



**HELEN OSCISLAWSKI, ESQ.**

## Attorney Bio

Helen has been selected to the **2017 “Top Lawyer”** list issued by *Who’s Who Legal*, as well as a 2017 member of **“Lawyers of Distinction.”** Her firm is a Founding Member of the national **Women Owned Law group**, and Helen serves as an **Advisory Board Member**. Her firm was also included on the **2019 and 2020 “Best Law Firms”** in **Health Care Law**, Princeton New Jersey list issued by *Best Lawyers*. Most recently, Helen was selected to the **2020 “Super Lawyers®”** list for **Health Care Law** in New Jersey. The Super Lawyers list is issued by Thomson Reuters. Links to a description of the selection methodologies used by the organizations issuing these lists can be found here: [oscislaw.com/notices-disclaimers/](https://oscislaw.com/notices-disclaimers/). \*


Helen Oscislowski is a corporate and regulatory attorney whose practice for over the last 20 years has focused almost exclusively on advising and representing clients in the health care industry. She is the founding member of Attorneys at Oscislowski LLC, a progressive and forward-thinking law boutique providing high-quality and cost-effective legal representation to its clients.

Helen cemented her reputation as a prominent privacy and health information technology attorney through decades of developed experience and working hand-in-hand with C-suite executives and in-house general counsels on how to structure and manage complex data-sharing arrangements in compliance with applicable federal and state laws. She is known to many as a “go to” attorney for legal guidance and advice on HIPAA; 42 CFR Part 2; FERPA; GDPR; Section 5 of the FTC Act; FTC Health Breach Notification Rule; as well as state law regulating the access, use and sharing of medical, health and genetic information. Helen also has substantial experience with helping her clients navigate legal issues when responding to ransomware attacks, data breaches, OCR audit and complaint letters, and return/sanitization of patient data taken by former employees. On the front end, Helen has completed numerous comprehensive HIPAA legal-gap assessments for health care organizations and business associates, including some of the largest health information exchanges (HIEs) in the tri-state area. In 2008, New Jersey Governor Jon Corzine appointed Helen to the New Jersey Health Information Technology Commission (NJ-HITC) to fill the seat designated by statute for **“an attorney practicing in this State with demonstrated [experience] in health privacy”** (See N.J.S.A. 26:1A-137(a)2). \* In 2010, she was reappointed to NJ-HITC by Governor Christie and tapped to serve as Chair of the Privacy and Security Committee for the New Jersey HIT Coordinator.

Helen has contributed substantial legal analyses that have allowed hundreds of stakeholders in the tri-state area to move forward with legally-compliant data sharing. She has completed complex legal and policy analyses regarding patient consent, privacy law preemption, fraud and abuse, and other legal issues. Among her notable contributions include the “Report to the HIT Coordinator Regarding Developing and Implementing a Legal Framework for Private and Secure Health Information Exchange in New Jersey,” and “Analysis of Selected New Jersey Confidentiality and Patient Approval Regulations,” each which were submitted to the New Jersey legislature with recommended considerations for revising state laws to better support private and secure electronic exchange of health information. Helen also authored the NJ-HISPC Final Implementation Report, which was submitted to and highly praised by the federal HISPC workgroup, as well as the Office of National Coordinator (ONC) in Washington D.C.

**“Helen is known to many as a ‘go to’ attorney for legal guidance on HIPAA, privacy laws, electronic health information exchange (HIE), and health information technology (HIT).”**

\* **NJ NOTICE:** No aspect of this advertisement of inclusion on such lists has been approved by the Supreme Court of New Jersey.  
\* Helen’s appointment to the NJ-HIT seat is statutorily defined and has not been certified by the Supreme Courts of NJ or AZ, or any other organization approved by the American Bar Association.



As a trusted advisor, Helen currently represents and advises some of the most cutting edge and sophisticated organizations in the nation, including several large multi-stakeholder collaboratives in the NJ/NY/PA region, as well as a number of burgeoning “big data” innovation projects and initiatives. Helen assists her clients with all aspects of data-sharing development, including strategic legal planning and preparing key legal documents, such as contracts, policies, consent forms, compliance materials, HIPAA Business Associate Agreements, Limited Data Set Agreements, OHCA arrangements, among others. She also advises all types of health care stakeholders on structuring their arrangements and subsidies in compliance with the anti-kickback statute and Stark law, as well as other laws implicated with data collection, use and sharing.

