

A Summary of the Latest Legal Pitfalls and Best Practices

Anne O'Connor, JD
Vice President of Legal Affairs, NIFLA
Angie Thomas, JD
General Counsel, NIFLA

I. External Attacks

A. Legislative Update

1. Attacks on providers of APR (CO)
2. Attacks on PCs – Deceptive Advertising (IL)
3. Attacks on PCs from AGs (NJ)

B. Litigation Update

1. IL case
2. NY Boss Bill
3. CO case
4. Abortion Pill case

C. ACOG White Paper on CPCs

II. Best Practices to Limit Attacks

A. Medical

1. Medical Malpractice Insurance
2. Ectopic Precautions
3. Early Ultrasounds
4. Additional Scans
5. HIPAA
 - a. Security Risk Assessment
 - b. BAAs
 - c. Training
6. Abortion pill Reversal (APR)
 - a. Provider
 - b. Consulting center
7. Proper Training for Medical Personnel
 - a. Review courses and guidelines for ultrasound training
 - b. Review scope of practice and who should do what service (The nurse should do the medical assessment, not the advocate.)
 - c. Medical Policies and Procedures
8. Post-Abortion Assessments - review policy
9. Release of Patient Information
 - a. To the patient
 - b. To third parties

10. Transgender patients
11. Exit Survey and Patient Complaint Form

B. Websites and Advertising

1. We will analyze several sample advertisements and provide recommendations.
2. Terms of Use and Privacy Policy
3. NPP

C. Employment

1. Hiring
2. Importance of religious foundations