



Health Care Business, Governance & Transactional

We assist our health care clients in a number of ways related to their businesses, including corporate formation, compliance, governance, mergers and acquisitions, taxation, and transactional needs. In addition, our health care team is experienced in assisting clients with certificate of need (CON) filings and proceedings.

We assist and advise health care entities with all manner of corporate and business matters, including:

- Accountable Care Organizations (ACOs) and other types of integrated health care delivery systems
- Affiliation agreements between physicians and hospitals
- Employee compensation and benefit matters
- Employment, independent contractor, recruitment, and other health care-related agreements
- Forming physician practices and other health care entities
- Health care board governance and compliance matters
- Joint ventures involving health care providers
- Medical staff bylaws and policies
- Mergers, acquisitions, and consolidations of health care entities
- Affiliation agreements between physicians and hospitals

Certificate of Need Compliance

From a business standpoint, our certificate of need experience includes the following:

- Analyzing proposed projects for general compliance with state certificate of need laws

PROFESSIONALS

Howard E. Bogard
Christian W. Borek
Richard J. Brockman
Joshua A. Ehrenfeld
Kelli Carpenter Fleming
James A. Hoover
Chester "Chet" J. Hosch
Catherine G. "Cat" Kirkland
Gene T. Price
Ty G. Roofner
Angie Cameron Smith
George M. Taylor, III
J. Patrick Warfield
Robert V. Williams

RELATED AREAS

Bankruptcy Litigation
Commercial & Corporate Finance
Government Investigations
Health Care Compliance
Health Care Litigation
Immigration
Intellectual Property
Labor & Employment
Medical Malpractice
Professional Liability

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- Drafting and filing letters of non-reviewability and change of ownership notices
- Preparation of certificate of need applications
- Appearing before the Certificate of Need Review Board and in related administrative and court proceedings

Tax

Not-for-profit hospitals or health care provider organizations which enter joint ventures, acquisitions, and provider contracting arrangements face increasing scrutiny from federal and state taxing authorities on whether these activities are consistent with tax-exempt status. We know that maintaining your 501(c)(3) exemption is vital, and use our experience and knowledge of applicable tax laws and regulations on your behalf.

You also get the help you need on dealing with the tax implications of physician recruitment, tax-exempt financing, sales tax exemption, and other operational concerns. For tax-exempt entities entering business transactions, we use well-tested strategies or, where required by the circumstance, develop strategies to maintain 501(c)(3) classification, create new charitable or religious entities, review and revise organizational charters and bylaws so that they conform to tax code requirements, and establish new corporate structures or leasing arrangements to handle unrelated business income tax issues.

News

- American Health Care Association Appoints Angie Smith to Legal Committee
Firm News, 01.03.2024
- Howard Bogard Named to BBJ's Who's Who in Health Care 2023
Media Mention, *Birmingham Business Journal*, 11.29.2023
- 58 Burr Attorneys Named to 2023 Mid-South Super Lawyers and Rising Stars List
Firm News, 11.28.2023
- Burr & Forman Earns National and Metro Rankings in 2024 Best Law Firms List
Firm News, 11.02.2023

Real Estate

RELATED INDUSTRIES

Health Care

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- Burr Represents SimpleTherapy® in Acquisition of Physmetrics and Halcyon Behavioral Firm News, 03.31.2023

Publications

- Proposed Penalties for Information Blocking Violations
Articles / Publications, *Reprinted with permission from Birmingham Medical News*, 12.28.2023
- OIG Issues Favorable Advisory Opinion About Online Health Directories and Advertisements
Articles / Publications, *Birmingham Medical News* , 08.14.2023
- Hot Topics in Health Care July 2023
Article, 07.26.2023
- Potential HIPAA Changes Related to Reproductive Health on the Horizon
Articles / Publications, 06.06.2023
- The USDOJ Continues to Increase Its Fraud Enforcement Actions Related To COVID-19 Relief Benefits
Article, 05.15.2023