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Points of Interest:

- Register for our February 9, 2015 annual conference today!
- Make sure to check out the latest news on the development of POLST in Florida.
- See what the Center has been up to in 2014.
- Get the latest news from the Center’s associates and affiliates.
- See how the Center works with students at FSU and elsewhere.
- Check out our digital content and like us on Facebook!

2015 Annual Conference

“The Future of Medical Malpractice Law in Florida”

On Monday, February 9, from 8:15 a.m. to 4:10 p.m. the Center will host, “The Future of Medical Malpractice Law in Florida” at the FSU Alumni Center. The conference will be sponsored by the Medical Educational Council of Pensacola (MECOP), the Center for Innovative Collaboration in Medicine and Law, the Florida Bioethics Network, the Tallahassee Memorial HealthCare Foundation and the Florida Blue Foundation.

This program will describe and critically analyze the current legal system in Florida for handling allegations that substandard care provided by a physician or other health care professional injured a patient. We will examine the positive and negative impacts of the current legal system on the way that medicine is practiced. We will identify and discuss the pros and cons of potential modifications to the current legal system and their likely effects on medical practice.

To view the program and register for our annual conference, click here.

POLST News

- The Center continues to coordinate Physician Orders for Life-Sustaining Treatment in Florida based on the National POLST Paradigm.
- The Center has developed a POLST Facebook page to advocate for the use of POLST in Florida while informing and educating the populace about POLST’s benefits and characteristics. Like Florida POLST on Facebook!
- Last June, the Center distributed POLST teaching materials to medical schools, nursing schools and schools of social work across the state of Florida to educate future medical and health care professionals about POLST. This was made possible by a grant from the Retirement Research Foundation as administered through the Oregon Health & Science University. To view these materials, click here.
- On May 12, the Center presented the panel discussion, “A POLST Conversation (Physician Orders for Life-Sustaining Treatment).” The event was moderated by center director, professor Marshall Kapp and included panelists Ken Brummel-Smith, Tracy Christner, Susan Ponder-Stansel, Michael Sheedy and LuMarie Polivka-West. To view the event, click here.
Center Events in 2014

Center’s 2014 Conference

On Wednesday, February 5, the center hosted “Cutting Health Care Costs While Improving Quality of Care: Ethics, the Tort System, and Reducing Defensiveness Medicine,” from 8:15 a.m. to 4:10 p.m. at the FSU Alumni Center. The event was sponsored by MECOP, the Center for Innovative Collaboration in Medicine and Law, the Florida Bioethics Network, Capital Health Plan, Big Bend Hospice and the Capital Medical Society.

Ethics of Dementia Care

On February 22, Professor Kapp presented “Ethics of Dementia Care” at the Annual Alzheimer’s Disease Education and Training Conference at the FSU College of Medicine.

“Unprecedented: The Inside Story of the Constitutional Challenge to Obamacare”

On March 6, the FSU College of Law student Federalist Society hosted Professor Josh Blackman as he presented “Unprecedented: The Inside Story of the Constitutional Challenge to Obamacare” in the B.K. Roberts Building. Professor Kapp offered commentary.

Affordable Care Act: Strategies for Helping Florida’s Uninsured Population

On March 24, the Delta Sigma Theta Sorority: State of Florida and the Bahamas hosted “Affordable Care Act: Strategies for Helping Florida’s Uninsured Population” for which Professor Kapp was a panelist at the Donald Tucker Civic Center.

2014 College of Medicine Alumni Reunion

On April 12, Professor Kapp and Dr. Michael Nair-Collins, FSU College of Medicine, Professor of Behavioral Sciences and Social Medicine presented “Is Good Medical Care Legal? Reconciling Ethics, Defensive Medicine, and Legal Risk Management in Clinical Practice,” a two-hour CME presentation and audience discussion. To view this event, click here.

2014 U.S. Supreme Court Decision Discussion

On July 24, the Center presented “Health Law Cases from the U.S. Supreme Court 2014 Term,” facilitated by professor Kapp. Recent controversial decisions involving health law (Hobby Lobby and McCullen v. Coakley) were discussed. To view the accompanying PowerPoint presentation, click here.

