



EMPLOYEE BENEFITS LAW UPDATE

16TH ANNUAL ADVANCED SEMINAR

A 2 day seminar that examines the highly complex benefits challenges you face every day.



LAS VEGAS, NEVADA
May 13-14, 2019



ATLANTA, GEORGIA
September 16-17, 2019

**Washington Update:
What's New?
Recent Guidance and Current
Employee Benefit Projects**

Qualified Plans

**Identifying Plan Errors
and Developing Solutions
to the Errors**

**IRS DOL Audits: How to
Manage**

**Plan Administrators:
Enhancing Communication
and Avoiding Pitfalls**

**When the Auditors Come
Knocking: Top 10 Health Plan
Traps to Avoid in 2019**

**Health Care Reform
Compliance Boot Camp**

**Defined Contribution
Healthcare in a Post-ACA
World: Private Exchange
Compliance Issues and
Opportunities**

**Deja-vu all over again:
The Brave New World
of Onsite Clinics**

**HIPAA Compliance
and Big Data Breach:
How to Limit Your Exposure**

**Wellness Programs and
Disease Management:
Overcoming Legal Compliance
Hurdles**

IAML Open Forum



SEMINAR SCHEDULE

LAS VEGAS, NEVADA

May 13-14, 2019

8:00 a.m. – 4:00 p.m.

Planet Hollywood Resort & Casino

(866) 919-7472

ATLANTA, GEORGIA

September 16-17, 2019

8:00 a.m. – 4:00 p.m.

Seminar location will be at the office of Alston & Bird in Midtown Atlanta

OVERVIEW

IAML's 2 day 2019 Employee Benefits Law Update provides a thorough update which analyzes up-to-the-minute issues and developments along with their real-world impact and the impact of post-election changes, directives, and regulations.

As a result of new developments and court decisions; intensified scrutiny by enforcement agencies; dramatic increases in benefits-related litigation; and severe liabilities for missteps, the information presented in these seminars is as timely as it is critical.

- Learn the critical employee benefits issues facing U.S. employers in these difficult economic times.
- Discover what lessons we can learn and practical management ideas gained from the new stimulus package.

SEMINAR CONTENT

Washington Update: What's New? Recent Guidance and Current Employee Benefit Projects

Qualified Plans

- Identifying Plan Errors and Developing Solutions to the Errors
- Implementation of Best Practices – Corporate Governance Standards in Employee Plan Administration
- Employee Plan Fiduciaries: Why You are One, What Your Duties Are, What Your Liability is
- Trimming Your Employee Plan Administration Expense Budget – What Expenses Can You Charge to Your Plan?
- Cost Effective Management of Your Plan's Service Providers: Getting the Services You Pay For and are Entitled to Receive
- Implementation of an Employee Plan Compliance Calendar

Identifying Plan Errors and Developing Solutions to the Errors

Focus on both IRS and Department of Labor guidance that addresses correcting plan errors including a case study analysis of the voluntary compliance programs that both the IRS and DOL administer. An analysis of the multiple types of correction methods as well as the venue appropriate for the particular error will be analyzed.

IRS DOL Audits: How to Manage

Focus on the practical and legal aspects of managing an audit by either the DOL or the IRS. Included in this discussion will be specific areas the DOL is currently concerned with.

Plan Administrators: Enhancing Communication and Avoiding Pitfalls

Focus on various administrative functions with respect to qualified plans including a detailed discussion of electronic plan administration guidance and other recent developments.

When the Auditors Come Knocking: Top 10 Health Plan Traps to Avoid in 2019

The last year has seen a significant increase in agency audit activity with the DOL and Office of Civil Rights (OCR) leading the way. This session will help you identify and avoid the top 10 exposure items we see in DOL agency investigations under the ACA, the Mental Health Parity Act (MHPAEA), wellness programs and ERISA. We will also focus on increased OCR investigations related to data breach (including the rise of email hacking incidents) under HIPAA.