Before founding Attorneys at Oscislawski LLC, Helen was a health care attorney with a national law firm for almost a decade where she counseled all types of health care clients on a wide range of legal matters. Helen received her law degree from Rutgers School of Law, with honors, in 1999, and is admitted to practice in **New Jersey** (since 1999) and **Arizona** (since 2020). She completed her undergraduate degree at Rutgers University, Douglass College in 1994, with highest honors in her major and high honors overall. She was inducted into Phi Beta Kappa upon graduation.

To learn more about the Attorneys at Oscislawski LLC, visit [www.oscislaw.com](http://www.oscislaw.com).



**BAR ADMISSION:** New Jersey (1999)  
Arizona (2020)

### **WORK EXPERIENCE**

**Attorneys at Oscislowski LLC.** Founded boutique health care firm in February 2010 and ensured its continuing success to the present day. Represent health care organizations on complex legal issues. Regularly interact with and advise in-house counsel and C-Suite executives. Nationally-recognized for proficiency with federal and state laws governing privacy, security and data breaches involving individually identifiable health information, and particularly in the context of networked health information exchange. Extensive experience with advising organizational clients on wide-spectrum of other transactional matters and health care regulations, including: HIPAA; 42 CFR Part 2; Federal Privacy Act; FERPA; GINA; GDPR; 21<sup>st</sup> Century Cures Act; § 5 of the FTC Act; FTC Health Breach Notification Rule; state licensing laws; mental health rules; Title X; Medicare; Medicaid; EMTALA; FDA; anti-kickback; Stark, among others. Representative clients include: hospitals; health care systems; long term care facilities; mental health facilities; substance abuse treatment facilities/programs; ambulatory care facilities; diagnostic facilities; public health program delivery organizations; health information exchanges; integrated delivery networks; health information technology vendors.

**Fox Rothschild LLP** (Princeton, New Jersey). Corporate health care attorney from October 2002 to February 2010 at Philadelphia-based national law firm with 400+ attorneys. Counseled clients on a variety of state and federal health care laws. Handled petitions for special emergency medical guardianships. Advised clients on legal ethical issues, including advance directives, competency determinations, and validity issues with powers of attorney. Negotiated and prepared various corporate documents and agreements, including joint venture agreements, service agreements, employment agreements, asset purchase agreements, confidentiality agreements, licensing agreements. Handled all aspects of corporate governance matters for a variety of legal entities.

**Wolff & Samson** (Roseland, New Jersey). Associate from September 1999 - February 2001.

**Archer & Greiner** (Haddonfield, New Jersey). Summer Intern from June to August 1997.

**University of Michigan, Psychology Dept.** (Ann Arbor, Michigan). Research intern May-Sept 1995.

**Health Care & Retirement Corporation, Dorvin Nursing Center** (Livonia, Michigan). Director of Social Work and Discharge Planning from January 1995 to July 1996.

### **EDUCATION**

**Rutgers School of Law** (Camden, New Jersey)

- Juris Doctor, with Honors (May 1999)
- Research and Writing Assistant
- Course Highlights: Health Care Fraud & Abuse; Corporate Counseling, with FDA regulatory emphasis; Senior Thesis: "Health Care Attorney's expanding liability under the New Jersey Fraud Prevention Act"

**Rutgers University, Douglass College** (New Brunswick, New Jersey)

- Bachelor of Arts in Psychology, with High Honors overall and Highest Honors in major (May, 1994)
- Rutgers Department of Psychology "1994 Most Outstanding Student in Psychology" Award
- Phi Beta Kappa

## BOARD MEMBERSHIPS

- **Woman Owned Law (WOL) Group, Advisory Board Member** (February 2018-present)
- **State of New Jersey Health Information Technology Commission (HITC), Member**
  - Appointed by Governor Corzine to serve as attorney with “demonstrated [experience] in privacy law.” \*
  - (May 2008 – September 2010)
  - Re-appointed by Governor Christie to serve in same capacity for additional 2-year term (October 2010 - September 2012)
- **State of New Jersey NJHITC Privacy and Security Committee**
  - Interim Chair of State of New Jersey HITC Privacy & Security Committee serving the New Jersey HIT Coordinator, Colleen Woods. (September 2010 - January 2011).
  - Subject Matter Expert. (February 2011 – December 2012).
- **Board Member, East Mountain Mental Health Hospital** (August 2008 – January 2010)
- **Board Member, Corner House Foundation** (September 2008 - June 2009)

