

## **MEDICARE/MEDICAID - A NEW DILEMMA**

Are you involved in personal injury lawsuits?

The effective date of the Secondary Medicare Payer Act and the Schip Extension Act, for purposes of reporting, is January 1, 2010.

Do you have concerns about settling a lawsuit because of outstanding liens?  
Then you need to know more about the new Medicare set aside and Medicaid lien resolution requirements and the impact of both on personal injury settlements.

### **THE PENALTIES FOR NONCOMPLIANCE ARE SEVERE – FROM CIVIL LIABILITY TO POSSIBLE CRIMINAL PROSECUTION OF YOU and YOUR CLIENTS**

CDLA PROUDLY PRESENTS THIS TIMELY SEMINAR TO EDUCATE YOU ON COMPLIANCE WITH THE NEW MEDICARE/MEDICAID REPORTING REQUIREMENTS AND THE CONSEQUENCES OF FAILURE TO DO SO!

The Colorado Defense Lawyers Association is sponsoring a CLE regarding

### **Medicare/Medicaid Set Aside Issues**

*September 17, 2009, 8:00 a.m. – 12:00 p.m.*

Location:

6400 S Fiddlers Green Cir., Greenwood Village, CO 80111  
1-25 and Yosemite (crescent roof)  
Parking/Light Rail (see small print below)

4 CLE Credits applied for

Cost: \$85.00 per person.

#### **A three-part presentation featuring:**

**Bradley Frignon, Esq.**, Trust and Estate Attorney with specialty in Medicaid Planning and Medicare Set Aside Arrangements. Served as guest speaker for the American Law Institute and American Bar Association's Seminar, "Special Need Trust: What Every Personal Injury Attorney and Estate Planning Attorney Must Know."

Mr. Frignon will discuss:

- (1) Public benefits basics: what you need to know about Medicare and Medicaid eligibility;
- (2) SCHIP Extension Act of 2007;

- (3) History of Medicare Set-Aside;
- (4) Medicare's interest in a personal injury award;
- (5) Drafting considerations for release and settlement agreements when Medicare is involved.

**Gary Ashby** and colleagues from Colorado Department of Health Care Policy and Financing, specializing in Medicaid requirements.

Mr. Ashby and his three-person panel will discuss

- (1) Medicaid eligibility and administration.
- (2) Medicaid's interest in personal injury lawsuits.
- (3) Medicaid lien resolution issues.

**James Sudler**, Assistant Attorney Regulation Counsel, Colorado Supreme Court.

Mr. Sudler will discuss:

- (1) Lawyer trust accounts, regulations and requirements.
- (2) How to utilize and not utilize lawyer trust accounts.
- (3) Expectations of Colorado Supreme Court.

**If interested in attending, please fill out the registration form and return to Bo Donegan, [bo@codla.org](mailto:bo@codla.org), or fax to 303-221-0989 no later than September 15, 2009.**

Registration Information:

Name(s) please print \_\_\_\_\_  
\_\_\_\_\_

Please Charge my Credit Card in the amount of \$\_\_\_\_\_

Circle one - Visa MC Card # \_\_\_\_/\_\_\_\_/\_\_\_\_/\_\_\_\_ Exp Date\_\_\_\_/\_\_\_\_ CSV\_\_\_\_\_

Authorized Signature\_\_\_\_\_

A check in the amount of \$\_\_\_\_\_is enclosed

Remit to:

CDLA

c/o Bo Donegan

5761 South Elm St

Greenwood Village, Co 80121

**The Small Print:** Park in the underground lot, we will provide you with a pass upon check-in to use when you depart the lot. Or if you go green, get off at the light rail stop at Arapahoe. We will provide continental breakfast starting at 7:30 – there is a café right next to the meeting rooms if you run late.