“Diminished Decision-making Capacity in Older Persons: A Global Perspective” Webinar

On September 18, the American Society on Aging hosted an online webinar, “Diminished Decision-making Capacity in Older Persons: A Global Perspective.” The webinar was taught by Professor Kapp. This webinar included complimentary Continuing Education Units (CEUs). By the end of the webinar, participants were able to: Identify the ethical underpinnings of the concept of decision-making capacity in older persons; list the factors to be considered in evaluating the decision-making capacity of an older person; understand the legal options available when an older person has diminished decision-making capacity; and, compare attitudes and approaches among the different countries regarding the challenge of diminished decision-making capacity. The webinar was sponsored by the MetLife Foundation and was part of its MindAlert Series. To view the webinar, click here.

Ebola and Quarantine Discussion

On November 7, the Center hosted “Ebola and Quarantine: Legal and Policy Issues Discussion,” at the Florida State University College of Medicine.

This audience discussion was led by Professor Kapp and Leslie Beitsch, Chair of the Department of Behavioral Sciences and Social Medicine. To view the event, click here.

Big Bend Hospice Event

On December 4, the Center co-sponsored the Big Bend Hospice event, “Grief and Healing in a Brokenhearted World” at the FSU College of Medicine auditorium. There was a presentation by author, speaker, and psychotherapist Miriam Greenspan, and a performance by Velma Frye titled Songs of the Earth. Heart of the Earth and O’Toole’s Herb Farm co-sponsored the presentation.
Featured Meeting Presentations in 2014

**November 21:** Professor Kapp, Short Course Panelist, “The Culture Change Movement: The Role of the Speech and Language Professional in Supporting Self-Directed Living,” at Annual Convention of the American Speech-Language-Hearing Association, Orlando, Florida.

**October 18:** Professor Kapp, “Home and Community-Based Long Term Services and Supports: Health Reform’s Most Enduring Legacy?” at conference on The ACA and Beyond sponsored by the University of Missouri Center for Health Ethics and Center for Health Policy, Columbia, MO.

**October 10:** Professor Kapp, “Making Medical Practice More Rational: Does the Law Help or Hurt?” at University of Toledo Law Review Symposium, Toledo, Ohio, and on

**June 7:** at the 37th Annual Health Law Professors Conference of the American Society of Law, Medicine & Ethics, San Francisco, California.

**May 21:** Professor Kapp, ”Rationalizing Medical Practice: Is The Law a Help or a Hindrance?” at Grand Rounds at the Indiana University School of Medicine Department of Dermatology in Indianapolis, Indiana.

**March 28:** Professor Kapp, “Home and Community-Based Long Term Care Services and Supports: What Does Health Reform Have to Do With It?” at Health Reform, Transition and Transformation in Long Term Care, at the 26th Annual Health Law Symposium sponsored by Saint Louis University School of Law Center for Health Law Studies, in St. Louis, Missouri.

**January 18:** Professor Kapp, “The Affordable Care Act and Its Impact on Clinical Practice: Still Guessing After More than Three Years,” at Best Clinical Practice Symposium sponsored by Sacred Heart Health System and Sacred Heart Senior Services, in Pensacola, Florida.

Featured Publications


The Center continues to work closely with and advise the FSU College of Medicine’s Health and Law Organization (HALO) and the FSU College of Law’s Health Law Society.

On January 15, 2014, HALO sponsored the “Affordable Care Act Panel Discussion,” for which it won Event of the Year as voted on by the FSU Medical Student Council. Approximately 120 medical students, law students and faculty attended. The event was so popular, HALO decided to host another “ACA Panel Discussion” on November 19, 2014.

On October 21, the Health Law Society invited several prominent attorneys to take part in a panel discussion highlighting the many different facets of health law in Tallahassee.

Selected Faculty, Associate and Affiliate Activities

Ken Brummel-Smith
Dr. Ken Brummel-Smith, the Charlotte Edwards Maguire chair and professor of the FSU College of Medicine’s Department of Geriatrics, co-wrote an article titled “Viewpoint: Turn Patients’ Wishes into Orders,” published in the Pensacola News Journal.

Aline Kalbian
Dr. Aline Kalbian, professor of religion and director of undergraduate studies at the FSU Department of Religion recently published a book titled, “Sex, Violence, and Justice: Contraception and the Catholic Church,” which deals with the ethics of contraception.

