THE UNIVERSITY OF MARYLAND SCHOOL OF LAW
CENTER FOR DISPUTE RESOLUTION (C-DRUM)
AND
LAW & HEALTH CARE PROGRAM

INVITE YOU TO ATTEND A TWO PART CONFERENCE

FRIDAY, SEPTEMBER 23, 2005
THE NEW MEDICAL MALPRACTICE LEGISLATION:
ISSUES, IMPLEMENTATION & IMPACT

FRIDAY, OCTOBER 28, 2005
BEYOND THE NEW MEDICAL MALPRACTICE LEGISLATION:
NEW OPPORTUNITIES, CREATIVE SOLUTIONS, AND BEST
PRACTICES FOR PATIENT SAFETY, TORT REFORM
AND PATIENT COMPENSATION

UNIVERSITY OF MARYLAND
SCHOOL OF LAW
500 WEST BALTIMORE STREET
BALTIMORE, MD 21201
Like many other states across the country, Maryland has taken steps to address the medical malpractice crisis facing its doctors, insurers, hospitals, lawyers and patients. In January, 2005, a special session of the Maryland legislature passed HB2: Patients’ Access to Quality Health Care Act. The bill, broad in scope, impacts the entire medical profession and persons working in the medical field including hospital administrators, insurance companies, physicians, nurses, health care professionals, health care attorneys, and dispute resolution practitioners.

As discussion around the impacts and implementation issues of HB2 continue, the University of Maryland School of Law Center for Dispute Resolution and Law & Health Care Program will sponsor a two part conference. Part I: The New Medical Malpractice Legislation: Issues, Implementation & Impact will provide an overview of the new law including its major provisions and the policy tensions and political compromises that led to its passage. Part II: Beyond the New Medical Malpractice Legislation: New Opportunities, Creative Solutions and Best Practices for Patient Safety, Tort Reform and Patient Compensation will step back from the new law and include speakers on a variety of new approaches being devised by the states and the federal government including the role of apology in malpractice suits, health courts and no fault models.

These sessions will bring together government officials and experts from across the affected disciplines to explain and explore the legislation and examine new approaches to issues of patient safety, medical malpractice litigation, and compensation of injured patients.

These conferences are co-sponsored by the Maryland Hospital Association and MedChi: The Maryland State Medical Society.
8:15–8:45 a.m.  
**REGISTRATION AND CONTINENTAL BREAKFAST**

8:45–9:00 a.m.  
**WELCOME**
Roger Wolf, Professor, University of Maryland School of Law, Director, C-DRUM  
Diane Hoffmann, Associate Dean, University of Maryland School of Law, Director, Law & Health Care Program

9:00–10:30 a.m.  
**THE LEGISLATION AND ITS EVOLUTION**
State Delegate Michael E. Busch, Speaker of the Maryland House of Delegates  
State Senator Brian Frosh, Chair of the Senate Judiciary Committee  
Donald Hogan, Deputy Legislative Officer, Office of the Governor  
Moderator: Diane Hoffmann

10:30–10:45 a.m.  
**BREAK**

10:45 a.m.–12:30 p.m.  
**TORT REFORM PROVISIONS**  
**Implementation Issues**
Robert Goodson, Esq., Wilson, Elser, Moskowitz, Edelman & Dicker, LLP  
Michael Warshaw, Esq., Shar, Rosen & Warshaw, LLC

The Impact on Key Stakeholders
Brian Avin, MD, Chair of MedChi Council on Legislation and practicing neurologist  
Larry Smith, Vice President Corporate Risk Management, MedStar Health  
E. Dale Adkins, III, Esq., Salsbury, Clements, Bekman, Marder & Adkins, LLC  
David Levin, Esq., Wharton, Levin, Ehrmantraut & Klein, PA  
Jackson Williams, JD, American Association of Retired Persons

12:30–1:30 p.m.  
**LUNCH**

1:30–2:30 p.m.  
**ALTERNATIVE DISPUTE RESOLUTION**  
**Implementation Issues: The Nuts & Bolts**
The Honorable Carol E. Smith, Associate Judge, Baltimore City Circuit Court

How ADR Will Impact the Relevant Parties
The Honorable Howard Chasanow, Maryland Court of Appeals, retired  
Wendy Faulkner, Johns Hopkins Health System  
Mary Alane Downs, Esq., Morgan, Shelsby, Carlo, Downs & Everton, PA

2:30–3:15 p.m.  
**PATIENT SAFETY: HOW WILL THE NEW PROVISIONS AFFECT PROVIDERS?**
Carol Benner, Director, Maryland Office of Health Care Quality  
Robert L. Brooks, MD, Vice President, Medical Affairs, Washington County Health System
3:15–3:30 p.m.  **Break**

