supreme Court Reform: Desirable—and Constitutionally Required, 92 S. CAL. L. REV. POSTSCRIPT (forthcoming 2018) 
* Law, Religion, and Health Care, 8 UC IRVINE L. REV. 617 (2018) 

Professor Orentlicher presented “Supreme Court Reform: Desirable—and Constitutionally Required,” AALS Annual Meeting, New Orleans, LA (January 3, 2019) 
* “The Changing Legal Climate for Physician Aid in Dying,” American College of Physicians Nevada Chapter Annual Meeting, Las Vegas, NV (October 20, 2018) 

Stacey A. Tovino, Judge Jack and Lulu Lehman Professor of Law, Founding Director, UNLV Health Law Program, reports these publications: Going Rogue: Mobile Research Applications and the Right to Privacy (forthcoming) 
* Big Health Data: Velocity, Volume, and Variety (forthcoming) 
* A Right to Care, 70 ALA. L. REV. ___ (forthcoming) 
* A Timely Right to Privacy, 103 IOWA L. REV. ___ (forthcoming) 
* Fraud, Abuse, and Opioids, U. KAN. L. REV. ___ (forthcoming) (invited symposium) 
* A Florida Focus: Responding to Mobile Application-Mediated Research, NOVA L. REV. ___ (forthcoming) (invited symposium) 
* Rewriting Lisa M. v. Henry Mayo Newhall Memorial Hospital, in FEMINIST JUDGMENTS: REWRITTEN TORT OPINIONS ___ (Martha Chamallas &
UNLV HEALTH LAW PROGRAM, UNLV WILLIAM S. BOYD SCHOOL OF LAW & UNLV SCHOOL OF COMMUNITY HEALTH SCIENCES (continued)


UNIVERSITY AT BUFFALO, STATE UNIVERSITY OF NEW YORK

FACULTY NEWS

Danielle Pelfrey Duryea, Assistant Dean for Interprofessional Education & Health Law Initiatives (2017); Director, Health Justice Law & Policy Clinic; Associate Director, UB Center for Successful Aging (2017) reports that under her leadership, the University at Buffalo School of Law is reestablishing its J.D. health law concentration and developing a health law program that will include innovative partnerships with UB’s Jacobs School of Medicine & Biomedical Sciences. LegalCare at Roswell Park, the UB Health Justice Clinic’s medical-legal partnership with our top-50 comprehensive cancer center, is entering its fourth year of operation with certified student-attorneys onsite at the hospital five days a week during the academic year.

UNIVERSITY OF ARIZONA JAMES E ROGERS COLLEGE OF LAW

University of Arizona Law launches new graduate certificates in Health Law. The online certificate programs allow working professionals to gain specialized legal knowledge and training to help navigate complex legal issues in the health care industry. Each program is accepting applications for courses that will begin in January 2019. Coursework for either certificate can be completed in less than one year, and all credits may be applied to a Master of Legal Studies degree.
UNIVERSITY OF ARIZONA JAMES E ROGERS COLLEGE OF LAW (continued)

Graduate Certificate in Regulatory Science

Offered in collaboration with the University of Arizona College of Pharmacy and the nonprofit Critical Path Institute (C-Path), the online Graduate Certificate in Regulatory Science provides students with the knowledge and tools to bridge the path from early discovery and development to bringing medical products to market. Courses feature an in-depth focus on policies, ethics, and regulations covering pre-clinical trials and post-marketing responsibilities.

Graduate Certificate in Health Law for Health Professionals

This program provides a 360-degree view on the practice and delivery of how health care is regulated. Our goal is to help current and future health professionals understand the laws and regulations in their work setting in order to know how to innovate and improve outcomes to better meet patient needs. As part of the program, students will study federal laws and regulations, along with scope of practice licensing requirements, that govern health professionals. In collaboration with industry experts, we also address emerging trends in health care from an ethical and legal perspective, such as advances in health IT with decision support methods, information exchanges and the growing use of telemedicine. More information: Visit: https://law.arizona.edu/health-law-certificates. Contact the program at: law-health@email.arizona.edu. Application deadline: Dec. 15, 2018.

FACULTY NEWS

Tara Sklar, Professor of Health Law and Director, Graduate Health Sciences Programs, reports these publications:

Characteristics of Lawyers Who are Subject to Complaints and Misconduct Findings, 15 J. Empirical Legal Stud. (forthcoming 2018) (co-author, with Yamna Taouk et al.)


Professor Sklar presented Preparing to Age in Place: The Role of Medicaid Waivers in Elder Abuse Prevention. Beazley Symposium on Health Law and Policy, Loyola University Chicago School of Law, November 16, 2018

Vulnerability to Legal Misconduct: Qualitative Study of Problem Lawyers and Their Clients in Australia. ASLME Health Law Professors Conference, Case Western Reserve University, June 8, 2018.