## PROFESSIONAL HONORS & AFFILIATIONS

- 2020: Selected to “**Super Lawyers**®” list for Health Care Law in NJ issued by *Thomson Reuters* \*
- 2018-2019: Selected to “**Best Law Firms**” in Health Care Law list issued by *Best Lawyers* \*
- 2017: Selected as a member of “**Lawyers of Distinction**” \*
- 2017: Selected to “**Top Lawyer**” list issued by *Who’s Who* \*
- New Jersey Bar Association, Health and Hospital Law Section (1999 - present)
- New Jersey Bar Association, Privacy Law Committee (2017 – present)
- American Health Law Association (2007 - present)
- Health Information Management Systems Society, NJ Chapter (2007 – present)
- \* Review selection methodologies used by these organizations here: [oscislaw.com/notices-disclaimers/](https://www.oscislaw.com/notices-disclaimers/)

## SPEAKING & EDUCATION

- **Presenter:** “*Annual HIPAA Update*,” Allied Association Information Resources Network (AAIRNET), Colorado Springs, Colorado (April 15, 2020). **\*scheduled\***
- **Webinar:** “*Medical Records Law*,” Lorman Educational Series (November 14, 2019).
- **Co-Presenter** (with OCR HIPAA Sr. Advisor, Serena Mosley-Day): “*Privacy and Security Nuts & Bolts*,” American Health Lawyers Association (AHLA), Baltimore, Maryland (September 25, 2019).
- **Webinar:** “*Security Breach Response Plan*,” Lorman Educational Series (August 28, 2019).
- **Presenter:** “*Annual HIPAA Update*,” Allied Association Information Resources Network (AAIRNET), San Diego, California (May 8, 2019).
- **Presenter:** “*Managing a Breach from Beginning to End*” sponsored by New Jersey Hospital Association, Princeton, New Jersey (Dec 11, 2018).
- **Presenter:** “*HIPAA Update 2019*” NJICLE/NJ Bar Association, West Orange, New Jersey (Dec 10, 2018).
- **Webinar:** “*Privacy & Security Issues in Cloud Computing in Health Care*,” Lorman (Sept 28, 2018).
- **Webinar:** “*Security Breach Response Plan*,” Lorman Educational Series (May 16, 2018).
- **Presenter:** “*Annual HIPAA Update*,” Allied Association Information Resources Network (AAIRNET), Savannah, Georgia (April 25, 2018).
- **Webinar:** “*2018 HIPAA Update*,” New Jersey Hospital Association (March 26, 2018).
- **Webinar:** “*Medical Record Release Concerns*,” Lorman Educational Series (Sept 28, 2017).
- **Webinar:** “*Health Information Exchange: Getting Privacy & Security Right*,” Lorman (June 1, 2017).
- **Webinar:** “*Health Information Exchange: Getting Privacy & Security Right*,” Lorman (June 1, 2017).

\* Helen’s appointment to the NJ-HITC seat is statutorily defined in N.J.S.A. 26:1A-137(a)2 and has not been certified by the Supreme Courts of NJ or AZ, or any other organization approved by the American Bar Association. \* **NJ NOTICE:** No aspect the advertisement of inclusion on such lists has been approved by the Supreme Court of New Jersey.

