

BOOKS AND ARTICLES

“Chapter 21: EMTALA,” *Representing Hospitals and Health Systems, Second Edition*, American Health Law Association, 2024 (co-author to update the Chapter for the new edition)

“Proposed Rules Implement Changes to Whole-Hospital Exception,” *Texas Lawyer*, August 23, 2010

“EMTALA: An Update on Call Coverage and Payments for Services to Undocumented Aliens,” *eSource*, American Bar Association, 2005

“EMTALA: Where we stand now--Background and Recent Regulatory and Statutory Changes,” *Health Law Handbook*, 2004 Edition, WestGroup (co-author)

Texas Medical Jurisprudence (co-editor), 1995-1998

Patient Rights and Professional Conduct Manual (co-author with Louise M. Joy and Lolly Lockhart, Ph.D., R.N.), 1994

The ABCs of IDS: A Primer on Managed Care Arrangements, Managed Health Care Issues for Travis County Attorneys (1997) (author)

“Assisted Suicide and Physician Liability,” *The Review of Litigation*, Vol. II, No. 3, Summer 1992

SPEECHES

The Vanishing Medical Staff: Reasons and Solutions, co-presenter with Kathy L. Poppitt, UT Law 35th Annual Health Law Conference, Houston, TX (2024)

Mental Health Crisis: A View from the Trenches, co-presenter with Lisa M. Frenkel, American Bar Association, Emerging Issues in Healthcare Law Conference, New Orleans, LA (2024)

Oncology College, co-presenter with Clay Countryman of three health law sessions during on-day conference (Provider Enrollment, Fraud & Abuse Laws, and Contracting), National Cancer Care Alliance, Las Vegas, NV (2024)

Protecting Your Client vs. Protecting Yourself - Where do the Ethics Rules Draw the Lines?, co-presenter with C. Joyce Hall, American Bar Association, Washington Health Law Summit, Washington, D.C. (2023)

Conversation with CMS - An update on provider survey and certification, co-presenter with David R. Wright (Director of CMS Quality, Safety, and Oversight Group), Texas Health Law Conference, Austin, TX (2023)

The Current Healthcare System and Pressures on Physicians, American Bar Association, Physicians Legal Issues/Healthcare Delivery Innovations Conference, Chicago, IL, moderator of

PRESENTATIONS AND PUBLISHED MATERIALS

presentation by Barbara L. McAneney, MD, AMA Former President (2023)

Medical Staff, Nursing Staff, and Patient Rights in a Post-COVID Apocalyptic World, co-presenter with Doug Wolford, UT Law 34th Annual Health Law Conference, Houston, TX (2023)

Ethics in the News, co-presenter with David Douglass, Taos Health Law Roundtable, Taos Ski Valley, NM (2023)

Governing Board: CMS Conditions of Participation, TJC and DNV 2022, Texas Rules & Expectations, webinar co-presenter with Laura A. Dixon, Texas Healthcare Trustees (2022)

Making Sense of Pandemic Changes: Regulatory Updates and Telehealth, co-presenter with Ryan D. Portwood, Taos Health Law Roundtable, Taos Ski Valley, NM (2022)

Post-COVID Environment in Healthcare Law, webinar co-presenter with Kathy Poppitt and William W. Horton, 2021 Healthcare Law Seminar sponsored by CLE Alabama (2021)

EMTALA Book Club: What is EMTALA?, webinar co-presenter with Jessica LaManna and Kirsten McAuliffe Raleigh, sponsored by the Health Law Section of the American Bar Association (2020)

A Million Ways to Die by EMTALA - Understanding AnMed and Other Recent Developments (Hint: They're All Dollars), co-presenter with Emily Black Grey, American Health Lawyers Association, Physicians and Hospitals Law Institute, San Antonio, TX (2019)

Hot Topics in EMTALA: Screening and Triage Emergency Room Challenges, webinar co-presenter with Emily Black Grey, sponsored by the Hospitals and Health Systems Practice Group of the American Health Lawyers Association (2018)

Meeting Challenges with Psychiatric Patients in Emergency Departments and Community Settings, co-presenter with Kathy L. Poppitt, American Health Lawyers Association, Physicians and Hospitals Law Institute, New Orleans, LA (2018)

CHOW of the Deal: What M&A lawyers should know about acquiring institutional Medicare providers and suppliers, CLE Alabama's 2017 Health Care Law Seminar, Birmingham, AL (2017)

End of Life Decision-Making, ABA Cancer Legal Advocacy Workshop, Baton Rouge, LA (2017)