UNIVERSITY OF CONNECTICUT SCHOOL OF LAW

FACULTY NEWS

John Aloysius Cogan Jr., Associate Professor of Law and Roger S. Baldwin Scholar, reports this publication: Does Small Group Health Insurance Deliver Group Benefits? An Argument in Favor of Allowing the Small Group Market to Die, 93 Wash. L. Rev. 1122 (2018).

UNIVERSITY OF GEORGIA SCHOOL OF LAW

FACULTY NEWS

Elizabeth Weeks, Associate Dean for Faculty Development (recent appointment, effective July 2018) & J. Alton Hosch Professor of Law, reports these publications:


Professor Weeks is the Women’s Leadership Fellow, University of Georgia, 2018 – 2019 Public Service and Outreach Fellow, University of Georgia, 2017 – 2018.

Professor Weeks reports these professional activities Authors’ Workshop, Feminist Judgments: Rewritten Health Law Opinions, Indiana University Robert H. McKinney School of Law, Indianapolis, IN, Dec. 4, 2018 Conference Convener and Senior Commenter, Southeastern Junior-Senior Faculty Workshop, University of Georgia School of Law, Athens, GA, Oct. 26 – 27, 2018 Workshop Convener and Presenter, One Child Town: The Health Care Argument for Saving Rural America, University of Georgia-Emory Summer Faculty Workshop, University of Georgia School of Law, Athens, GA, Aug. 2, 2018 Co-editor and Contributing Editor, JOTWELL, Health Law Section.
Robin Fretwell Wilson, Roger and Stephany Joslin Professor of Law, co-edited a special issue of the Journal of Law, Ethics and Medicine called “The Medicalization of Poverty” (Fall 2018). It includes articles on a wide range of legal and medical issues and features Professor Wilson’s article “Moving Beyond Marriage: Healthcare and the Social Safety Net for Families.” The other contributors can be found here. They include David Orentlicher (University of Nevada Las Vegas) “Healthcare, Health and Income,” Honorable Tommy Thompson (former Secretary of Health and Human Services) “Reflections on Bipartisan Solutions to Addressing Poverty,” Marissa Levine (University of South Florida College of Public Health and former Virginia State Health Commissioner) “Intentionally Designing Communities for Health and Well-Being: A Vision for Today.”

The articles in the issue began as presentations for a Medicalization of Poverty conference at the University of Illinois organized by Professor Wilson and co-hosted by the Epstein Health Law and Policy Program at the University of Illinois, the Carle health system, the University of Virginia Department of Public Health Sciences, the University of Virginia School of Medicine Center for Biomedical Ethics and Humanities, the Carl R. Woese Institute for Genomic Biology at the University of Illinois at Urbana-Champaign, the College of Business at the University of Illinois at Urbana – Champaign, the Carle Illinois College of Medicine, and MedAxiom.

Professor Wilson has also recently published a book (enter code RWWILSON2018 for 20% discount), The Contested Place of Religion in Family Law which includes a number of chapters on related to health law issues, such as contraception, circumcision, end of life decision-making, and vaccinations.


Professor Wilson has a forthcoming piece Being Transgender in the Era of Trump: Compassion Should Pick Up Where Science Leaves Off, 8 U.C. IRVINE LAW REVIEW 583 (forthcoming 2018). This piece explores the public health implications of failing to protect transgender persons from discrimination.

UNIVERSITY OF MARYLAND SCHOOL OF LAW

Law & Health Care Program
Year in Review
January 2018-December 2018

7th Annual Health Law Regulatory and Compliance Competition, February 17, 2018

The Law & Health Care Program held the 7th Annual Health Law Regulatory and Compliance Competition on Saturday, February 17, 2018 at the law school. This year, eleven teams participated including: American University Washington College of Law, DePaul University College of Law, Georgia State University College of Law, The George Washington University Law School (2 teams), Hamline University School of Law, Loyola University Chicago School of Law, Saint Louis University School of Law, University of Maryland Carey School of Law – 2 teams

Microbiota Transplantation Working Group Meeting #4 February 23, 2018

Professor Diane Hoffmann and co-investigators from the University of Maryland Schools of Law, Pharmacy and Medicine hosted the final meeting of the Microbiota Transplantation Working Group on February 23, 2018. The meeting was the fourth in a series of meetings supported by Professor Hoffmann’s NIH-funded project, Microbiota-Transplantation: Recommendations for a Regulatory Framework.