- **Presenter:** *"Annual HIPAA Update,"* Allied Association Information Resources Network (AAIRNET), Chicago, Illinois (April 25, 2017).
- **Panelist:** *"Cyber Security & Breach Concerns for the Health Care Provider/Supplier,"* NJ Bar Association, Health and Hospital Law Section, New Brunswick, New Jersey (November 10, 2016).
- **Presenter:** *"Data Privacy & Security Issues,"* DRI Conference on LTC and ALF Litigation, Scottsdale, Arizona (September 15, 2016).
- **Presenter:** *"Social Media & the Internet for Healthcare Organizations"* NJAMHAA Training Workshop Hamilton, New Jersey (May 23, 2016).
- **Presenter:** NJ Association of Mental Health and Addiction Agencies (NJAMHAA), Edison, New Jersey (March 2, 2016).
- **Presenter:** *"Annual HIPAA Update,"* Allied Association Information Resources Network (AAIRNET), Whitefish, Montana (April 18, 2016).
- **Webinar:** *"All Star Panel: Legal Briefing on Security Issues"* HealthsystemCIO.com (April 12, 2016).
- **Presenter:** *"Lessons Learned from Civil and Criminal Cases Resulting from Health Care Data Breaches"* NJ Association of Mental Health and Addiction Agencies (NJAMHAA), Edison, New Jersey (March 2, 2016).
- **Webinar:** *"ACOs, Population Health & Legal Cases Resulting from Breaches,"* NJHA In-House Counsel Constituency Group (February 16, 2016).
- **Panelist:** *"Issues & Concerns of Security with Population Health Data,"* HFMA/HIMSS Annual Meeting, Long Branch, New Jersey (January 28, 2016).
- **Presenter:** *"Lessons Learned from Civil and Criminal Cases Resulting from Health Care Data Breaches,"* DV-NJ HIMSS Annual Conference, Atlantic City, NJ (October 28, 2015).
- **Panelist:** Women Leaders in Healthcare Law, *"Regulatory Challenges: Responding to the Hurdles Posed by a Frequently Changing Regulatory Landscape from ACA to Internal Investigations"* American Conference Institute, Washington D.C. (September 28, 2015).
- **Presenter:** *"IT Security in an Insecure World"* Society for Imaging Informatics in Medicine (SIIM), Webinar (August 27, 2015).
- **Presenter:** *"HIPAA Enforcement, Liability and Lawsuits, 'Oh My'"* McKesson Executive Leadership Summit, Pasadena, California (August 10, 2015).
- **Panelist:** *"IT Security in an Insecure World: Holding Back the Dike" and "Between a Rock and a Hard Place: Securing Your Data"* SIIM 2015 Annual Meeting, Washington D.C. (May 28 & 29, 2015).
- **Presenter:** *"Annual HIPAA Update,"* Allied Association Information Resources Network (AAIRNET), Atlantic City, New Jersey (April 20, 2015).
- **Presenter:** *"Protecting Privacy and Releasing Information in Health Information Exchange Networks"* Healthcare Financial Management Association (HFMA), Woodbridge, New Jersey (March 10, 2015).
- **Presenter:** *"Managing Data Breaches Involving Patient Health Information"* McKesson Executive Leadership Summit, Washington D.C. (August 18 & 19, 2014).
- **Presenter:** *"HIPAA HITECH Update for Drug Addiction Agencies and Mental Health Providers"* New Jersey Association of Mental Health and Addiction Agencies (NJAMHAA), Special Workshop, Trenton, New Jersey (June 6, 2014).
- **Panelist:** *"What Is It and What Should You Do: Opt-In or Opt-Out,"* 2014 Health Privacy Summit – 4<sup>th</sup> International Summit on the Future of Health Privacy, PatientPrivacyRights.org, Georgetown Law Center, Washington D.C. (June 5, 2014).
- **Presenter:** *"Security Rule and Best Practices,"* NJHA Board of Trustees (May 21, 2014).
- **Presenter:** *"Enforcement and Security Breach Notification"* Kansas Health Information Management Association (KHIMA), Junction City, Kansas (April 10, 2014).
- **Presenter:** *"BA Agreements post-HITECH"* Kansas Health Information Management Association (KHIMA), Junction City, Kansas (April 10, 2014).
- **Presenter:** *"HITECH HIPAA Update"* Allied Association Information Resources Network (AAIRNET), San Antonio, Texas (April 7, 2014).
- **Webinar:** *"Fundraising post-HITECH,"* New Jersey Hospital Association Chief Development Officers Constituency Group, (March 14, 2014)

