

MSBA ELDER LAW SECTION E-NEWSLETTER

August 25, 2009

E-Newsletter Editorial Staff:

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NOMINATIONS SOUGHT FOR 2009 ELDER LAW SECTION AWARDS

The Awards Committee of the Elder Law Section is seeking nominations for section awards to be presented at the Minnesota CLE Elder Law Institute on Thursday, October 8, 2009. Nominations are sought for the Mary Alice Gooderl Memorial Award. This Award is presented by the Elder Law Section to acknowledge outstanding contributions to the field of Elder Law by members of the Elder Law Section as exemplified by Mary Alice Gooderl, one of the founders of the Elder Law Section. In addition, the Awards Committee considers nominations for special awards to recognize special achievements by section members or special contributions to the Elder Law Section or the field of Elder Law. Nominations will close at 5 pm on Friday, September 11, 2009. Please submit nominations to Julian J. Zweber at 1360 Energy Park Drive Suite 310, St. Paul, MN 55108-5252; telephone 651-646-4354; fax 651-646-4539; or julianzweber@qwest.net.

ELDER LAW SECTION MEMBER PROFILE DATA

Recently, an Elder Law Section Profile Report was distributed by the MSBA with data providing various breakdowns of information about our Section as of August 21, 2009. Below are some excerpts:

- The total number of Elder Law Section members is 496

- 57.7% of Section members are male; 41.7% are female
- 31.4% of attorneys who are Section members have more than 30 years in practice
- 9.5% of Section members are students
- 47.2% of Section members are solo practitioners or work in law firms with 2-5 attorneys; 4.2% work in law firms with over 50 attorneys
- 56.7% of Section members live in the 7-county metro area; 31.0% live outstate
- 326 of the Section's 496 members also belong to the Probate & Trust Law Section; 224 also belong to the Real Property Section

For the complete Section Profile Report, contact Elyse Farnsworth of the MSBA at efarnsworth@statebar.gen.mn.us.

ELDER LAW NEWS

Nursing home worker arrested

http://www.twincities.com/minnesota/ci_13174157?nclick_check=1

New Study of House Health Reform Bill: Minnesota Faces Over \$654 Million in Medicare-Funded Nursing Home Cuts Over Ten Years

<http://news.prnewswire.com/DisplayReleaseContent.aspx?ACCT=104&STORY=/www/story/08-21-2009/0005081288&EDATE=>

Grow old in own homes

http://www.straitstimes.com/Breaking%2BNews/Singapore/Story/STIStory_418900.html

Helping helpers cope

http://www.startribune.com/local/53516092.html?elr=KArks:DCiUHc3E7_V_nDaycUiD3aPc:_Yyc:aULPQL7PQLanchO7DiUr

Firms, researchers aim to keep seniors steadier on their feet

<http://www.dallasnews.com/sharedcontent/dws/bus/stories/081809dnbusfalls.38e592f.html>

Medicare Proposes Cut To Aid LTC Insurance Growth

<http://www.huliq.com/7306/85259/medicare-proposes-16b-cut-growth-long-term-care-insurance-expected>

Healthcare fraud 101: How to report Medicare or Medicaid fraud

<http://www.examiner.com/x-6013-Houston-US-District-Court-Examiner~y2009m8d21-Healthcare-fraud-101--How-to-report-Medicare-or-Medicaid-fraud>

MINNESOTA CASES

There are no Minnesota cases to report this week.

STATUTES, REGULATIONS, BULLETINS

There are no Statutes, Regulations or Bulletins to Report this week.

UPCOMING EVENTS AND CLE PROGRAMS

Advising Trustees: Duties, Disclosures, and Liability

HCBA Tele-Seminar (Part 1 of 2)

August 25 at Noon

Contact Information: <http://www.hcba.org> or 651.752.6600.

The Prudent Investor Rule: Understanding the Rules of Trust Investments

HCBA Tele-Seminar (Part 2 of 2)

August 26 at Noon

Contact Information: <http://www.hcba.org> or 651.752.6600.

Elder Law Institute

October 8-9, 2009

Minnesota CLE Conference Center

ELDER LAW SECTION ACTIVITIES

GOVERNING COUNCIL MEETING: The next meeting of the Elder Law Section Governing Council will be at 12:30 p.m. on Friday, October 9, 2009, at the conclusion of the Elder Law Institute, at the Minnesota CLE Conference Center, 3rd floor City Center, Minneapolis. All members are welcome to attend. To participate by phone, please contact Vicki McIntyre at vmcintyre2@yahoo.com or 612-722-8572.

MA COMMITTEE MEETING: The next MA Committee meeting will be at 3:30 p.m. on Tuesday, October 20, 2009, at the MAO Offices, 2021 E. Hennepin, Suite 200, Minneapolis. Topics for the meeting may be submitted to MA Committee Chair, Cathryn Reher, at creher@mnelderlaw.com, or faxed to 952-542-9201. For directions, or to attend by phone, please contact Tracie Fenske with Long, Reher & Hanson, P.A. at 952-929-0622.

VULNERABLE ADULT COMMITTEE MEETING: The next meeting of the Vulnerable Adult Committee will be Thursday, October 29, at Noon, at the offices of Pearson, Randall, Schumacher & LaBore, P.A., 100 S. 5th Street, Suite 1025, Minneapolis, 612.767.7500. Contact co-chairs Ken LaBore at klabore@prslegal.com or Joel Smith at joel@koslaw.com for more information.

GREATER MINNESOTA COMMITTEE: Please contact Bonita Kallestad at 1-320-235-9600 or bkallestad@westernlegal.org with issues you would like the Greater Minnesota Committee to address. Also contact Bonita if you would like to serve on the Greater Minnesota Committee.

DON'T FORGET THAT THE ELDER LAW WEBSITE IS A GREAT RESOURCE. Here's what you can find on the Website: Links to the DHS Health Care Programs Manual, the DHS Bulletin on treatment of uncompensated transfers, the Minnesota Bankers Association Compliance Bulletin on Powers of Attorney, legislative summary; Practice Links to organizations such as NAELA, ABA Commission on Law and Aging, Links to Federal and State Government Agencies, Statutes, and Regulations; Meeting Notices, Listings of Officers and Council Members, Section Bylaws, and more.

To access the ELDER LAW SECTION WEBSITE

Click here: <http://www2.mnbar.org/sections/elder-law/index.asp>

Please send E-Newsletter contributions by noon on Saturday of each week to Suzy Scheller at sscheller@prslegal.com.

If you do not wish to receive this E-Newsletter, send your request to be removed from the mailing list to Elyse Farnsworth at efarnsworth@statebar.gen.mn.us.

Current and prior E-Newsletters are posted on the website for the MSBA Elder Law Section and are available at: <http://www.mnbar.org/sections/elder-law/newsletters.asp>.