The Stuart Rome Lecture March 8, 2018

On March 8, 2018, the Law & Health Care Program held the and the Center on Drugs and Public Policy at the University of Maryland School of Pharmacy co-hosted the 2018 Rome Lecture & Panel, “Drug Pricing and Prospects.” The Stuart Rome Lecture was established in 1984 to honor the memory of Stuart Rome, a prominent health law attorney in the Baltimore Area. This year’s lecture was delivered by Aaron Kesselheim, MD, JD, MPH, Director of the Program on Regulation, Therapeutics and Law in the Division of Pharmacoepidemiology & Pharmacoeconomics, Department of Medicine, Brigham and Women’s Hospital and Associate Professor of Medicine at Harvard Medical School.

Dr. Kesselheim’s lecture was followed by a panel of experts on pharmaceutical drug pricing including: Frank Palumbo, JD, PhD, Professor, Pharmaceutical Health Services Research and Executive Director of the Center on Drugs and Public Policy at the University of Maryland School of Pharmacy, Joshua Auerbach, Esq., Special Assistant & Senior Litigation Counsel, Maryland Office of the Attorney General, William V. Padula, PhD, MS, MSc, Assistant Professor, Department of Health Policy & Management, Johns Hopkins Bloomberg School of Public Health, Ameet Sarpatwari, JD (’13), PhD, Instructor in Medicine at Harvard Medical School and Assistant Director, Program
PROGRAM AND FACULTY NEWS

on Regulation, Therapeutics and Law in the Division of Pharmacoepidemiology & Pharmacoeconomics, Department of Medicine, Brigham and Women’s Hospital.

Journal of Health Care Law & Policy Celebrates 20th Anniversary March 8, 2018

The Journal of Health Care Law & Policy celebrated its 20th Anniversary with a dinner attended by faculty, current student editors and alumni. The night was highlighted by recollections from faculty on the Journal’s history and accomplishments and from alumni on their experiences working on the student-led publication.

Law & Health Care Program - Johns Hopkins Berman Institute of Bioethics Faculty Retreat

On April 11, 2018, faculty from the Law & Health Care Program participated in a collaborative retreat with faculty from the Johns Hopkins Berman Institute of Bioethics. Although L&HCP faculty members Prof. Karen Rothenberg and Prof. Leslie Henry have held affiliate faculty appointments at the Berman Institute for many years, the retreat marked the first time that faculties from both programs had the opportunity to discuss current research interests. The day’s schedule included brief presentations from faculty on their research in the areas of new and emerging technologies, infectious diseases, and opioids and pain. The presentations focused on the relationship of the different topic areas to issues of justice and the identification of research questions that would benefit from interdisciplinary collaboration.

Trump & the ACA: A Panel Discussion on the Multi-City Litigation

On October 25, 2018, the Law & Health Care Program held a panel discussion on the multi-city lawsuit brought against the Trump Administration for failure to implement the Affordable Care Act. Panelists included Andre M. Davis ’78, Baltimore City Solicitor (a party to the law suit); Vincent DeMarco, President, Maryland Citizens’ Health Initiative; and Mark Graber, University System of Maryland Regents Professor, Maryland Carey Law. Prof. Diane Hoffmann moderated the panel.

In the Aftermath of Hurricane Maria: A Year in the Life of Puerto Rico (Co-Sponsored by the Law & Health Care Program)

October 26, 2018

Along with the law school’s Latinx Law Students Association, the Law & Health Care Program -sponsored a symposium focused on the massive impact Hurricane Maria has had on Puerto Rico. Faculty from the Maryland Carey School of Law, University of Puerto Rico School of Law and the Inter-American University of Puerto Rico School of Law were joined by professional experts to discuss the health, environmental, and constitutional implications of the natural disaster.

Fifth Annual Interprofessional Forum on Ethics and Religion in Health Care:

Exploring Mental Health from a Trauma-Informed Care Lens, Thursday, Nov. 8 In collaboration with a number of organizations and schools at UMB, the Maryland Healthcare Ethics Committee Network, an initiative of the Law & Health Care program, presented its Fifth Annual Interprofessional Forum on Ethics and Religion in Health Care: Exploring Mental Health from a Trauma-Informed Care Lens.

Sept. 26 - 27, 2019 How Law informs bioethics and how bioethics informs law (co-sponsored with the Berman Institute). More information will be forthcoming.

FACULTY NEWS

Diane Hoffmann, Jacob A. France Professor of Health Law and Director, Law & Health Care Program, reports these publications: Diane Hoffmann et al., Improving Regulation of Microbiota Transplants, 358 SCIENCE 1390 (2017) ♦ Diane Hoffmann et al., Will the FDA’s Approval of Epidiolex Lead to Rescheduling Marijuana?, HEALTH AFF. BLOG (July 12, 2018), https://www.healthaffairs.org/do/10.1377/hblog20180709.904289/full/.


