

## COLIN H. LUKE

Partner, Practice Group Leader, Healthcare Compliance and Operations



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Hospitals, health systems, physicians, and outpatient services providers depend on Colin Luke for assistance with regulatory compliance matters involving the federal Anti-Kickback Statute and Stark law, HIPAA and patient privacy, state healthcare regulations, and the development of effective corporate compliance programs. Healthcare clients also rely on Colin for assistance with operations issues such as provider and payor certifications, facility licensure, and certificates of need. Additionally, he is highly sought-after for his experience with a wide range of transactional matters including the acquisition and divestiture of healthcare facilities and the formation of healthcare joint ventures. Colin leads Waller's Healthcare Compliance and Operations practice which comprises nearly 30 attorneys and paralegals who focus exclusively on the complex federal and state regulations governing the healthcare industry.

Prior to joining Waller, Colin represented healthcare providers in the Southeast as a partner with two Birmingham, Alabama law firms. Earlier in his career, he served as Vice President and Corporate Counsel for Active Services Corporation, one of the nation's largest providers of adult day healthcare services. In this role, Colin managed the acquisition and development of healthcare facilities and oversaw the company's regulatory compliance program.

### Honors and Recognitions

The former chair of the Alabama Bar's Health Law Section, Colin has earned a reputation as a leader in his field. He has been recognized among the "Top Attorneys in Alabama" by *Business Alabama*, named "Best of the Bar" and "Who's Who in Health Care" by the *Birmingham Business Journal*, and listed in *Best Lawyers* and *Alabama Super Lawyers*.

### Education

- J.D., University of Chicago Law School, 1991
- B.A., *summa cum laude*, Vanderbilt University, 1988

### Bar Admissions

- Alabama

## Experience

- Advised physician-hospital organization on regulatory compliance and antitrust issues for a Georgia tax-exempt health system
- Provided special regulatory and transactional counsel to a leading provider of kidney dialysis services and renal care products in connection with its acquisition of a privately held renal care company
- Successfully obtained Certificates of Need and Letters of Non-Reviewability in three separate states
- Senior counsel for a series of acute care hospital divestitures for investor-owned hospital companies
- Represented public healthcare authority in the re-purchase of a rural acute care hospital from a regional tax-exempt healthcare system
- Formed and provides ongoing counsel to an independent practice association affiliated with a multi-hospital joint venture in Alabama involving both investor-owned and tax-exempt hospital systems

## Professional

- Member, American Bar Association, Health and Business Law Sections
- Member, American Health Lawyers Association
- Planning Committee Member for Annual Health Law Update, Cumberland School of Law
- Member, Alabama State Bar, Health and Business Law Sections
  - Former Chairman, Health Law Section

## Community

- Member, Jefferson County Republican Committee
- Member, Alabama Republican Party Executive Committee
- Board Member, Alabama Kidney Foundation
- Founding Board Member and Past President, Birmingham Zoo
- Former Member, Board of Trustees, The Altamont School
- Former Member, Board of Directors, Oasis Women's Counseling Center
- Former Chairman, Board of Directors, Center Management, Inc.

## Up Close

Colin, his wife Ashley, and children Catherine and Robert, enjoy life in Birmingham. An elder at Third Presbyterian Church, Colin also enjoys playing tennis, traveling, and reading about American and British history. Though he's not interested in running for office, per se, he does enjoy politics and working behind-the-scenes on campaigns and initiatives.

## Articles

- "What a new HHS secretary means for healthcare," co-authored by Colin Luke and Justin Hickerson, Waller Healthcare Blog

- In a rare move, the OIG rescinds a 2006 Advisory Opinion
- "In a rare move, the OIG rescinds a 2006 Advisory Opinion ," authored by Colin Luke, Waller Healthcare Blog
- "CSR Payment Update ," authored by Colin Luke, Waller Healthcare Blog
- "POTUS Trump Looks to Halt CSR Payments ," authored by Colin Luke, Waller Healthcare blog
- "CMS Taps the Brakes on New Payment Models" by Denise Burke and Colin Luke on Waller Healthcare Blog
- "CMS Taps the Brakes on New Payment Models," co-authored by Denise Burke and Colin Luke, Waller Healthcare Blog
- "CBO Releases Highly Anticipated Report on Trump's ObamaCare Repeal Bill; 23 Million Americans Projected to Lose Insurance by 2026" by Nora Liggett and Colin Luke on Waller Healthcare Blog
- "CBO Releases Highly Anticipated Report on Trump's ObamaCare Repeal Bill; 23 Million Americans Projected to Lose Insurance by 2026," co-authored by Nora Liggett and Colin Luke, Waller Healthcare Blog
- "House Passes Bill to Repeal the Affordable Care Act," co-authored by Nora Liggett and Colin Luke, Waller Healthcare Blog
- "House Passes Bill to Repeal the Affordable Care Act" by Nora L. Liggett and Colin H. Luke on the Waller Healthcare Blog
- "Bundled Payments on the Back Burner," authored by Colin Luke, Waller Healthcare Blog
- "Government shutdown draws to a close," co-authored by Justin Hickerson and Colin Luke, Waller Healthcare Law
- Colin Luke Post "Bundled Payments: Are They Finally Here?" on Waller Healthcare Blog
- Colin Luke Posts, "Clinical Co-Management Agreements Offer Opportunity for Physician Alignment" on Waller Healthcare Blog
- "Consumer-Driven Healthcare," by Colin Luke, Birmingham Medical News
- "Oncology Joint Ventures: When Do They Make Sense?," by Colin Luke, Birmingham Medical News

## Media Mentions

- "How Payers Can Build a Successful Bundled Payment Strategy," Colin Luke quoted in HealthPayerIntelligence.com
- "Bundled payments on 'pause,' but not for long," Colin Luke quoted in Managed Healthcare Executive
- "Tom Price might soften bundled payments, but healthcare orgs will stay the course," Colin Luke quoted in Healthcare Finance News
- "Bundled Payment Models Here to Stay Despite CMS Program Delays," Colin Luke quoted on RevCycleIntelligence.com
- "Bundled Payment Initiatives Pushed Back Again," Colin Luke Quoted in Home Health Care News
- "ACA repeal: Nashville's health care industry faces a defining moment" Colin Luke quoted in the Tennessean
- "Meet Birmingham's Who's Who in Health Care for 2016" Colin Luke featured in the Birmingham Business Journal
- "How the Cardiac Care Bundle Will Burden Hospitals," Colin Luke quoted in HealthLeaders

- "Bundled Payment Models Need to Align Payer, Provider Incentives" Colin Luke quoted on HealthPayerIntelligence.com
- Colin Luke recognized by the Birmingham Business Journal's, Who's Who in Birmingham's Healthcare Scene for 2015

## Events

- "Freestanding Emergency Centers and States Considering Options," Presented by Fletcher Brown and Colin Luke, National Freestanding Emergency Center 2015 Annual Conference, Dallas

