



# Behavioral Health Law Update

## DATE

Thursday, June 22, 2023  
12:00 p.m. - 4:00 p.m.

## LOCATION

LHA Conference Center  
2334 Weymouth Drive  
Baton Rouge, LA 70809

## WHO SHOULD ATTEND

CEOs, compliance officers, hospital attorneys, VPs of patient care services, directors of nursing, directors of HIM/MR, risk managers, medical auditors, nurse auditors, legal counsel, hospital attorneys, and anyone else interested in the topic

## CONTINUING EDUCATION

**Nursing:** 2.50 contact hours will be awarded for this offering by the Louisiana Hospital Association for complete attendance of the program. The Louisiana Hospital Association is approved by the Louisiana State Board of Nursing – CE Provider #39.

## MCLE and Health Law

**Specialization:** 2.5 hours of credit, including 0.00 hour(s) of ethics, 0.00 hour(s) of professionalism, and 0.00 hour(s) of law office practice, have been applied for by the LHA for complete attendance and evaluation of the program. The LHA is approved for continuing education by the Louisiana State Bar Association.

**Other Participants** will receive, upon completion of workshop, a certificate documenting the completed continuing education/clock hours.

## [EDUCATION CALENDAR](#)

## [HOTEL WITH LHA GROUP RATE](#)

## OVERVIEW

Join us as legal and industry experts come together to present details and updates in behavioral health law on a variety of significant topics. Participants will hear from the Louisiana Office of Behavioral Health (OBH) on its new and expanded programs. In addition, the presenters will cover legal aspects of behavioral health issues, including issues in law enforcement, federal price transparency obligations, workplace violence, medical malpractice, and judicial commitments.

## PROGRAM OBJECTIVES

Upon completion of this program, participants will be able to:

- Review the latest initiatives and programs of the OBH;
- Review information on latest state and federal requirements in professional licensure, workplace violence, price transparency, and other compliance issues; and
- Discuss how to identify key issues and trends relevant to law enforcement, judicial commitments, and other topics.

## AGENDA

- 12:00 p.m. Registration & Lunch**
- 1:00 p.m. New and Expanded Programs and Opportunities for Providers**  
*Karen Stubbs, Assistant Secretary, Louisiana Department of Health, OBH*
- 2:00 p.m. Lightning Round (Part 1)**
- Selected Behavioral Legal Issues in Law Enforcement, *Druit G. Gremillion, Jr., General Counsel, Livingston Parish Sheriff's Office*
  - Medicaid Independent Review Process for Behavioral Health Providers  
*Danielle L. Borel, Partner, BSW*
  - Selected Issues in Judicial Commitments  
*Joseph J. Cefalu, Partner, BSW*
- 2:45 p.m. Break**
- 3:00 p.m. Lightning Round (Part 2)**
- Federal Price Transparency Requirements, *Catherine B. Moore, Partner, BSW*
  - Current Issues in Behavioral Provider Licensure  
*James R. Raines, Partner, BSW*
  - Malpractice Liability and Immunity in the PHE Age  
*Thomas R. Temple, Partner, BSW*
  - Issues in Compliance with Louisiana's Workplace Violence Regulations  
*Alex C. Hains, Associate, BSW*
- 4:00 p.m. Adjourn**



## Behavioral Health Law Update

### MEET YOUR FACULTY:

**Danielle L. Borel, JD**, is a Partner at Breazeale, Sachse & Wilson, L.L.P. (BSW), practicing in the areas of commercial litigation and healthcare litigation. Her principal areas of practice include litigation involving healthcare provider licensing and payment disputes; trademark and copyright infringements; unfair trade practices and unfair competition; contract disputes; and commercial issues. Borel also advises clients on healthcare compliance and general business issues. She has experience in representing pharmaceutical companies in opioid litigation brought by municipalities and counties. Borel litigates matters before the state and federal courts and before administrative courts. She has been involved in appeals before Louisiana administrative courts, Louisiana state courts, Louisiana federal courts, and the United States Court of Appeals for the Fifth Circuit.

**Joseph J. Cefalu, JD**, is a Partner at BSW, practicing in the Casualty Litigation section of the Baton Rouge office, and is a member of the firm's recruiting committee. Cefalu primarily practices in the areas of casualty litigation, tort, and insurance defense, and workers' compensation defense on behalf of employers, insurers, and self-insured funds. He has experience in defending trucking and premises liability cases, lease disputes, interdictions, judicial commitments, successions, business disputes, and class actions. Cefalu attended Louisiana State University (LSU) and graduated with a bachelor's degree in the field of accounting and graduated from the Paul M. Hebert Law Center at LSU with a Juris Doctor and graduate diploma in Comparative Law. He was also a member of the Louisiana Law Review.

**Druit G. Gremillion, Jr., JD**, is General Counsel at Livingston Parish Sheriff's Office. He is an experienced litigator who has devoted a significant portion of his practice to representing law enforcement agencies against Section 1983 claims and other civil rights litigation. He also has extensive experience practicing in the areas of personal injury, premises liability, and general litigation, as well as advocacy before both state and federal courts of appeal.