- **Presenter:** *"HITECH Changes: What Providers Need to Know"* New Jersey Association of Community Providers (NJACP) Annual Conference, Atlantic City, New Jersey (November 22, 2013).
- **Presenter:** *"HITECH Changes: What Providers Need to Know"* Kennedy Health System, Annual "Vital Signs" Conference, Berlin, New Jersey (October 23, 2013).
- **Panelist:** *"Information Technology in a 'Reformed' Healthcare World,"* Healthcare Collaborations Summit, Presented by Virtua and CHOP, Philadelphia, Pennsylvania (October 4, 2013).
- **Presenter:** *"HIPAA & HITECH – The Final Rule,"* HIMSS NJ/DE Conference, Atlantic City, NJ (Sept 26, 2013).
- **Presenter:** *"Updating your Compliance Program for HITECH,"* New Jersey Association of Mental Health and Addiction Agencies (NJAMHAA), Special Workshop, Trenton, New Jersey (July 9, 2013).
- **Presenter:** *"Medical Records Law- Electronic Health Records,"* Lorman Education, Philly, PA (June 4, 2013).
- **Presenter:** *"What Keeps In House Counsel Up at Night?,"* Robert Wood Johnson University Hospital, New Brunswick, New Jersey (May 31, 2013).
- **Distinguished Faculty/Panelist:** *"Permissible and Impermissible Secondary Uses of PHI Data Under HIPAA and HITECH,"* Health Care Information Privacy & Security Forum, American Conference Institute, New York City, New York (May 21, 2013).
- **Presenter:** *"Privacy Risk Assessments and Privacy Challenges,"* Special CLE Sponsored by Bergen County Prosecutor's Office, Seton Hall School of Law, Newark, New Jersey (April 19, 2013).
- **Faculty:** *"HITECH Omnibus Rule – The Final Act"* New Jersey Hospital Association, Full-Day Workshop to NJ Hospital In-House Counsels, Princeton, NJ (April 15, 2013).
- **Presenter:** *"HITECH Omnibus Rule Update"* Allied Association Information Resources Network (AAIRNET), Salt Lake City, Utah (April 8, 2013).
- **Presenter:** *"HITECH Omnibus Rule – What Do I Need to Do?"* New Jersey Hospital Association, Presentation to NJ Hospital Corporate Compliance Group, NJ (March 18, 2013).
- **Presenter:** *"HIPAA, HITECH and How to Stay Out of Jail,"* New Jersey Association of Mental Health and Addiction Agencies (NJAMHAA), IT Conference, Edison, New Jersey (March 5, 2013).
- **Distinguished Faculty/Panelist:** *"Permissible and Impermissible Secondary Uses of PHI Data Under HIPAA and HITECH,"* Health Care Information Privacy & Security Forum, American Conference Institute, Philadelphia, Pennsylvania (December 6-7, 2012).
- **Presenter:** *"The Ethics of Social Media by Attorneys,"* NJ Bar Association, Health & Hospital Law Section Annual Meeting, Seton Hall Law School, Newark, New Jersey (October 19, 2012).
- **Panelist:** *"Privacy & Security Update,"* NJHIMSS-NJHFMA Conference, West Windsor, NJ (August 9, 2012).
- **Presenter:** *"Medical Records Law-Electronic Health Records,"* Lorman Education, New Jersey (July 26, 2012).
- **Presenter:** *"HITECH Update"* Allied Association Information Resources Network (AAIRNET), New York City, NY (April 24, 2012).
- **Webinar:** *"Privacy & Security in the Age of Telemedicine, Social Media and the Internet."* Medical Society of New Jersey (April 19, 2012).
- **Faculty:** *"HIPAA & HITECH,"* 20<sup>th</sup> National HIPAA Summit, Washington D.C. (March 26-29<sup>th</sup> 2012). (see <http://www.hipaasummit.com/>).
- **Faculty:** *"HIPAA Security and Privacy v2.0 - In the Age of the HITECH Act,"* New Jersey Hospital Association, Workshop, Princeton, NJ (March 20, 2012).
- **Distinguished Faculty/Panelist:** *"Solving Privacy and Security Dilemmas Relative to Health Information Exchanges,"* Health Care Information Privacy & Security Forum, American Conference Institute, Philadelphia, Pennsylvania (December 5-6, 2011).
- **Presenter:** *"Keeping Social Media Use 'Healthy' in Healthcare,"* NJ Bar Association, Health & Hospital Law Section New Brunswick, New Jersey (October 20, 2011).
- **Webinar:** *"HITECH for State Hospital Associations"* Allied Association Information Resources Network (AAIRNET) (July 21, 2011).
- **Workshop:** HIPAA/HITECH/42 CFR Part 2, NJ Division of Addiction Services, Hamilton, NJ (June 15, 2011).
- **Workshop:** HIPAA/HITECH/42 CFR Part 2, NJ Division of Addiction Services, Morris, NJ (June 8, 2011).
- **Workshop:** HIPAA/HITECH/42 CFR Part 2, NJ Division of Addiction Services, Burlington, NJ (June 3, 2011).
- **Panelist:** *"NJ HIT Subcommittee Report on Progress and Open Forum Panel Discussion"* New Jersey HIE Summit (NJHIMSS), Holiday Inn, East Windsor, New Jersey (June 1, 2011).