CMS Survey & Certification Processes and Authority, lunch presentation at the Austin Bar Association Health Law Section's monthly meeting, Austin, TX (2016)

Enforcement from the Provider's Perspective, Co-panelist, 2016 Association of Health Facility Survey Agencies Conference, Austin, TX (2016)

Patient Safety Organizations, Moderator, 2016 Association of Health Facility Survey Agencies Conference, Austin, TX (2016)

PRESENTATIONS AND PUBLISHED MATERIALS

CMS Update: What is an SIA and How to Keep Your Hospital from Needing One, Co-panelist with Dodjie Guioa of the CMS Dallas Regional Office, University of Texas School of Law's 28th Annual Health Law Conference, Houston, TX (2016)

Regulatory Agency Updates, Panelist, Recent Developments in Legal Medicine, 2016 American College of Legal Medicine Annual Meeting: Health Law in the 21st Century, Austin, TX (2016)

Evaluating Recent Regulatory Developments: Remembering the Fundamentals—It's Where the Rubber Meets the Road, co-presented with Timothy P. Blanchard, Esq., AHLA Physicians and Hospitals Law Institute, Austin, TX (2016)

Medical Ethics and Healthcare Decision-Making, Panelist, Health Literacy and Women: What Social Workers Need to Know, sponsored by the Texas Women's Issues Committee of the Texas Chapter of the National Association of Social Workers, San Marcos, TX (2014)

The Tangled Web of Hospital Operations and Relations: A Day in the Life of the C-Suite, Panelist, Texas Health Law Conference, Austin, TX (2014)

Late-in-Life Planning: What should you have in place?, co-presented with Carolyn Ostrom of Collins Ostrom PLLC, Retreat for Retired Clergy, Camp Allen, Navasota, TX (2014)

Quality and Accountability in Health Care - The Systems Approach and Patient Safety, Texas Health Law Conference, Austin, TX (2013)

EMTALA from the CMS Perspective, co-presented with David Wright, Deputy Regional Administrator of CMS Dallas Regional office, 2013 Behavioral Health Conference, sponsored by the Texas Hospital Association, Austin, TX (2013)

End-of-Life: What should you have in place?, co-presented with Carolyn Ostrom of Collins Ostrom PLLC, Retreat for Retired Clergy, Camp Allen, Navasota, TX (2013)

Fundamentals of Medical Staff and Peer Review Issues, ABA Webinar and Teleconference, co-presented with Conrad Meyer of Chehardy Sherman Ellis Murray Recile Griffith Stakelum & Hayes (2012)

What You Don't Know CAN Hurt You: The latest on hospital survey and enforcement trends, co-presented with Louise M. Joy, South Texas Society for Healthcare Risk Management, Austin, TX (2012)

The Medicare Survey's Not Going Well—Now What? COPs Update, Medicare Terminations, Appeals & SIAs, co-presented with Louise M. Joy, Greeley Training: Protecting Clients from Adverse CMS Actions, Austin, TX (2012)

Operational Challenges for Hospitals and Their Medical Staffs, co-presented with Stephen G. Auer of Christensen & Auer at the 2012 National CLE Conference sponsored by the Colorado Bar Association, Snowmass Village, Colorado (2012)

PRESENTATIONS AND PUBLISHED MATERIALS

EMTALA in Action: Two Perspectives, co-presented with Dodjie B. Guioa of the CMS Dallas Regional Office, 2011 Behavioral Health Conference, sponsored by the Texas Hospital Association, Austin, TX (2011)

Moderator of *Fundamentals of Representing Hospitals and/or Physicians*, ABA Health Law Section's 12th Annual Conference on Emerging Issues in Healthcare Law, New Orleans, LA (2011)

Healthcare Reform & Operations, co-authored with David H. Johnson of Bannerman & Johnson, P.A., and presented by Mr. Johnson at the 2011 National CLE Conference sponsored by the Colorado Bar Association, Vail, Colorado (2011)

Moderator of *Fundamental Concepts in Health Law–HIPAA, Stark, and Reimbursement*, ABA Health Law Section's 11th Annual Conference on Emerging Issues in Healthcare Law, Phoenix, AZ (2010)

Update on Joint Commission, CMS, and Other Hospital Operations Issues, 2010 National CLE Conference sponsored by the Colorado Bar Association, Vail, Colorado (2010)

EMTALA Regulatory Update, Texas Health Law Conference, Austin, Texas (2009)

Developments in EMTALA Regulation and CMS Enforcement, Austin Health Lawyers Association, Austin, TX (2009)

