

ANN MARIE MARCIARILLE

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Academic Employment

Associate Professor - 2012 - present
University of Missouri - Kansas City, School of Law
Health Law I (Liability and Quality); Health Law II (Regulation and Finance);
Civil Procedure I; Antitrust

Visiting Assistant Professor - 2011-2012
University of California, Hastings College of Law
Public Health Law; Health Care Finance, Administration, and Policy

Lecturer
Berkeley Law School - Fall, 2010
University of California at Berkeley
Health Law

AARP Fellow in Law and Aging - Adjunct Professor
Pacific McGeorge School of Law - Fall, 2007 - Spring, 2011
Adjunct Professor - Health Law, Health Law Policy Seminar, Elder Law and Social
Policy, Disability Law

Education

HARVARD LAW SCHOOL
J.D., *cum laude*, June 1986
American Association of University Women Graduate Fellowship
Harvard Law School Human Rights/Student Funded Fellowships
Roothbert Foundation Fellow
Myer Dana and Etta Dana Scholarship (1984-1985)

AMHERST COLLEGE
B.A. in American Studies, *summa cum laude*, June, 1982
Phi Beta Kappa
Moseley Prize, 1982 (for essay dealing in a scholarly manner with religion)
George Rogers Taylor Prize, 1982 (creative and scholarly work in American Studies)
John Woodruff Simpson Fellow in the Law
John Woodruff Simpson Fellow in Religion

Judicial Clerkship

Chief U.S. Magistrate Joyce London Alexander
Boston, MA, 1986-1987

Honors

Health Law Scholars Award, American Society of Law,
Medicine, and Ethics, 2011

Publications

-Articles

Healing Medicare Hospital Recidivism: Causes and Cures, 37 AM. J.L. & MED. 41 (2011) (peer reviewed).

Bending the Health Cost Curve: The Promise and Peril of the Independent Payment Advisory Board (co-authored with J. Bradford DeLong), 22 HEALTH MATRIX 74 (2012).

"How's My Doctoring?" Patient Feedback's Role in Assessing Physician Quality, 14 DEPAUL J. HEALTH CARE L. 361-405 (2012). Selected for the American Society of Law, Medicine & Ethics Health Law Scholars award program.

Let Fifty Flowers Bloom: Health Care Federalism After National Federation of Independent Business v. Sebelius, 81 UMKC L. REV 314. (2012).

The Medicaid Gamble, 17 J. HEALTH CARE L.& POL'Y 55 (2014).

-Book Chapter

Health Industry in CALIFORNIA STATE ANTITRUST AND UNFAIR COMPETITION LAW (4th edition) (Matthew Bender, 2012) (co-authored)

-Works in Progress

MRSA as the New Asbestos

-Reports

"Breaking Down Barriers to Creating Safety-Net Accountable Care Organizations: State Statutory and Regulatory Issues," December, 2011, Berkeley Law School/Warren Institute Policy Brief (co-authored with Matthew Chayt, Noah Metz, Anita Pandhoh, and David Vernon).

"Breaking Down Barriers to Creating Safety-Net Accountable Care Organizations: Federal Statutory and Regulatory Issues," August, 2011, Berkeley Law School/Warren Institute Policy Brief (co-authored with Matthew Chayt, Noah Metz, and Anita Pandhoh).

"Maximizing Health Care Enrollment Through Seamless Coverage for Families in Transition: Current Trends and Policy Implications," March, 2011, Berkeley Law School/Warren Institute Policy Brief (co-authored with Ken Jacobs, Laurel Lucia, and Ann O'Leary).

"The Potential of Patient Focused Post-Acute Care: The Status of a Uniform Assessment Instrument for Long Term Care in California" (2008) (AARP).

"Hospital Discharge Planning for Chronically Ill Seniors: What Works" (2008) (AARP).

“Falling Back on the Hospital: The Role of Falls, Fall-Related Injuries, and the Fear of Falling in Failed Medicare Hospital Discharges” (2008) (AARP).

