



Janice M. Suchyta

Shareholder

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Ms. Suchyta focuses her practice on health law, with a particular emphasis on advising providers on strategic, regulatory, and operational issues.

Janice Suchyta represents clients in the health care industry, focusing her practice on the strategic, regulatory and operational needs of health systems, hospitals, academic medical centers, Federally Qualified Health Centers (FQHCs), telehealth providers, and digital start-ups. Her experience as in-house counsel for a large health center provides clients a unique perspective to navigate complex health care matters.

Ms. Suchyta provides strategic and regulatory guidance on the 340B Drug Discount Program, including contract pharmacy arrangements, as well as limited distribution network and other specialty pharmacy models. She has represented specialty pharmacies; health care systems; disproportionate share hospitals; federal grantees; and other 340B-covered entities.

She routinely represents FQHCs on various matters related to the Health Center Program. She advises health centers regarding HRSA Operational Site Visits and other government agency audits; billing and contracting advice; guidance on Federal Tort Claims Act coverage and the 340B Drug Discount Program, as well as other regulatory requirements impacting health center compliance.

Ms. Suchyta also advises digital and medical technology companies and providers on privacy and security matters. The increased use of Software as a Medical Device (SaMD) and artificial intelligence in medical technology presents unique cybersecurity issues as the FDA and FTC continue to implement regulatory requirements. Ms. Suchyta provides strategic advice to her medical technology clients on cybersecurity, privacy, and data protection issues.

Throughout her career, she has represented numerous providers with cybersecurity and cyber-liability issues; telehealth; data strategy, security and privacy; licensure and accreditation of health care facilities; Medicare and Medicaid reimbursement; and billing and coding matters. She has also assisted clients in the development and implementation of collaborative care models, clinically integrated networks, patient safety organizations and employer sponsored on-site health clinics.

Ms. Suchyta routinely represents telehealth providers on licensure, credentialing, privileging, online prescribing and corporate practice of medicine matters. She also drafts and reviews contracts for digital health products and services and assists health care clients with security and risk analysis obligations under federal and state laws.

Representative Matters

- Represented a Fortune 100 energy company in legal compliance and implementation of an on-site health clinic for employees.
- Represented a multi-provider medical clinic in forming a Patient Safety Organization.
- Represented a clinically integrated network in the formation and implementation of an Accountable Care Organization.
- Represented a medical device company in drafting digital health product contracts.

- Represented a digital health company in the development and implementation of a telehealth platform in multiple states.
- Represented a national health plan in a provider-payer joint venture forming a Medicare Advantage high performance network.
- Represented a biopharmaceutical company in the development of a telehealth platform for a remote clinical trial program.



Professional Honors & Activities

- Member – American Health Law Association
 - Vice Chair of Publications, Government Affinity Group (2020 – 2021)
 - Participant, Leadership Development Program (2019 – 2020)
- Member – Texas State Bar Association, Health Law Section



Publications

- "CMS Issues Proposed Remedy for 340B-Acquired Drug Payment Policy" (July 2023)
- "May 2023: A Policy Look-Ahead for Health Care and Pharmaceuticals" (May 2023)
- "340B Drug Program: Key Trends for 2023" (March 2023)
- "340B Hospitals Score a Win With The U.S. Supreme Court" (June 2022)
- "HHS Announces \$5 Million for Cancer Screenings at Health Centers with June 15 Application Deadline " (June 2022)
- "Telehealth Flexibilities Get Another Shot Through a Temporary Extension Under the Omnibus Spending Bill" (March 2022)
- "Overserved: Drug Manufacturers Attempt to Cut Off Contract Pharmacies' Access to 340B Program" (March 2022)
- "Information Blocking Compliance: What Providers Need to Know as Deadlines Approach," *Password Protected* (January 2021)
- "Beyond Quality and Safety: How Patient Safety Organizations Impact Business and Financial Outcome," American Health Law Association, Enterprise Risk Management Task Force (February 2020)



Speaking Engagements

- "Beyond COVID: Coping, Hiring, and Growing," Texas Capital Bank (January 2022)
- "Ransomware: Prepare, Prevent and Respond," Physicians Hospitals of America (November 2021)
- "Mitigating Cybersecurity Issues Through Enterprise Risk Management," American Health Law Association, National Annual Meeting (June 2019)
- "Using Patient Safety Organizations to Develop A Collective Enterprise Risk Management Program," American Health Law Association, Enterprise Risk Management Task Force (April 2019)
- "The Future of Health Policy in a Post Affordable Care Act World," Silver Fox Advisors (August 2017)
- "How Current Health Law Policy Affects Nursing," University of Houston School of Nursing (April 2017)



Webinars

- Post Dobbs: The Power of Documentation (September 2022)



Education

- University of Detroit Mercy School of Law, J.D., 1990
- University of Michigan, B.A., 1985



Admissions

- Texas, 1998