Health Care Reform Compliance Boot Camp

Now that the dust has settled, what plan changes and compliance risks exist, and how can exposure be limited? Latest update on Affordable Care Act (ACA) rules and regulations. Compliance initiatives for play or pay and avoiding the so-called "Cadillac" tax.

Defined Contribution Healthcare in a Post-ACA World: Private Exchange Compliance Issues and Opportunities

Now that the agencies have issued new HRA regulations significantly expanding employer options, many employers are looking for ways to fix their health care contribution obligation while continuing to offer an array of valuable coverage options

to employees. What tax and benefits compliance issues arise? Can employers offer health coverage through individual policies? What are the advantages and disadvantages of a fully insured versus a self-funded exchange? Will a private exchange arrangement satisfy the ACA requirements (including the employer "pay or play:" obligation)? This session focuses on the compliance aspects of private exchange arrangements with an emphasis on what can be done today, and what legislative or regulatory changes must be made to fully realize the benefits of a defined contribution approach.

Deja-vu all over again: The Brave New World of Onsite Clinics

What compliance issues and traps arise in connection with onsite clinics. Potential impact on HSAs and health care reform implications.

HIPAA Compliance and Big Data Breach: How to Limit Your Exposure.

We all know the rules (we think) but what do you do when a data breach occurs. Walk through real-life data breaches and resolution.

Wellness Programs and Disease Management: Overcoming Legal Compliance Hurdles

As the popularity of wellness, disease management and health risk assessment programs continue to grow, many employers have overlooked the many legal compliance issues that may arise in connection with a successful program. Hidden compliance costs associated with the "carrots" and "sticks" need to be considered. Also, are "mandatory" participation requirements allowed? What about smoker rate differentials? Attendees of this session will be able to identify and avoid potential compliance traps under the new ACA wellness regulations, under HIPAA's non-discrimination and privacy requirements, the Americans with Disabilities Act and COBRA.

IAML Open Forum

PLEASE NOTE: Because of the dynamic changes taking place in benefits law, IAML will make every effort to ensure that the program content presented is timely and includes all new significant developments in the area of employee benefits law. Therefore, we reserve the right to modify the curriculum when such changes are deemed beneficial.

SEMINAR PRESENTERS

Appreciated for his down-to-earth presentation style, **George F. Cicotte, Esq.** founded the Cicotte Law Firm in 2002. His broad employee benefits practice involves such diverse issues as health and retirement plan design, representing employers in labor relations matters, federal taxation, assisting health plans with HIPAA, COBRA and all other requirements and advising on a myriad of employment and fiduciary responsibility issues. His B.A., with distinction, is from the University of Pennsylvania and J.D., cum laude, from the J. Reuben Clark Law School.

Well received for his energetic presentation style **Dominic DeMatties, Esq.** is a partner with Alston & Bird's Employee Benefits & Executive Compensation Team in Washington, D.C. Dominic focuses on the design and compliance of qualified and nonqualified deferred compensation plans. He has significant practical and policy experience related to 401(k) plans, ESOPs and defined benefit plans. He also has significant experience with employee benefits matters arising in mergers and acquisitions. He received a J.D. from Georgetown University, an M.S. from the Rochester Institute.

With wit and humor, **John R. Hickman, Esq.**, creates an enjoyable learning experience. John is the Head of Alston & Bird's Health Benefits Practice, where he leads several attorneys devoted exclusively to health care reform issues under the ACA, HIPAA privacy, health savings accounts and consumer-directed health care, flexible benefit plans and related health benefit issues. As author of major treatises on health care related issues, he practically wrote the book on health benefits compliance. He received his law degree from Emory University School of Law.