Conflicts of Interest: Is the Free Lunch a Thing of the Past?, VHA Texas Physician Leader Network, Dallas, TX (2009)

Fundamentals of Providing Healthcare: Regulation of Operations and Physicians, ABA Health Law Section's 10th Annual Conference on Emerging Issues in Healthcare Law, Orlando, FL (2009)

A Retrospective and Prospective Look at Joint Commission, Provider Certification, EMTALA and other Agency Activity, 2009 National CLE Conference sponsored by the Colorado Bar Association, Vail, Colorado (2009)

Medicare and Medicaid Provider Enrollment and NPI Issues: Hoops to Jump to Get Paid, Texas Health Law Conference, Austin, Texas (2008) (co-authored and presented with Louise Joy)

EMTALA & CMS Regulatory Update, presented by David H. Johnson of Bannerman & Johnson, P.A., at the 2008 National CLE Conference sponsored by the Colorado Bar Association, Vail, Colorado (2008)

EMTALA & CMS Regulatory Update, Texas Health Law Conference, Austin, Texas (2007) (co-authored with Louise Joy)

Patient Noncompliance–Legal Issues, VHA Texas Revenue Cycle Council, Plano, Texas (2007)

PRESENTATIONS AND PUBLISHED MATERIALS

CMS Regulatory Update, ABA Health Law Section's 8th Annual Conference on Emerging Issues in Healthcare Law, Orlando, Florida (2007)

EMTALA & CMS Regulatory Update, Colorado Bar Association CLE & Law Education Institute, Snowmass, Colorado (2007)

Healthcare Hotspots: A Regulatory Update, Society of Louisiana CPAs: Medical & Healthcare Industry Issues Workshop, New Orleans, Louisiana (2006)

EMTALA & CMS Regulatory Update, Texas Health Law Conference, Austin, Texas (2006) (co-authored and presented with Louise Joy)

Legal Frameworks for Ensuring Confidentiality of Health Data, American Statistical Association, San Antonio Chapter, San Antonio, Texas (2006)

The Patient Safety Act, Austin Health Lawyers Association, Austin, Texas (2006)

Fundamentals for Health Lawyers: Basic Legal Aspects of Hospital Operations, 7th Annual Conference on Emerging Issues in Healthcare Law 2006, American Bar Association Health Law Section, Tucson, Arizona (2006)

Current Practice Guidance and Remaining Frustrations in EMTALA Compliance, Colorado Bar Association CLE and Law Education Institute, 2006 National CLE Conference, Snowmass, Colorado (2006)

Reimbursement for Undocumented Alien Emergency Care: Getting Your Facility's Share of the Billion Dollar Payoff, Strafford Publications teleconference (2005)

The Billion Dollar Pie: Payment for Emergency Care Provided to Undocumented Aliens, American Health Lawyers' Association teleconference (2005)

Patient Safety, Part II - What Now?, 6th Annual Conference on Emerging Issues in Healthcare Law 2005, American Bar Association Health Law Section, Lake Buena Vista, Florida (2005)

Current Understandings and Remaining Issues in EMTALA Compliance, Colorado Bar Association, Law Education Institute (2005)

EMTALA, MMA, and Undocumented Aliens: Payments to Providers?, Strafford Publications teleconference (2004)

EMTALA Basics, part of the "Legal Aspects of Hospital Operations" teleconference, American Bar Association Health Law Section (2004)

EMTALA: The Questions are Answered! (Or Are They?), Emerging Issues in Healthcare Law, American Bar Association Health Law Section, La Jolla, California (2004)

PRESENTATIONS AND PUBLISHED MATERIALS

Current and Brewing Healthcare Hot Spots: A Regulatory Update, Medical Healthcare Industry Issues Workshop, Louisiana Society for CPAs, Baton Rouge, Louisiana (2003)

New EMTALA Rules—The Good, The Bad, The Ugly, 5th Annual Update for Hospital District Legal Counsel, Austin, Texas (2003)

Update on EMTALA: The Proposed Rules, 4th Annual Update for Hospital District Legal Counsel, Dallas, Texas (2002)

Treatment Issues and HIPAA 101, Mental Health & the Law in Texas, Medical Educational Services, Inc., Houston, Texas (2002)

EMTALA: Maximizing Patient Care, Minimizing Risk, Texas Healthcare Trustees, Summer Forum 2002, San Antonio, Texas (2002)

The TDH Hospital Survey and Complaint Process, Issues in Psychiatric Services: Year 2002, Texas Hospital Association, San Antonio, Texas (2002)