- **Presenter:** *"HITECH for Hospital Associations"* Allied Association Information Resources Network (AAIRNET), Kansas City, Missouri (May 2, 2011).
- **Panelist:** *"Data Segmentation Complying with Laws Relating to Sensitive Information,"* American Health Lawyers Association, HIT Conference, Washington D.C. (April 27, 2011).
- **Presenter:** *"HIT a Home Run with Health Information Technology – Legal Privacy and Security Issues for Division of Addiction Services and Mental Health Providers,"* New Jersey Association of Mental Health and Addiction Agencies (NJAMHAA), IT Conference, Edison, New Jersey (March 9, 2011).
- **Presenter:** *"Medical Records Law-Electronic Health Records,"* Lorman Education, Philly, PA (March 1, 2011).
- **Presenter:** *"Legal Considerations for New Jersey Health Information Exchanges,"* NJHIMSS-NJHFMA Joint Conference, West Windsor, New Jersey (January 18, 2011).
- **Presenter:** *"Managing Legal Risk with Privacy & Security in an EMR and HIE World,"* Princeton Insurance (November 18, 2010).
- **Mediator:** *"How to Successfully Select, Implement and Use EHRs,"* Lawrenceville, NJ (October 29, 2010).
- **Panelist:** *"Health Information and Technology Practice Panel,"* American Society of Law, Medicine & Ethics, Seton Hall School of Law 4<sup>th</sup> Annual Health Law Conference, Newark, New Jersey (October 22, 2010).
- **Presenter:** *"Health Information Exchange Privacy and Security,"* Delaware/New Jersey HIMSS, Annual Conference, Atlantic City, New Jersey (September 23, 2010).
- **Presenter:** *"EMRs – Legal Challenges,"* Cancer Institute of New Jersey, DIMACS Workshop (Sept 13, 2010).
- **Co-presenter:** *"The Privacy & Security of Meaningful Use,"* Medical Society of New Jersey, Annual Meeting of Medical Practice Managers (May 14, 2010).
- **Presenter:** *"HITECH Security Breach Enforcement Begins February 22, 2010: Is Your Hospital Prepared?"* Meridian Health System, Hospital Workshop Series, Neptune, NJ (January 27, 2010).
- **Presenter:** *"HIPAA Business Associate Agreements – An Overview and the Changes,"* New York Podiatric Society, Annual Meeting, New York City, New York (January 23, 2010).
- **Presenter:** *"HITECH Security Breach Enforcement Begins February 22, 2010: Is Your Hospital Prepared?"* Saint Barnabas Health Care System, Hospital Workshop Series (January 14, 2010).
- **Speaker:** *"Health Information Exchange - The Security and Privacy,"* New Jersey Hospital Association (NJHA), Health Information Exchange Summit, Princeton, NJ (December 9, 2009).
- **Presenter:** *"HITECH Security Breach Enforcement Begins February 22, 2010: Is Your Hospital Prepared?"* Robert Wood Johnson University Hospital, Hospital Workshop Series (December 7, 2009).
- **Presenter:** *"HITECH Security Breach Enforcement Begins February 22, 2010: Is Your Hospital Prepared?"* Virtua Health Inc., Hospital Workshop Series (November 20, 2009).
- **Panelist:** *"Breach and Breach Notification - Insights on the New ARRA Guidance and Regulations,"* Workgroup for Electronic Data Interchange (WEDI), 2009 Fall Conference Meaningful Information Exchange: Leveraging Existing and Emerging Healthcare Standards, Baltimore, MD (November 16, 2009).
- **Webinar:** *"Security Breach Notification,"* Medical Society of New Jersey (October 28, 2009).
- **Presenter:** *"HITECH Amendments for Business Associate Agreements,"* Delaware Valley and NJ HIMSS Chapter, Fall Conference, Atlantic City, NJ (October 23, 2009).
- **Presenter:** *"HITECH Act Funds & Requirements,"* NJHFMA, Annual Conference, Iselin, NJ (Sept 8, 2009).
- **Presenter:** *"Privacy & Security Law Update,"* Medical Society of New Jersey (August 19, 2009).
- **Presenter:** *"HIPAA Compliance and Other Legal Issues Related to the HITECH Act,"* Cumberland Medical Society, Vineland, NJ (June 3, 2009).
- **Presenter:** *"HITECH, HIPAA & EMR Funding,"* Medical Society of New Jersey, Annual Meeting of Medical Practice Managers, Princeton, New Jersey (May 15, 2009).
- **Panelist:** *"HITECH Act Panel Discussion: Learn Why You Should Care About HITECH,"* New Jersey Physicians Association (May 6, 2009).
- **Panelist:** *"Safeguarding Health Information: Building Assurance through HIPAA Security,"* NIST/CMS Security Rule Conference, Washington, D.C. (May 2009).
- **Faculty:** *"HITECH, Red Flags, HIPAA and Updating Privacy and Security Programs,"* New Jersey Hospital Association, Full-Day Workshop, Princeton, NJ (April 14, 2009).