WHO SHOULD ATTEND

Designed as an annual update for past IAML Certificate in Employee Benefits LawSM Seminar participants, attorneys and other experienced employee benefits professionals including:

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|-------------------------------|----------------------------------|-----------------------------------|
| 401(k) Programs Manager | Claims Systems Analyst | General Counsel |
| Benefits & Retirement Manager | Compensation & Benefits Director | Health & Welfare Benefits Manager |
| Benefits Coordinator | Compensation Analyst | HR Specialist |
| Benefits Director | Controller | Partner |
| Benefits Manager | Defined Benefit Pensions Manager | Pension Supervisor |
| Benefits Representative | Executive Benefits Analyst | Retirement Plans Manager |
| Benefits Specialist | Fiduciary Compliance Manager | Total Rewards Director |
| Chief Financial Officer | Fiscal Manager | Welfare Plans Manager |

"As always this conference delivered on up to date information needed to feel secure (do we really ever?) that I am administering my plans correctly. I really think this was the best session of this seminar ever."

**Sharon Moran • Benefits Manager
Salt River Materials Group • Clarkdale, Arizona**

"I was thoroughly impressed with the information provided as well as the expertise of the presenters and from the other attendees. I particularly enjoyed the engaging conversation where everyone was able to discuss their particular pains or success that could help others in their similar situations. Having those conversations with real-world experiences to which we could all relate made it that much better."

**Brandis Van Iterson • Human Resources Generalist
Anderson Hay & Grain • Ellensburg, Washington**

PROFESSIONAL EDUCATION

Human Resource Certification Institute (HRCI)

This seminar has been approved for 13 (general) recertification credit hours toward PHR, SPHR, and GPHR recertification.

Society of Human Resource Management (SHRM)

The Institute for Applied Management & Law, Inc. is recognized by SHRM to offer Professional Development Credits (PDCs) for SHRM-CPSM and SHRM-SCPSM. Earn 13 PDCs by attending this 2-day seminar.

International Foundation of Employee Benefit Plans

Earn 13 Continuing Education Credits towards CEBS recertification.

Continuing Legal Education Units

IAML is designated as an approved provider of professional training for the states of California and Pennsylvania. This 2 day Advanced Seminar is approved for 13 hours. IAML certifies that this activity conforms to the standards for approved education activities prescribed by the rules and regulations of the State Bars of California and Pennsylvania governing minimum continuing legal education.

Other States: This seminar has been approved for CLE credits in many other states. Please call IAML to see if your state has been approved for CLE this year. IAML requests 45 days prior notification that you wish such credit. An additional charge may be involved.

PARTIAL LIST OF PARTICIPATING ORGANIZATIONS

| | | |
|-----------------------------------------|--------------------------------------------------------|-----------------------------------------------------|
| American Showa | Highmark, Inc. | Salt River Project |
| Amherst College | Huntington Ingalls Industries Inergy | SilverStone Group |
| Anderson Hay & Grain | Automotive Systems USA | Smithfield Packing Co., Inc. |
| Baylor College of Medicine | Ingersoll-Rand Company | Southboro Medical Group |
| Blood Bank of Alaska | Ionex Research Corporation | Southern Company Services Inc. |
| CarMax | Kentucky Employers' Mutual Insurance | St. Jude Children's Research Hospital |
| Crawford Supply Group | McGrath North | State of Georgia |
| Credit Union of Ohio | McMaster-Carr Supply Co. | State of Montana |
| Crescent River Port Pilots Association | MicroPort Orthopedics, Inc. | SullivanCurtisMonroe Insurance Services |
| Doe Run Company | Mitre Corporation | Superior Essex International LP |
| East Jefferson General Hospital | New Hampshire Ball Bearings Newmont Mining Corporation | Twining, Inc. |
| Educational Employees Credit Union | Nite Ize | Ultradent Products, Inc. |
| Energy Northwest | NJoy | University of Nevada, Las Vegas VCG Consultants LLC |
| ENSCO, Inc. | NorthWestern Energy | Western Mesquite Mines |
| Essential Power, LLC | Novelis Inc. | Witherspoon Kelley |
| Federal Deposit Insurance Corporation | Rasco FR | Wright Medical Technology |
| Federal Home Loan Bank of San Francisco | Reyes Holdings, L.L.C. | WorleyParsons |
| Federal Reserve Bank, New York | Safe Credit Union | |
| FJ Management Inc. | Sage Hospitality | |

Please note: Due to space limitations in this brochure we are unable to provide a comprehensive list of participating organizations. If you wish to know whether or not others from your organization have previously participated, and do not see your organization listed above, please contact the Institute. Our apologies those organizations we were unable to list.