“Nursing Home Diversion to Community Based Care in California” (2008) (AARP).

-Opinion Pieces

Missouri State of Mind (blog on health care reform in the Heartland) at <http://delong.typepad.com/annmariemarciarille/>.

Guest Blogger, Health Law Prof Blog (March, 2014) at http://lawprofessors.typepad.com/healthlawprof_blog/.

Guest Blogger, Prawfsblawg (January, 2013 and January, 2014) at <http://prawfsblawg.blogs.com/>.

“State of the Union on Health Care Reform,” January 25, 2011, *The Berkeley Blog* at <http://blogs.berkeley.edu/author/amarciarille/>.

“Health Care Reform in America,” January 17, 2011, *Swiss National Public Radio (Schweizer Radio DRS)*.

“Some Thoughts on Informed Consent to Share with Incoming UCB Students,” August 24, 2010, *The Berkeley Blog* at <http://blogs.berkeley.edu/author/amarciarille/>.

“Why Obama’s Health Plan is Better,” September 16, 2008, *Wall Street Journal* (co-authored w. David M. Cutler and J. Bradford DeLong).

Grants

Senior Research Fellow, *Legal and Regulatory Barriers to Accountable Care Organizations in the Safety Net*, Blue Shield Foundation of California, 2011. This was a cross-disciplinary project between Boalt’s Warren Institute and Dean Steve Shortell of the University of California’s School of Public Health designed to identify legal and regulatory barriers to accountable care organizations in the safety net. Regulatory advocacy and policy briefs for this project may be found at <http://www.law.berkeley.edu/2280>.

Professional Experience

Office of the California Attorney General, 1998-2007
San Francisco and Oakland, CA

Deputy Attorney General IV, Antitrust Division
1999 Attorney General’s Team Award for Excellence (Tobacco)
2004 Attorney General’s Team Award for Excellence (Energy)
2004 Attorney General’s Individual Award for Excellence (Health Care)

Pension Rights Center, 1993-1995
Washington, D.C.
Co-Coordinator, Legal Outreach Project

Cambridge and Somerville Legal Services, 1991-1993
Cambridge, MA
Staff Attorney, Senior Citizens Law project

The Disability Law Center, Inc., 1989-1991
Boston, MA
Staff Attorney

The Massachusetts State Ethics Commission, 1987-1989
Boston, MA
Staff Counsel

Presentations

American Society of Law, Medicine, and Ethics
2014 Annual Meeting
UC Hastings
Panelist: Hot Topics in Government Funded Insurance
Topic: Moving Away From Don't Ask, Don't Tell: Hospital Reporting
Of Health Care Associated Infections
June 6, 2014

Center for Practical Bioethics
Kansas City, Missouri
Munoz v. John Peter Smith Hospital
May 14, 2014

UMCK School of Nursing
ACA Update on Women's Health
May 1, 2014

University of Kansas School of Medicine
Kansas City, Kansas
The Medicaid Gamble
January 30, 2014

UMKC Bloch School of Business – Executive MBA Program
The Business of Health Care Reform
December 7, 2013

Missouri Bar CLE Webinar
The Affordable Care Act for Small Businesses (co-presented)
November 11, 2013

UMKC Bloch School of Business – Physicians' Executive MBA Program
Health Law for Medical Directors
November 8, 2013

UMKC School of Law
Kansas City, Missouri
The Medicaid Gamble
October 18, 2013

Susan G. Komen Foundation of Kansas City, Missouri
Board of Directors
ACA and Women's Health
September 25, 2013

UMKC Women's Equality Week
Moving Towards Equity in Health Insurance
August 29, 2013

MATEC: Midwest AIDS Training and Education Center
HIV Specialty Pharmacists Study Group – Kansas City, Missouri
Confidentiality and the Duty to Warn
August 27, 2013

Southeastern Association of Law Schools
2013 – Annual Meeting
Panelist, Discussion Group: *Health Care Reform Reprised*
August 10, 2013