Michael Nair-Collins
Dr. Michael Nair Collins, FSU College of Medicine, Professor of Behavioral Sciences and Social Medicine published several papers in 2014. His first paper titled “Abandoning the dead donor rule? A national survey of public views on death and organ donation” was published in the Journal of Medical Ethics. Dr. Nair-Collins co-wrote the paper, “Hypothalamic–Pituitary Function in Brain Death” in the Journal of Intensive Care Medicine. Dr. Nair-Collins also co-wrote an article in Bioethics titled, “Impaired Professionals.”

Larry Krieger

2014 Student Activities

The Center continues to work closely with and advise the FSU College of Medicine’s Health and Law Organization (HALO) and the FSU College of Law’s Health Law Society.

On January 15, 2014, HALO sponsored the “Affordable Care Act Panel Discussion,” for which it won Event of the Year as voted on by the FSU Medical Student Council. Approximately 120 medical students, law students and faculty attended. The event was so popular, HALO decided to host another “ACA Panel Discussion” on November 19, 2014.

On October 21, the Health Law Society invited several prominent attorneys to take part in a panel discussion highlighting the many different facets of health law in Tallahassee.
Center Media Mentions in 2014

February 14: Professor Kapp was interviewed on February 14, 2014 by WFSU’s Capital Report reporter Lynn Hatter about scope-of-practice battles between nurses, doctors and pharmacists in the Florida legislature. To listen to the interview, click here.

March 28: Health law experts Marshall Kapp and Jill Quadagno were interviewed about the Affordable Care Act for FSU’s "Extraordinary Thoughts: The research and creative activity blog." To read the article, click here.

June 17: Professor Kapp was interviewed by ABC-TV for a segment run on the 5:00 p.m. News that night. The segment discussed the new Charlotte’s Web marijuana legislation that was signed into law by Governor Rick Scott the day before. To watch the segment, click here.

July 11: Professor Kapp was interviewed about end-of-life care in an article in the Tampa Bay Times. To read the article, click here.

July 22: Professor Kapp was interviewed by Richard F. Address of Boomer Generation Radio (WWDB-AM) of Philadelphia, PA about a myriad of issues facing the elderly today. To listen to the interview, click here.

August 6: Professor Kapp was quoted in the journal IRB Advisor (August 2014: Vol 14, No. 8, Pages 85-96). He discussed complex informed consent issues as they relate to tissue requests made by biotech firms.

September 12: Professor Kapp’s book review of Philip K. Howard’s “The Rule of Nobody: Saving America from Dead Laws and Broken Government” was mentioned in the September 12, 2014 entry of the Elder Law Prof Blog. To read the article, click here.

October 8: Professor Kapp was quoted in an article published by the Association of American Medical Colleges. The article is titled "Technology in Academic Medicine: Technology Promotes Wider Use of Advance Directives". To read the article, click here.

Mollie and Paul Hill Student Writing Competition in Medical-Legal Interprofessional Collaboration

Beginning in 2014, the Florida State University Center for Innovative Collaboration in Medicine and Law presented awards for the outstanding original papers submitted by a law student and a medical student or medical resident in response to a question pertaining to collaboration between medical and legal professions. This writing competition is made possible by a generous gift from Mollie and Paul Hill.

2014 Competition Winners

Congratulations to Case Western Reserve University School of Medicine student Alexandra Junewicz and Stetson University College of Law student Elisabeth Anne Fontune, winners of the 2014 Mollie and Paul Hill Student Writing Competition in Medical-Legal Interprofessional Collaboration.

2015 Contest Question

There is a growing consensus that the U.S. health care system is frequently characterized by the excessive and unnecessary provision of medical services. One of the impediments to rationalizing medical practice to reduce tests, procedures, and treatments that are not clinically indicated and appropriate for particular patients is the perception by practicing health care professionals that the prevalent and often overused tests, procedures, and treatments are compelled by the current American legal system, and that health care professionals’ efforts to reduce the current waste and inefficiency will result in their expanded exposure to malpractice litigation and liability. Discuss the ways in which the medical and legal professions may work together collaboratively to address the problem of excessive, unnecessary, wasteful, and inefficient provision of medical services in the U.S.

Winners of the 2015 Mollie and Paul Hill Student Writing Competition will be announced on or before April 1, 2015.

For information about the 2016 Mollie and Paul Hill Student Writing Competition in Medical-Legal Interprofessional Collaboration, please visit the center website, and click on the “Students” tab.