Registration Information

TO REGISTER

You may register in a Seminar by any of the following methods:

- ☐ Telephone IAML at (949) 760-1700 to reserve space(s).
- ☐ Fax the registration form to IAML at (949) 760-8192.
- ☐ Register online at www.IAML.com

(IAML will confirm fax and e-mail registrations in writing. If you do not receive confirmation within three days, please call IAML.)

- ☐ Mail the registration form to IAML.
Institute for Applied Management & Law, Inc.
450 Newport Center Drive, Suite 390
Newport Beach, CA 92660

IAML has made arrangements for participants to receive especially attractive room rates at the hotels where the seminars will be held. To reserve a room at a hotel at the special rate, please make your hotel reservations at least four weeks in advance of the seminar and mention that you are participating in an IAML seminar. Registrants are responsible for making their own hotel reservations.

Please note: If you experience any difficulty in making your hotel reservation, even within four weeks prior to the program you want to attend, please call IAML. Through IAML's contacts, there is a good possibility that we can help you secure a reservation at the seminar hotel.

A minimum of one half of the total fees due to IAML should accompany your registration, or a Purchase Order Number should be provided. The total fees payable should be received by IAML at least two weeks prior to the seminar. Arrangements such as deferred billing can be made to accommodate special circumstances by contacting us. IAML accepts AMEX, Discover, MasterCard, and VISA.

While registrations may be accepted within the two weeks prior to the beginning of a seminar, we suggest that you call IAML to confirm space availability.

Participants will receive a full refund of any fees paid if IAML receives written notification that they will be unable to attend at least two weeks prior to their program's starting date. Otherwise, participants are liable for the entire fee. Registrants requesting a transfer to another program within this two week period will be charged an additional fee of \$150 fee.

Participants may substitute an associate at any time.

REGISTRATION FEE

The registration fee is \$1,575.00 and includes specially prepared materials, coffee breaks, and a reception on the first evening.

DISCOUNTS

Registrants who have participated in previous ADVANCED seminars are entitled to a \$100.00 discount, upon request at the time of registration. Once an organization has registered a representative in any 2019 advanced benefits seminar, subsequent registrations from the same organization are entitled to a \$50.00 discount, upon request at the time of registration. Very attractive discounts are available to organizations which send 5 or more participants to IAML seminars in any 12-month period. Participants do not need to attend the same seminar at the same location or date.

"The content and presenters were fabulous, as always!"

Katy Grachek, SPHR, SHRM-SCP
Human Resource Director
Kentucky Employers' Mutual Insurance
Lexington, Kentucky

REGISTRATION FORM

2019 Employee Benefits Law Update

I wish to register for the following seminar:

- Las Vegas, Nevada May 13-14, 2019
- Atlanta, Georgia September 16-17, 2019

Name: Mr. Ms. _____ E-mail Address: _____

Title: _____ Bus. Phone: (____) _____ Ext.: _____ Fax #: (____) _____

Employer: _____ Employer Address: _____

City: _____ State: _____ Zip: _____

(Please include mail stop if required)

NAME AS YOU WOULD LIKE IT TO APPEAR ON CERTIFICATE

Signature: _____ Date: _____

I request CLE credit for (State): _____ My Bar # is: _____

PAYMENT INSTRUCTIONS Please make checks payable to IAML. IAML's Federal I.D. Number: 95-3548502

TOTAL FEES DUE: \$ _____

Check in full payment Deposit check for 1/2 of full fees due Bill My Employer Purchase Order No.

I wish to pay by credit card, please charge my: AMEX Discover MasterCard VISA

Cardholder name: _____

Card No.: _____ Exp. Date: _____ Signature: _____

Please detach and mail to IAML, 450 Newport Center Drive, Suite 390, Newport Beach, CA 92660 or fax to (949) 760-8192.