Professor Hoffmann received a $50,000 grant from Dr. Leslie Glickman to develop a new legal theory and practice course in collaboration with the University of Malawi College of Law that will focus on public health, environmental and human rights. The course will combine both a classroom component where the University of Maryland School of Law and University of Malawi faculty will co-teach via skype and students at both schools will work on a law project in Malawi that uses the law to improve public health, the environment and human rights.

Professor Hoffmann was invited to become a member of the Executive Committee of the University of Maryland Center to Advance Chronic Pain Research.
The Center for Law & Biomedical Sciences (LABS) at Utah is continuing to have exciting years of growth. Now in our third year as an official center, we have five faculty pursuing a wide variety of research, innovative teaching, and service in the areas of bioethics, health law, health and human rights, disability, privacy, personalized medicine, and intellectual property law. A highlight of our program is our twelve full funding law student fellows. Our students prepare preliminary patent applications for student inventors at the University, publish their health and human rights, disability, privacy, personalized medicine, and intellectual property law. A highlight of our program is our twelve fully funded law student fellows. Our students prepare preliminary patent applications for student inventors at the University, publish their own research engage in research with faculty, and participate in educational activities with medical students. Several of our students have competed successfully for national funding and internship opportunities. Katie Cox has a grant from the Social Security Administration to study the mismatch between accommodation needs for people receiving SSDI but seeking to return to work and legal protections for accommodations. Carlos Quijada received internships from the CDC and HHS in Atlanta and Maura Murphy received an internship from the NCAA in Indianapolis. We have recently sponsored conferences and colloquia on topics ranging from Targeted Regulation of Abortion Providers (TRAP) laws, to precision medicine, to regulatory failures and the problems of opioid addiction. This upcoming year, we will be continuing to pursue our goals of bringing law faculty and law students together with others in the University and the larger national community to develop innovative ways of improving the law as it relates to health policy, medicine, life sciences, biotechnology and bioethics.
Center programs this year include our co-sponsorship of the Utah Law Review annual symposium (Nov. 30, 2018), on “The Opioid Crisis: Paths Forward to Mitigate Regulatory Failure.” The symposium critically examines the failure of the pharmaceutical market, the subsequent inadequate regulatory response, and possible solutions as the nation moves forward in addressing the crisis. Scholars from around the country discuss the impact of regulation from the national and state level, the impact of addition on communities, and how public health research

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Professor Brown presented on this research to Utah Pathologists and Geneticists at their annual update in Park City in August, and at the World Congress on Psychiatric Genetics in Glasgow, Scotland, in October.


Professor George presented:

Amelia Rinehart, Professor of Law, continues to serve as associate dean for faculty research and development and has taken on in addition the responsibilities of co-chair of our law school’s dean search committee. Her E. Bement & Sons v. National Harrow Company: The First Skirmish Between Patent Law and the Sherman Act, 68 Syracuse L. Rev. 81 (2018), appeared in the Syracuse symposium on “Forgotten IP Cases.”

UNIVERSITY OF UTAH S. J. QUINNEY COLLEGE OF LAW (continued)


Patricia C. Kuszler, Charles I. Stone Professor of Law, presented Legal and Ethical Issues in the 21St Century, Hanain University, Hankou, China, Sept. 2017 • Legal Issues in Clinical Decision-making, Summer Seminar in Health Care Ethics, Seattle WA, Aug. 2018 • Integrating MJ/MLS Programs into Law Schools, McGeorge Law School, Sacramento, CA, March, 2108 • Emerging Legal Frontiers at the End of Life; Southeast University Law School, Nanjing, China, September, 2018.

Professor Kuszler reports these professional activities: Direct Health Law LLM and MJ Program at University of Washington • Member Graduate Programs Council, University of Washington.


Professor Price was the King County Bar Association, Outstanding Mentor Finalist, February 8, 2018.

Professor Price reports this professional activity: President, QLaw (LGBTQ) Bar Foundation of Washington, May 2017-May 2018 Board Member appointed by Washington Supreme Court, Washington State Access to Justice Board, October 1, 2018-present.
**WAKE FOREST UNIVERSITY**

**FACULTY NEWS**

**Mark A. Hall,** Professor of Law and Public Health reports these publications: New editions of Health Care Law and Ethics (Wolters, Kluwer/Aspen), and of related softbound divisions † Various white papers and substantive blog postings relating to the Affordable Care Act and health insurance regulation.

**Professor Hall is the Brookings Institution, Nonresident Senior Fellow in Economic Studies.**

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**WESTERN NEW ENGLAND UNIVERSITY SCHOOL OF LAW**

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**Professor Noah presented: Paper selected for presentation and discussion at the Controversies in Bioethics Seminar, Lehigh University, Bethlehem, PA (Apr. 13-14, 2018) (Comparative Perspectives on Surrogate Decision-Making: Lessons from Ontario) † Paper selected for presentation and discussion at the Seton Hall Health Annual Health Law WIP Retreat.**