



Elder Law Section
EXECUTIVE COUNCIL AGENDA

Loews Portofino Hotel, Orlando Thursday, January 14, 2016
5:30 p.m. 7:00 p.m.

- I. Call to Order - Welcome David Hook, Chair
In attendance: Steven Hitchcock, Jason Waddell, Joan Nelson Hook, Amy Collins, Jack Rosenkranz, Leonard Monshein, April Scott, Cary Moss, Travis Finchum, Felicia Jordan, Alex Cuello, Julianne Ware, Jonathan Glozelk, Carolyn Landon, Stephanie Villavicencio, Yaniel Cantelar Jaqueline Augusto, Grady Williams, Neil Scott, Kristina Tilson, Michelle Hollister, Evett L. Simmons, Heather Kirson, Charlie Robinson, William Johnson, Mary Wakeman, Ellen Morris, Marshall McDonald, Debra Slater, Jill Ginsberg, Joe Ranni, Sam Boone, Randy Bryan, Emma Hemness, Victoria Heuler, Brian Kramer, Enrique Zamora.
Attending By Phone: John Frazier, Jana McConnahay

- II. Approval of Minutes Steve Hitchcock, Secretary
Approved Unanimously

- III. Chair's Report David Hook, Chair

Congratulations to Ellen, Collette, and Jason for a very successful Annual Update / CLE David stressed to Substantive Chairs to attend Legislative committee meetings or send a representative to sub.

David discussed issues with Fast Tracking legislative proposals, asked for motion to amend bylaws to allow for fast tracking, Sam Boone Moved, Randy Bryan seconded Motion passed Unanimously

Strategic planning committee: wants to identify what the ELS brand is with pamphlets and brochures etc to identify who and what we are.

David Thanks Beth Waddell for her service to the mentoring committee, Stephanie Villavicencio volunteered to be committee chair

- IV. Chair Elect Report Ellen Morris, Chair-elect
Deferred

- V. Treasurer's Report Jason Waddell Exhibit A

Budget is normal, but does not show results of Annual Update, that will show on next report.

The council voted to spend \$3,000 and reimburse the members that attend the ELS Strategic Planning Committee to be held in February 2016 for a total of approximately \$5,000. The vote to amend the budget was unanimously approved.

VI. Substantive Division

Collett Small, Vice Chair

- a. Exploitation and Abuse Committee Erika Dina/Amy Collins Exhibit B
- b. Probate and Estate Planning Committee Mike Jorgensen/Horacio Sosa Exhibit C
- c. Guardianship Committee Carolyn Landon/Victoria Heuler Exhibit D

- d. Ethics Committee Steve Hitchcock/Debra Slater
Debra Slater read report, discussed issue of ethics of petitioner in Guardianship Proceedings: referred to Guardianship Committee

- e. Legislative Committee Scott Selis/William Johnson
William Johnson reported: Need members to go to Tally and testify on topics, session is underway. Announced bar meeting to meet legislators. Bills are being referred to committees, need feedback fast, Harrison bill is being worked on, gave proposed language to Rep. Harrison Mr. Johnson reported that ELS not opposing bill b/c we are working on it with Rep Harrison, trying for the ELS to be a resource to the Legislature, not close doors. Trial Lawyers and RPPTL opposes bill. SB1536 is companion bill to HB 557 (Harrison bill). Cary Moss reported that NAELA has addressed similar bills in CT and NH

- f. Medicaid/Govt Benefits Committee Amanda Wolf/Heather Kirson
Heather Kirson read report to be included in minutes
- g. Special Needs trust Committee Travis Finchum Exhibit E
- h. UPL Special Committee John Frazier Exhibit F
- i. Financial Products Special Committee Marjorie Wolasky/Jill Ginsberg Exhibit G
- j. Veterans benefits Committee Javier Centenzio/Jack Rosenkcranz
- k. Mentoring Special Committee Beth Waddell

VII. Administrative Division

Randy Bryan, Vice Chair

- a. CLE Committee Sam Boone

- b. Newsletter Stephanie Villavicencio
Christina Tilson will now be working on the Advocate, Stephanie suggests to mandating substantive articles to be provided for the Advocate

- c. Council of Sections report David Hook
- d. Certification Special Committee Travis Finchum
- e. Law School Liaison Special Committee Enrique Zamora/Alex Cuello

- f. Web Page Report Jana McConnaughay
John Frazier discussed compiling list of litigation attorneys that have experience going after non Medicaid planners. Len Monshein stated working on compiling list, work in progress. David Hook asked that the list be placed in the members section of the ELS web site

- g. Sponsoring Special Committee Jason Waddell

Jason thanked the following sponsors: Guardian Trust: Section Sponsor, Elder Council, Comerica, Integrity Marketing Solution, Westlaw

VIII Board of Governors report

Sandy Diamond

IX Liaison reports

a. AFELA report

Cary Moss

Update given

b. FSGA Report

Michelle Hollister

Update Given

c. RPPTL Report

Charlie Robinson

POLST update given

d. NAELA Report

Howie Krooks

Military Child Protection Act enacted, SNT fairness act has to go thru congress

Len Monschein reported NAELA Editorial Board selection of Scott Solkoff for recognition

e.Task Force Report

Sam Boone

Taskforce lobbyist continues to be active watching proposed bills and committee actions CMS new rules for nursing homes, Penalty divisor is now \$8346 thanks to efforts of Randy Bryan Update .

X. New Business

None

XI Old Business

ByLaw Amendment: Passed (addressed in Chair's report)

Exhibit I

XII Adjournment

Moved by Ellen Morris, Seconded by Collett Small

Respectfully Submitted by Steven Hitchcock, Secretary