Southeastern Association of Law Schools
2013 – Annual Meeting
New Scholars Colloquia: *MRSA as the New Asbestos*
August 9, 2013

KCMBA and UMKC Continuing Legal Education
St. Louis, MO (via Skype)
ACA Update
June 14, 2013; June 28, 2013

American Society of Law, Medicine and Ethics
2013 Annual Meeting – Seton Hall
Panelist: *NFIB, Medicaid, and Federalism*
June 8, 2013

Center for Practical Bioethics
Kansas City, Missouri
ACA Overview
May 11, 2013

UMKC School of Nursing
ACA and Women's Health
March 21, 2013

University of Maryland School of Law
State of the States Roundtable
Looking Ahead: Who Will Remain Uninsured?
March 1, 2013

AALS Annual Meeting
The Medicaid Gamble
January 5, 2013

UMKC Block School of Business
Health Law for Medical Directors
December 8, 2012

UMKC AOL Health Law Society
UMKC SOL
ACA Implementation After NFIB v. Sebelius
September 26, 2012

National Association of Attorneys General – Brown Bag
Presentation – *NFIB v. Sebelius*
Webinar – July 24, 2012

UC Berkeley/Goldman School of Public Policy
Panel Discussion: SCOTUS Rules, Cal Responds: UC Berkeley Experts Assess
Impacts of the Supreme Court's Landmark Decision on the Affordable Care Act
Videotape at [http://www.uctv.tv/search-
moreresults.aspx?keyword=Affordable+Care+Act&x=14&y=3](http://www.uctv.tv/search-moreresults.aspx?keyword=Affordable+Care+Act&x=14&y=3)
July 2, 2012

American Society of Law, Medicine and Ethics
2012 Annual Meeting - Arizona State University
Presentation: “*How’s My Doctoring?*” *Patient Feedback’s Role in Physician
Assessment*
June 8, 2012

UC Hastings
San Francisco, CA
Guest Lecturer in Health Law: *The Affordable Care Act: Mental and Behavioral
Health*
April 12, 2012

UC Hastings
San Francisco, CA
Faculty Panelist: *The Affordable Care Act and the Supreme Court*
April 2, 2012

UC Hastings
San Francisco, CA
Hastings Race and Poverty Law J. 2012 Symposium
Moderator- Panel Discussion: *The Arrival of Health Care Reform: What is the ACA?*
February 24, 2012

UCSF – UC Hastings Consortium
San Francisco, CA
Seminar: *Medicare Hospital Recidivism*
August 1, 2011

University of the Pacific McGeorge School of Law
Sacramento, CA
Guest Lecturer - Public Health Law, Elder Law and Social Policy, Health Law,
Health Law Policy Seminar
2007-2011

Panelist, UC Berkeley Health Care Reform Symposium 2010
Undergraduate Public Health Coalition
November, 2010

Continuing Medical Education Presentation –*Suicide in Hospice*
Berkeley, CA
September, 2010

National Association of Attorneys General -Brown Bag Presentation - *Antitrust Implications of Accountable Care Organizations*
Webinars
Part I -August, 2010
Part II- November, 2010

Presentation - *Whose Death Is It Anyway: Medical Legal Conflict in the Implementation of End of life Decision Making*
April, 2010
Berkeley Law School - Berkeley Center on Health, Economics & Family Security
Video available at: <http://www.law.berkeley.edu/chefs.htm>

Presentation – *Whose Death Is It Anyway: Medical Legal Conflict in the Implementation of End of Life Decision Making*
March, 2010
McGeorge Health Law Association sponsored event

M.I.N.D. Institute University of California at Davis
School of Medicine
Seminar: *End of Life Decision Making for Individuals with Intellectual Disability: Conflict in the Public Schools*
February 26, 2010

Presentation - *Comparing Health Care Reform Proposals: Obama and McCain*
October, 2008
McGeorge Health Law Association Sponsored Event
McGeorge School of Law

