

## Kristin J. Jones, CIPP/US

### Co-Chair, Health Law

Malvern, PA

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Kristin Jones provides regulatory, compliance and reimbursement counsel to health care providers (including hospitals, health systems and physician practices) and insurers. She counsels clients who operate in a highly regulated environment and is skilled at providing practical advice about complex regulatory schemes.

She regularly advises clients on government-funded insurance programs (such as Medicare and Medicaid), federal and state health information privacy and security laws, licensing laws, and regulatory strategies. She has experience drafting provider agreements, preparing insurance regulatory filings and counseling insurers on federal compliance obligations under Medicare and Medicaid contracts. Kristin's representation of health care providers includes providing guidance on the Anti-Kickback Statute, False Claims Act, Stark Law, patient safety and reporting obligations, and provider licensing laws. She has extensive experience analyzing physician compensation arrangements, compliance programs, reimbursement and billing, licensure, self-disclosure and reporting obligations, and other legal assessments and audits. Kristin also has advised clients regarding Pennsylvania's medical marijuana law.

Kristin is an IAPP Certified Information Privacy Professional (CIPP/US) and provides advice to clients regarding privacy and data protection laws, compliance with those laws, including the General Data Protection Regulation (GDPR), and risk mitigation practices. She is an integral member of Stradley Ronon's cybersecurity practice, advising clients in privacy and data security matters. Kristin works to protect clients before and after a data breach, from preparing privacy and security policies to swift guidance on responding to a data breach. Kristin understands the evolving security threats and the importance of protecting health information maintained by her clients. In addition to her client work, Kristin serves as Chief Privacy Officer for the firm, and is responsible for protecting the firm's data – including information received from our clients – from unauthorized users.

Kristin also serves as an adjunct professor at Saint Joseph's University, teaching health law to graduate students studying health administration.

#### FOCUS

Health Law  
Health Care Litigation  
Insurance Regulatory & Compliance Solutions  
Litigation  
Regulation & Compliance  
Cyber Insurance  
Data Breach Response  
Cyber & Privacy

#### BAR ADMISSIONS

Pennsylvania  
New Jersey

#### COURTS

Pennsylvania Supreme Court  
U.S. District Court for the Eastern District of Pennsylvania  
U.S. District Court for the District of New Jersey

#### EDUCATION

J.D., *cum laude*, Temple University  
Beasley School of Law  
B.A., Brown University  
IAPP Certified Information Privacy Professional, CIPP/US

#### MEMBERSHIPS

American Bar Association  
American Health Lawyers Association  
Health Care Compliance Association  
Stradley Ronon Diversity Committee

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## RESULTS

- defended health care providers and DME-POS suppliers in overpayment disputes with Medicare and other payors at all levels of administrative and judicial appeal, including an appeal of Medicare’s multimillion-dollar overpayment determinations before an Administrative Law Judge
- represented a nationwide health care provider on managing regulatory and compliance risks arising from informed consent documents, record retention obligations, use of clinical photography, patient admission procedures and licensure requirements
- advised clients on the impact of the Section 1557 regulations, which governs nondiscrimination in health programs or activities
- responded to a health information privacy incident affecting thousands of individuals, including analysis of federal and state reporting obligations, how to mitigate reputational harm, and steps to safeguard against future events
- advised a specialty medical service provider on out-of-network billing strategies and on other reimbursement and billing matters
- interpreted the terms of state contracts for medical assistance programs, including Pennsylvania HealthChoices (Medicaid), Community HealthChoices (long-term care), and Children’s Health Insurance Program, and counseled managed care organizations on a myriad of issues arising from program terms
- developed and implemented compliance plans, as well as individual policies and procedures, based on the Centers for Medicare and Medicaid Services and Office of the Inspector General regulations, federal and state law, and The Joint Commission requirements
- counseled a lender financing health care facilities across the United States on health care regulatory matters such as changes of ownership and enrollment, state and federal audits of the target facilities, and obtaining a security interest in receivables under federal benefits programs
- drafted asset purchase agreements, operating agreements, and related documents for a health system’s purchase of a physician practice
- analyzed business deals and specialty services – from insurance offerings to student health services to financing opinions – to counsel clients on the impact of federal and state health care laws and regulations
- analyzed the effect of various components of the Affordable Care Act as applied to both providers and payors

## SPEAKING ENGAGEMENTS

- Presenter, “The Future of Security and Privacy,” International Legal Technology Roadshow
- Panelist, “Security Audits 2018: Keeping Up With the Questions!” ILTACON 2018 Annual Education Conference



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- Presenter, “Ethical Obligations of Counsel in the Wake of a Data Breach,” Association of Corporate Counsel Greater Philadelphia/Delaware Valley Chapter

## PUBLICATIONS

- Caution: failure to Implement ‘Voluntary’ Health Care Cybersecurity Practices May Have Legal Ramifications, *Cyber & Privacy and Health Care Alert*
- Compliant Cybersecurity Protocols: A Prerequisite for Title IV Eligibility, *Cyber and Education Alert*
- The Pitfalls of Responding to Health Record Subpoenas, *Westlaw*
- The Pitfalls of Responding to Health Record Subpoenas, *White-Collar Defense and Health Care Alert*
- Pennsylvania Supreme Court Recognizes Legal Duty to Safeguard Employee Data From Hackers, *Data Breach Response*
- Recent Trump Administration Proposals to Lower the Cost Pharmaceuticals, *Health Care Alert*
- Health Care Fraud: A Priority for the Trump Administration and a Trap for the Unwary, *Pratt’s Government Contracting Law Report*
- Notes From a Law Firm Chief Privacy Officer: Balancing Act, *Law360*
- Health Care Fraud: A Priority for the Trump Administration and a Trap for the Unwary, *White-Collar Defense and Health Care Alert*
- Leaked! New Draft Rule Expands Affordable Care Act Exemptions for Religious or Moral Objections, *Health Care and Nonprofit & Religious Alert*
- Think Outside the Breach: Six Legal Issues to Consider After Responding to a Cybersecurity Incident, *AHLA Weekly*
- Moda Health Plan Entitled to Recoup Risk Corridor Payments from Government, *The Dispatch*
- Federal Court Issues Nationwide Injunction Against Enforcement of Affordable Care Act Rules on Gender Identity and Termination of Pregnancy, *Health Care and Nonprofit & Religious Alert*

## IN THE COMMUNITY

Kristin is active in the Philadelphia community. She is dedicated to assisting the local chapter of the American Red Cross and, in furtherance of those efforts, acts as a member of the Donor Recruitment Committee, co-chair of Legal Initiative and co-chair of the Stradley Ronon Blood Drive Committee.

