



## Sharon E. Caulfield

Shareholder

[scaulfield@bhfs.com](mailto:scaulfield@bhfs.com)

303.223.1110

Denver, Colorado

Sharon Caulfield's decades of experience in Colorado health care and employment law allow her to advise health care clients in many aspects of regulatory compliance, operational effectiveness and good employment practices. Her practice focuses on business and regulatory advice for all types of health care providers, such as critical access hospitals, governmental medical centers, ambulatory surgery centers, provider networks, physician practices and ancillary service providers.

Sharon has numerous clients in the senior services industry, including life plan communities, PACE programs, skilled nursing facilities, assisted living organizations and home and community-based organizations. Sharon also regularly works with religious and nonprofit organizations with compliance with tax exemption rules, board fiduciary obligations, management of funds subject to UPMIFA and operational matters.

Sharon engages in business planning, compliance oversight and reporting, HIPAA privacy and security oversight, antitrust counseling, managed care organizational development and insurance contracting, fraud and abuse and Stark law counseling, provider credentialing and administrative matters under the HCQIA, tax exemption advice, governmental and critical access hospital compliance, and many other elements of health care provider operations. A creative thinker, Sharon has assisted alternative care providers, compounding pharmacies, and provider networks to develop innovative products and practices.

A distinguished and in-demand speaker, Sharon has periodically taught bioethics and health law as an adjunct health law professor at the University of Colorado School of Law. She served for 20 years on the advisory board for the University of Colorado's Center for Bioethics and Humanities.

An active member of the Colorado health care community, Sharon serves on several community boards and industry associations. Currently, Sharon is the chair of the LeadingAge Legal Committee serving the comprehensive trade association for the nation's senior services organizations. She has been honored with the Founders' Medal of Honor from HFMA's Colorado Chapter, and she has served for 25 years as a member of the Episcopal Chancellor's Network.

Sharon joined the firm in 2015 from Caplan and Earnest, LLC, in Boulder, where she was a partner for 22 years and served as chair of the firm's health law group. Previously, she worked as an associate and then a partner at Davis, Graham & Stubbs in Denver.

### Practices

Health Care, Senior Living

### Representative Matters

- Represented Lower Valley Hospital District as it refinanced \$40 million in tax-exempt debt to facilitate hospital expansion and strategic initiatives in Fruita, Colorado, community.
- Obtained complete dismissal of a complex lawsuit against a health care management services organization alleging tort and Colorado Consumer Protection Act claims based on alleged violations of Colorado's

coordination of benefits laws and regulations.

- Counsel to Ergentus Emergency Physicians in its merger with U.S. Acute Care Solutions, a portfolio company of Welsh, Carson, Anderson & Stowe.
- General counsel advice on hospital replacement, finance, regulatory compliance, employment, tax, real estate and operational matters for St. Vincent General Hospital District, a critical access hospital and Colorado special district.
- Assist physician practice to manage HIPAA, clinical trials and biometrics issues associated with expanded cutting-edge medical services-related practice.
- Assist critical access hospitals, physician practices and senior living facilities to clarify and reduce liability for billing practices errors through voluntary overpayment OIG protocol.
- Advise MBK Senior Living on Medicare and Medicaid issues, adult day care services, compliance, and PACE (Program of All-Inclusive Care) services.

## **Community**

Legal Advisor, Colorado Managed Care Collaborative

Colorado Foundation for Medical Care, Former Board Member and Compliance Committee Chair

Colorado Haiti Project, Former Board Member and President

Episcopal Diocese of Colorado, Vice-Chancellor

Alumni Association of the University of Colorado at Boulder, Former President and Board Member

Colorado Bar Association Health Law Section, Former Board Member and Chair

University of Colorado Health Sciences Center for Bioethics and Humanities, Former Advisory Board Member and Chair

Colorado Division of Insurance, Former Managed Care task forces member

Girl Scouts of America, Former Scout Leader

Frasier Meadows Retirement Community, Former Board Member

## **Selected Publications & Presentations**

- New Colorado Data Privacy Law: How it Affects Colorado Dentists, Author, *Journal of the Colorado Dental Association*, Summer 2018
- Sweeping New Colorado Data Privacy Law Impacts Health Care Industry , Co-author, *American Health Lawyers Association*, June 5, 2018
- Sweeping New Colorado Data Privacy Law Impacts Health Care Industry, *Brownstein Client Alert*, June 1, 2018
- The FCC to Propose Major Changes to Its Rural Health Care Funding Programs, *Brownstein Client Alert*, December 7, 2017
- Colorado Managed Care Collaborative - Annual Legislative Update, 2006-2017
- The Marijuana Experiment: Decisions for Health Care Providers, Western Regional Trustees Symposium, Santa Fe, NM, June 2017
- Pondering the Crossroads: Colorado's End-of-Life Options Act, *Brownstein Client Alert*, December 29, 2016
- A Journey Through the Haze of Legalized Marijuana, LeadingAge Annual Conference, Indianapolis, IN, November 2016
- Reefer Madness, American Health Lawyers Annual Meeting, Denver, CO, June 2016
- Ethics at the Managed Care Table – Medical, Social Justice, and Business Perspectives, Colorado HFMA Annual Conference, April 13-15, 2016

### **Education**

- J.D., 1982, University of Colorado Law School
- B.A., 1979, University of Colorado at Boulder

### **Admissions**

- Colorado

### **Recognition**

Invitation, Aspen Ethical Leadership Program 2018, CU Center for Bioethics and Humanities

5280 Top Lawyers, Health Care, 2015-2019

*Best Lawyers in America*, 2008-2019

Who's Who in American Law

Martindale Hubbell "AV Preeminent," 1992-2015, 2019

*Colorado Super Lawyers*, 2006-2018

The Best Lawyers in America® in the specialty of Health Care Law, 2007-2017

### **Membership**

Colorado Bar Association

Colorado Bar Association Foundation

American Health Lawyers Association

Healthcare Financial Management Association

LeadingAge