Presentation - *ERISA Preemption and State Specific Health Care Reform*
November 2, 2007
University of California School of Public Health/Petris Center Joint Conference on California's Proposed Health Care reform: The Legal and Economic Implications

Presentation – *Multi-State Antitrust Pharmaceutical Litigation*
October, 2006
Denver, Colorado
National Association of Attorneys General Annual Leadership Conference

Presentation – *Hospital Markets and Antitrust Analysis in California*
Denver, Colorado
University of California – Petris Center on Health Care Markets
April, 2005
Annual Conference on Health Care Markets in California

George Washington University School of Law
Washington, D.C.
Guest Lecturer – February, 2004
Course: ERISA
Trainer, 1998-2007
Numerous presentations to state purchasing agents: *California Law on Price-Fixing and Bid-Rigging*

Moderator – Panel Discussion – *Pension Reform Priorities*
February, 1994
Washington, D.C.

U.S. Administration on Aging Annual Conference
Speaker and Trainer, 1993-1995
Pension Rights Center representative at pension reform events throughout The Country on *Pension Reform Priorities*

Speaker, 1991-1993 (numerous sites, including two part cable TV special program) for Cambridge and Somerville Legal Services Boston, Massachusetts
What's Wrong With Medicaid's Resource and Income Rules

Speaker and Trainer
Overview of State and Federal Conflict of Interest Laws
Script Writer (U.S. Magistrate Joyce London Alexander as Host) Channel 7/Boston
“We the People” educational special for teens
The Constitutional Rights of Students in High School

Professor Sissela Bok, 1984 (spring) and 1986 (spring)
Harvard University, Core Curriculum Cambridge, MA
Teaching Fellow, *Moral Choice and Personal Responsibility*
Selected by Harvard's Danforth Teaching Center to train other teaching fellows

**UMKC School of Law
Service**

Faculty Advisor, UMKC School of Law Health Law Society 2012-present

Co-Inn Master – UMKC School of Law Inns of the Court (Scarritt Inn) 2012-2013

Curriculum Committee, 2012-2013, 2013-2014

Long Range Planning Faculty Development Committee, 2012-2014

**UC Hastings College of Law
Service**

Faculty Advisor, Hastings Race & Poverty Law Journal Annual Symposium: If Access is the Problem, Is the Affordable Care Act the Solution?
Science and Health Law LLM: Curriculum Committee

**McGeorge School of Law
Service**

Faculty Advisor, McGeorge Student Health Law Association 2009-2010

McGeorge Elder Law Clinic (2007-present)

Consult on cases as requested in legal specialty areas such as ERISA and non-ERISA pension plans.

Review and comment on drafts of scholarly articles and papers for other members of the McGeorge academic community.

Community Service

UMKC School of Law Health Law Society Speaker's Bureau (faculty advisor)
Training and supervising students speaking throughout the KCMO area on health law related topics.

CMS Region 7 Community Ambassador Presentations on the ACA
Kansas City, Missouri
August 2013 to present

Radio Interview:, KCUR Radio
"The Role of Power of Attorney in a Health Care Setting"
April 17, 2013

University of Missouri, Kansas City
KCTV5 Web Chat: "Supreme Court Issues Ruling on Affordable Care Act"
Co-hosted with UMKC Prof. Allen Rostron
2.5 hour web chat to promote an informed citizenry
June 28, 2012

Appointed Member, California Alzheimer's Disease State Plan Task Force
(September, 2009 - December, 2010)

Community Advisory Board, Second Opinions Community Health Forums - A
Collaboration between Capital Public Radio and the Sacramento Bee (2008-2010)

Steering Committee, Center for Health and Nutrition Research at University of
California, Davis (2006-2007)

Board of Directors, Grandmothers Raising Grandchildren of Ahero Kenya, Inc.
501(c)(3) (2009 – present)

**Professional
Memberships**

Member, Massachusetts Bar, 1987

Member, District of Columbia Bar, 1993

Member, California Bar, 1995

Last Updated September 2, 2014