**Alexandra C. Hains, JD**, is an Associate in the Labor and Employment section of BSW. Prior to going into private practice, Alexandra served as judicial law clerk to the Honorable Madeleine Landrieu in the Louisiana Fourth Circuit Court of Appeal. Hains graduated from Loyola University New Orleans College of Law in 2013, and she received her undergraduate degree from Louisiana State University in 2009.

**Catherine Moore, JD**, is a Partner with BSW and advises healthcare providers on a wide range of regulatory and transactional matters, fraud and abuse, and regulatory compliance. She has extensive experience in Medicaid supplemental reimbursement and dealings with managed care organizations, with an in-depth knowledge of advising hospitals, physician practices, ambulance providers, and dentists in their participation in supplemental reimbursement programs. Moore is a Health Law Specialist, certified by the Louisiana Board of Legal Specialization. She attended Southern Methodist University and obtained a bachelor's degree in management, a bachelor's degree in Spanish, and a minor in economics. Moore then received her Juris Doctor from the Paul M. Hebert Law Center at LSU in 2015, where she was President of the Moot Court Board.



## Behavioral Health Law Update

**James R. Raines, JD**, is a Partner with BSW and serves as the Recruiting Partner for the firm. His principal areas of practice include administrative law, governmental relations, municipal law, elder law litigation, and real estate. Raines represents state licensing boards, and state and local agencies as board general counsel, prosecutor, and hearing officer in administrative hearings. He provides governmental relations services to clients both at the federal level in Washington D.C. as well as with state and local government. While he has a special interest in healthcare and technology, his diverse legal experience and relationships make him keenly adept at advising clients regarding a wide variety of issues. Additionally, he advises and represents property owners, real estate management companies, and commercial tenants in both general business affairs and litigated matters, including compliance with the Fair Housing Act and defense of complaints filed under the Fair Housing Act.

**Thomas R. Temple, Jr., JD**, is a Partner with BSW. He is a member of the firm's Management Committee and is currently the head of the firm's Insurance Industry team. His broad areas of practice include class action litigation, medical malpractice defense and other healthcare-related issues, toxic tort litigation, insurance coverage litigation, products liability defense, transportation and construction general liability claims, and a variety of other types of casualty litigation. Temple attended Millsaps College obtaining a Bachelor of Business Administration with a minor in Economics. He received his J.D. from the Paul M. Hebert Law Center at LSU.

**Karen Stubbs** is the Assistant Secretary of the Louisiana Office of Behavioral Health (OBH). She joined the Louisiana Department of Health in 2013. As head of the state Office of Behavioral Health, she leads policy decisions addressing prevention and treatment of mental illness, substance use disorders, and addictive disorders. Her office acts as monitors and subject-matter consultants for the children's Medicaid Coordinated System of Care program and the Medicaid Healthy Louisiana managed care plans, which manage behavioral health services. Stubbs' career spans leadership roles in the Office of Juvenile Justice and Governor Jindal's administration as well as being a former criminal prosecutor. Stubbs is an attorney who graduated from the LSU Law School in 2003.

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## Behavioral Health Law Update

REGISTER ONLINE AT: <https://lhaonline.org/Event.aspx?EventKey=M2360002>

DATE/TIME: Thursday, June 22, 2023

Time: 12:00 p.m. – 4:00 p.m.

**PRICE:**

- Hospital Member: \$125 (Per Person Rate)
- Associate/Corporate & Attorney Member: \$200 (Per Person Rate)  
(2023 dues must be up to date to qualify for this discounted rate.)
- Non-Member Hospital: \$400 (Per Person Rate)

**REGISTRATION:**

Registrations are accepted online only, and VISA, Master Card, Discover, and American Express are accepted. Email confirmations will be sent to registrant upon completion of registration. Program material and access information are not meant to be shared with anyone other than registered participants. This is intellectual property of the speakers and as such, is intended only for those who registered and participate in the seminar. Sharing of this information with others within your organization will result in an additional registration fee.

**CANCELLATION POLICY:**

Individuals who cancel **more than seven business days prior to a scheduled event** will be charged a cancellation fee of \$50 per person. Written notice of the cancellation must be emailed to [marthur@lhaonline.org](mailto:marthur@lhaonline.org). No refunds will be issued for cancellations received **within seven business days of the event or for no-shows**.

**SUBSTITUTION POLICY:**

Registrants who are unable to participate in an LHA educational event are permitted, and encouraged, to have an eligible substitute; however, written notice of the substitution must be emailed to [marthur@lhaonline.org](mailto:marthur@lhaonline.org) **at least seven business days in advance of the event**. The substitution option is not available if written notification is received by the LHA less than seven business days prior to the scheduled program.

**ACCOMODATIONS:**

Please contact the LHA if you have a disability that may require special accommodations for this educational opportunity. The LHA is committed to ensuring full accessibility for all registrants.

**LHA Code #M2360002**