- **Presenter:** *"Electronic Medical Records,"* Lorman Education, Philadelphia, PA (March 19, 2009).
- **Presenter:** *"Securing Patient Information: Encryption, Red Flags, and beyond,"* New Jersey Hospital Association, CIO Constituency Meeting, Princeton, NJ (November 6, 2008).
- **Panelist:** *"Legal Aspects of EMR and HIT,"* Medical Society of New Jersey, Electronic Medical Record Open House (September 24, 2008).
- **Webinar:** *"Electronic Health Records: Keys to Compliance,"* National Constitution Center (July 17, 2008).
- **Speaker:** *"HIPAA for Medical Practice Office Managers,"* Medical Society of New Jersey (April 3, 2008).
- **Presenter:** *"Legal Issues in the End of Life,"* Grand Rounds Saint Peter's University Hospital (March 2008).
- **Presenter:** *"RHIOs and the Law,"* HIMSS NJ/NY, Conference, Teaneck, NJ (October 4, 2007).
- **Keynote Speaker:** *"Healthcare Information Technology: The Next Decade,"* HIMSS (October 2, 2007).
- **Co-presenter:** *"Lawyers' Tips for Successful Transparency: Understanding HIPAA Privacy and Security Requirements And The Effect Of These Requirements On Emerging Electronic Health Information Exchange,"* Marcus Evans Educational Series, Transparency Issues in the Insurance Industry Conference, Arlington, Virginia (June 15, 2007).
- **Co-presenter:** *"Just When You Thought It Was Safe. PHASE TWO: HIPAA Security,"* Eastern Technology Council, Malvern, PA (March 15, 2005).
- **Co-presenter:** *"HIPAA Overview and Privacy Training for New Jersey Local Health Departments"* and *"How to Conduct a HIPAA-State Law Preemption Analysis,"* HIPAA Training Conference for NJDHSS Local Health Agencies, New Brunswick, New Jersey (April 1, 2004).