3:30–4:15 p.m.  **DATA REPORTING REQUIREMENTS: WHAT ARE THEY AND WHAT IMPACT WILL THEY HAVE?**
Pamela Randi Johnson, Associate Commissioner for Property and Casualty, Maryland Insurance Administration
Kristin Jones, Legislative Counsel to Michael E. Busch, Speaker of the Maryland House of Delegates

4:15–5:00 p.m.  **RATE STABILIZATION FUND: WILL IT MAKE A DIFFERENCE?**
Kathleen Birrane, Principal Counsel, Maryland Insurance Administration
Michael Preston, Executive Director, MedChi: The Maryland State Medical Society
Patryce Toye, MD, Medical Director, Helix Family Choice

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8:30–9:00 a.m.  **REGISTRATION AND CONTINENTAL BREAKFAST**

9:00–9:15 a.m.  **WELCOME**
Diane Hoffmann, Associate Dean, University of Maryland School of Law, Director, Law & Health Care Program
Roger Wolf, Professor, University of Maryland School of Law, Director, C-DRUM

9:15–9:50 a.m.  **NARRATIVES ON MEDICAL LIABILITY, DISCLOSURE AND SAFETY**
Rosemary Gibson, MSc, Author, *The Wall of Silence*

9:50–10:45 a.m.  **PATIENT SAFETY: WHAT’S HAPPENING IN MARYLAND AND OTHER STATES?**
William F. Minogue, MD, FACP, Director, Maryland Patient Safety Center
Robert W. Barnett, Director, Patient Safety Center, New York State Department of Health

10:45–11:00 a.m.  **BREAK**

11:00 a.m.–12:30 p.m.  **AVOIDING MEDICAL MALPRACTICE SUITS: EARLY INTERVENTION MAKES A DIFFERENCE**
The Role of Early Apology
Doug Wojcieszak, MS, Director, Sorry Works
Getting the Benefit of Mediation and the Role of an Organizational Ombudsman
Carole Houk, JD, LLM, Principal, Resolve Advisors, LLC

Reducing Professional Liability Expenses and Indemnity With an Early Resolution System:
The CHORDA Partners in Healing Program
Karl Slaikeu, PhD, President, CHORDA Conflict Management Inc.

12:30–1:45 p.m.    LUNCH
The Importance of Physician-Patient Communication
Debra Roter, DrPH, MPH, Professor, Johns Hopkins Bloomberg School of Public Health

2:00–2:30 p.m.
CHANGING THE TRADITIONAL LITIGATION AND COMPENSATION PROCESS—HEALTH COURTS
Paul Barringer, JD, General Counsel, Common Good

2:30–2:45 p.m.    BREAK

2:45–3:30 p.m.
THE STUART ROME LECTURE
The Role of Medicare in Medical Malpractice Reform
William Sage, MD, JD, Columbia University

3:30–4:30 p.m.
COMMENTS AND QUESTIONS
Randall B. Bovbjerg, JD, Principal Research Associate, Health Policy Center, The Urban Institute
Timothy S. Jost, JD, Robert L. Willett Family Professor, Washington and Lee University School of Law
Toby Edelman, JD, Center for Medicare Advocacy

4:30–5:30 p.m.    RECEPTION

Updated agenda and speakers can be found on www.cdrum.org

THIS EVENT IS MADE POSSIBLE BY A GRANT FROM THE MARYLAND MEDIATION AND CONFLICT RESOLUTION OFFICE (MACRO)
**DIRECTIONS AND PARKING**
From I-95 take route 395 (downtown Baltimore) and exit on Martin Luther King, Jr. Blvd. Turn right at fourth traffic light onto Baltimore St. Turn left at second traffic light onto Paca St. Go 1/4 block and turn right into the Baltimore Grand Garage at 5 N. Paca St. The law school is directly across the street from the garage, at the corner of Paca and Baltimore Streets. Parking fees are the responsibility of the participants.

**FOOD SERVICE**
Registration includes a continental breakfast, lunch and light refreshments.

**SPECIAL ACCOMMODATIONS**
If you require special accommodations to attend or participate, please provide information about your requirements to Lu Ann Marshall at 410-706-4128 (1-800-735-2258 TTY/Voice) at least five business days in advance.

**QUESTIONS**
Please contact Toby Treem at 410-706-6228 or ttreem@law.umaryland.edu.
REGISTRATION FORM

PLEASE COMPLETE AND RETURN REGISTRATION FORM AND CHECK TO:
LU ANN MARSHALL, UNIVERSITY OF MARYLAND SCHOOL OF LAW,
500 WEST BALTIMORE STREET, BALTIMORE, MD 21201-1786

OR REGISTER ONLINE AT: WWW.LAW.UMARYLAND.EDU/CONFERENCES.ASP

______________________________________________________________________________________

Name (please print)

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Address

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Daytime Telephone Number / FAX / Email

REGISTRATION FEE
(PLEASE MAKE CHECKS PAYABLE TO “UNIVERSITY OF MARYLAND”)

$75 – September 23 ONLY

$75 – October 28 ONLY

$125 – September 23 AND October 28