Confidentiality of Records; Abuse, Neglect and Sexual Exploitation, Mental Health & the Law in Texas, Medical Educational Services, Inc., McAllen and San Antonio, Texas (2002)

Perspectives on EMTALA & Texas Transfer Law: Multiple Views on a Complex Issue, panel member, Texas College of Emergency Physicians 2002 Annual Meeting, Galveston, Texas (2002)

Health Care Services in a Regulatory Environment, an eight hour seminar co-presented with Lolly Lockhart, Ph.D., R.N., sponsored by the San Angelo Community Medical Center, San Angelo, Texas (2002)

EMTALA—What's Hot, What's Not, 3rd Annual Update for Hospital District Legal Counsel, San Antonio, Texas (2001)

Trustees Meet HIPAA: Getting Ready, Texas Healthcare Trustees, Summer Forum 2001, Fort Worth, Texas (2001)

What's New in Restraint & Seclusion, Issues in Psychiatric Services: Year 2001, Texas Hospital Association, San Antonio, Texas (2001)

Confidentiality of Records; Abuse, Neglect, & Sexual Exploitation, Mental Health & the Law in Texas, Medical Educational Services, Inc., San Antonio, Texas (2001)

Restraint and Seclusion: Legal Meets Medical—Where Do We Go From Here?, Texas Hospital Association's Issues in Psychiatric Services: Year 2000, San Antonio, Texas (2000)

Confidentiality of Patient Records and Peer Review, Hospital District Legal Counsel, Austin, Texas (2000)

PRESENTATIONS AND PUBLISHED MATERIALS

Health Care Industry 101, Travis County Bar Association & Austin Young Lawyers Association Foundation, Austin, Texas (2000)

Patients' Rights, Reporting, and Sentinel Events: A New Era in Compliance Issues, Greater San Antonio Hospital Council, San Antonio, Texas (1999)

EMTALA and Psychiatric Hospitals: An Overview and Update, Texas Hospital Association, San Antonio, Texas (1999)

Confidentiality of Medical Records: AIDS/HIV, Mental Health and Substance Abuse Patient Records, Mental Health & the Law, Medical Education Services, Inc., San Antonio, Texas (1999)

Confidentiality and Abuse/Neglect Issues, Medical Education Services, Inc., San Antonio, Texas (1999) and Houston, Texas (1998)

Health Care Fraud and Abuse, Federal Bar Association, San Antonio, Texas (1998)

Documenting Compliance, Texas Hospital Association's Fourth Annual Issues in Psychiatric Services, Austin, Texas (1998)

Confidentiality of Medical Records, Mental Health & the Law, Medical Education Services (1998)

The Corporate Practice of Medicine: Where We Are and Where We Are Going, Texas School of Law, Suing and Defending Managed Health Care Providers, Austin, Texas (1998)

Medicare Conditions of Participation/Compliance (1998)

Facility Response to Plan of Correction, Texas Hospital Association's Third Annual Issues in Psychiatric Services: An Update for Free-Standing and Psychiatric Medical-Surgical Hospitals, Austin, Texas (1997)

Admitting and Excluding Documents: Business, Medical, and Government Records, How to Offer and Exclude Evidence, University of Houston Law Center, Austin, Texas (1997)

Treatment Rights and Professional Obligations, Mental Health and the Law: Texas Legal Issues of Providing Mental Health Services, Medical Educational Services, Inc. (1997) (co-author)

Patient Rights Update, Issues in Psychiatric Services, Texas Hospital Association (1996)

Contribution and Indemnity, University of Houston Law Foundation, Dallas, Texas (1996)

The ABCs of IDS: A Primer on Managed Care Arrangements, Travis County Bar Association and Austin Young Lawyers Association Foundation, Austin, Texas (1995)

A Primer on Managed Care, Texas Physical Therapy Association Practice Management/Legal Education Seminar, Austin, Texas (1995)

Legislative Update, Texas Association of Nurse Attorneys, Austin, Texas (1995)

Treatment Rights and Professional Obligations, Mental Health and the Law, Medical Education Services, Houston and Arlington, Texas (1995)

Contribution, Indemnity & Effect of Settlement; Handling Insurance and Tort Claims, University of Houston (1995)

Contribution, Indemnity and the Effect of Settlement, Advanced Insurance Law, University of Houston, Houston and Dallas, Texas (1995)

Patient Rights and Professional Conduct, Trainers' Training, Austin, Dallas, and San Antonio, Texas (1994)