## **PUBLISHED WORK**

- **Co-Author:** *"Privacy Surrounding Anatomical Gifts for Research,"* Health Law Handbook, Thomson Reuters West Store (June 2012 Edition).
- **Author:** *"Patient Consent, Sensitive Data and Health Information Exchange,"* Whitepaper, New Jersey Health Information Management Systems Society (NJ HIMSS) (March/April 2012).
- **Author:** *"Cyber-liability Insurance and HIE"* HIT Exchange Magazine (March/April 2012).
- **Author:** *"Sequestration of Sensitive Data with Health Information Exchange,"* Whitepaper, American Health Lawyers Association (April 27, 2011).
- **Author:** *"Legal Considerations with HIE"* HIT Exchange Magazine (May/June 2011).
- **Author:** *"The Big EHR Question: What Does 'Meaningful Use' Mean?"* Physicians News Digest (2/2010).
- **Author:** *"Health Information Exchange Through a RHIO: A Legal Look Before You Leap,"* Health Law Practice Alert. (December 2009).
- **Author:** *"Keeping Pharma and Biotech Healthy with eHealth,"* LifeSci Trends (June 2009).
- **Author:** *"Safeguarding Health Information: Building Assurance through HIPAA Security,"* NIST/CMS Security Rule Conference (May 2009).
- **Author:** *"HITECH Act Greatly Expands Scope of HIPAA's Applicability and Enforcement and Increases Civil Monetary Penalties for Violations,"* HealthNewsDigest.com (February 2009).
- **Author:** *"The NJ HIT Commission Begins Its Work,"* Garden State Focus Magazine (January 2009).
- **Author:** *"The Passcode Request,"* Garden State Focus Magazine (July/August 2008).
- **Author:** *"Business Value of RHIOs,"* Advance for Health Information Executives (June 16, 2008).
- **Author:** *"Medical Identity Theft,"* Garden State Focus Magazine (March 2008).
- **Author:** *"Achieving Privacy & Security with Electronic Health Information Exchange,"* Staying Well within the Law (January 2008).
- **Author:** *"Physician Joint Ventures & Collaborative Arrangements,"* Physician Advocate (Fall 2007).
- **Author:** *"Sharing the Costs of Implementing Electronic Health Records,"* Garden State Focus Magazine (December 2007).
- **Author:** *"Understand Security, Privacy and the Law to Ensure Compliance,"* hcPro (December 2007).
- **Author:** *"Achieving Privacy & Security with Electronic Health Information Exchange,"* Garden State Focus Magazine (October 2007).
- **Co-Author:** *"Physician Joint Ventures and Collaborative Arrangements,"* Physician Advocate (Fall 2007).



- **Co-Author:** *“Proposed Changes to Joint Venture Regulations,”* Physician News Digest (August 2007).
- **Author:** *“HIPAA and Data Privacy Best Practices,”* ExecBlueprints (January 2007).
- **Author:** *“Electronic Health Record Safe Harbors,”* Physician News Digest (November 2006).
- **Co-Author:** *“Ancillary Ventures Must Be Carefully Structured: Complying with Laws Barring Certain Self-Referrals or Payments,”* New Jersey Law Journal (July 2006).
- **Author:** *“Issues for Hospitals Providing Medical Treatment to Prisoners,”* Garden State Focus Magazine (August 2004).
- **Co-Author:** *“The New HIPAA Enforcement Rule,”* American Health Lawyers Association (Member Briefing) (Sept 2003).

## **REPORTS & MANUALS**

- **Author:** *“Report to the New Jersey Health Information Technology Coordinator Regarding Developing and Implementing a Legal Framework for Private and Secure Health Information Exchange in New Jersey”* (December 2010).
- **Author:** *“Analysis of Selected New Jersey Confidentiality and Patient Approval Regulations,”* (submitted with NJHITC Report to Legislature, is a comprehensive analysis of New Jersey approval regulations in context of health information exchange, and recommended considerations for legislation) (April 2010).
- **Primary Author & Editor:** *“Privacy and Security Law Update for New Jersey Healthcare Provider Organizations”* (a 200+ page compendium of compliance documentation for HITECH, Red Flag and state law; includes tools, sample policies, contracts and other documents), published by New Jersey Hospital Association (January 2010).
- **Primary Author:** *“State of New Jersey Plan for Health Information Technology: Strategic Plan for Privacy and Security”* (pp 174-185), submitted to Office of National Coordinator by State of New Jersey (October 2009).
- *“Reference Guide to Selected Public Health Laws: New Jersey Public Health Officers’ Guide to Selected State Laws Addressing the Collection, Reporting, Maintenance, Release, and Confidentiality of Health Information, with References to Related HIPAA Provisions,”* New Jersey Department of Health and Senior Services (March 2003) (updated in 2007 for Security Rule).