

**From:** South Carolina Bar <kphillips@scbar.org>  
**To:** Pisarik, HollyHollyPisarik@gov.sc.gov  
**Date:** 5/2/2016 4:46:13 PM  
**Subject:** SC Bar Publications - Medicare Issues In Liability and Workers' Compensation Settlements

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South Carolina Bar-CLE Publication: AVAILABLE FOR PURCHASE!

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Medicare Issues in Liability and Workers' compensation Settlements by Daniel W. Hayes, J.D., M.S.C.C., was written to guide practitioners through their analysis of how to best consider Medicare's interests when resolving claims involving medical exposure. The book is presented from the perspective of an insurance defense attorney with over 18 years in practice, who is a certified Medicare Set-Aside consultant and actively prepares Medicare Set-Aside Arrangements (MSAs), provides opinion letters, verifies liens, and engages with the Centers for Medicare & Medicaid Services (CMS) to resolve liability and workers' compensation claims. Topics addressed under the Medicare Secondary Payer (MSP) Act include:

- \* Steps to verify and dispute Medicare conditional payment liens
- \* Private causes of action to enforce reimbursement on behalf of Medicare
- \* Potential MSP exposure under the False Claims Act
- \* Determining if a set-aside allocation is "needed" in a settlement
- \* Is it ever "required" to submit a settlement to CMS?
- \* Proposed new rules for liability settlements
- \* Recent and anticipated changes under the SMART Act
- \* Suggested release language for both liability and workers' compensation

settlements

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## Recent CLE Publications...

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[Appellate Practice in South Carolina, Third Edition](#)

[The Law of Automobile Insurance in South Carolina, Seventh Edition](#)

[Medicare Issues in Liability and Workers' Compensation Settlements](#)

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Order online [here](#)

or

Contact Kristie Haustovich

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