



Rachel H. Yaffe

OF COUNSEL

Chicago

312.642.2856 | ryaffe@mcdonaldhopkins.com

OVERVIEW

Rachel represents prime contractors, subcontractors, suppliers, professional and other service providers, in matters including, WBE/MBE/VBE/DBE, SBA 8(a), WOSB/EDWOSB, VOSB/SDVOSB, HUBZone, and other certification submissions and appeals, government regulatory compliance, small business programs, size protests, NAICS Code protests and expansions, responses to government investigations and audits, proposed suspensions and debarment actions, and other related disputes.

Rachel regularly advises women-owned, minority-owned and veteran-owned businesses on corporate succession planning.

Rachel also assists clients on healthcare corporate, transactional and regulatory matters. She represents medical practices, physicians and other healthcare clients in corporate, transactional and regulatory matters.

Rachel counsels clients on professional practice issues such as healthcare regulatory compliance, employment/independent contractor matters, and practice acquisitions. She frequently works with HIPAA covered entities and business associates to implement and update policies, procedures and related safeguards for the privacy and security of protected health information (PHI).

Rachel earned her J.D. from Illinois Institute of Technology - Chicago-Kent College of Law in 2008. She received a B.A., with High Honors, from the University of Michigan in 2005.

Practice Focus

Business counseling | Healthcare | Government contracting and procurement

Industries

Construction

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Honors & Recognition

Selected for inclusion in *Illinois Rising Stars* (2014, 2015 and 2018)

Cali Award, Personal Income Tax (Fall 2007)

Credentials

EDUCATION

Illinois Institute of Technology - Chicago-Kent College of Law

University of Michigan

ADMISSIONS – STATE

Illinois

News & Insights

ALERT | APRIL 8, 2015

The time to prepare for a HIPAA audit is now

ALERT | FEBRUARY 23, 2015

March 1 deadline approaching for HIPAA covered entities to submit breach reports

NEWS | FEBRUARY 18, 2015

"Redact before you act: Use caution when posting medical images online," Rachel Yaffe quoted in Fort Meyers Florida Weekly

NEWS | JANUARY 13, 2015

Six attorneys at McDonald Hopkins named Illinois Super Lawyers and Rising Stars

EXTERNAL NEWS & PUBLICATIONS

Quoted, "How to Maintain HIPAA Compliance," *The Rheumatologist*, September 1, 2016

Quoted, "HIPAA Audit Activities Increase in 2016," *The Rheumatologist*, August 17, 2016

Quoted, "Redact before you act: Use caution when posting medical images online," *Florida Weekly*, February 18, 2015

"Mergers and Acquisitions of Radiology Practices The Deal Process: Start to Finish," *RBMA Bulletin*, May/June 2014

"HIPAA Notice of Privacy Practices: Is Yours Up-To-Date?," *RBMA Monthly Legal Update Digest* July 2013

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"Battle of the Documents: The Interplay of Your Employment Agreement and the Hospital's Medical Staff Bylaws," RBMA Monthly Legal Update Digest May 2013

"Final Rule Implements HITECH Revisions to Privacy and Security Rules," RBMA Monthly Legal Update Digest February 2013

"Tip: Use the HIPAA Audit Protocol as an Internal Checklist for Privacy, Security and Breach Notification Rule Compliance," RBMA Monthly Legal Update Digest August 2012

"The Supreme Court Has Spoken: The Patient Protection and Affordable Care Act is Upheld," RBMA Monthly Legal Update Digest July 2012

"Face to Face With...Steven M. Harris," BC Advantage Magazine, Issue 7.4: June/July 2012

"Final HITECH Act Regulations to be Released in 2012," RBMA Monthly Legal Update Digest May 2012

"Consider Including Alternative Dispute Resolution In Your Contracts," RBMA Monthly Legal Update Digest March 2012

"Medical Office Leases: What You Need to Know," RBMA Monthly Legal Update Digest February 2012

"Physician Texting: Am I Violating HIPAA?," RBMA Monthly Legal Update Digest November 2011

"Tort Reform: Coming to a Theater Near You," RBMA Monthly Legal Update Digest October 2011

"My Contract Says What?!?," RBMA Legal Update Digest September 2011

"A Prescription for Financial Success," RBMA Bulletin September-October 2011

"Teleradiology: You May Be Breaking the Law," RBMA Monthly Legal Update Digest August 2011

"Business Opportunity for Radiologists: On-Site Employee Health Clinics," RBMA Monthly Legal Update Digest July 2011

"HIPAA Audits Are Coming: Are You Prepared?," RBMA Monthly Legal Update Digest July 2011

"What is a Radiologist's Role in an ACO?," RBMA Monthly Legal Update Digest June 2011

"Registration Required for Illinois Medical and Professional Limited Liability Companies," RBMA Monthly Legal Update Digest May 2011

"Electronic Medical Records: Incentive Payments," RBMA Monthly Legal Update Digest May 2011

Quoted, "Negotiating employment contracts," The Clinical Advisor, March 4, 2011

Quoted, "Why Your Patients' Data May Not Be Safe: 5 Steps to Protect It," Medscape Business of Medicine, November 8, 2010

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Coauthor, "UnitedHealth Group and Aetna Agree to Settlements of Out-of-Network Reimbursement Rates," Northern Ohio Physician, March/April 2009

Events

SPEAKING ENGAGEMENTS

"Staying Certified as Your Business Grows," Women's Business Development Center's 31st Annual Conference, September 2017

"Keep and Protect Your Certification," Illinois Department of Transportation, February 2017

"New DBE Laws and Good Faith Effort Compliance," Federation of Women Contractors, October 2015

"Negotiating Physician Employment Agreements," Northwestern University Feinberg School of Medicine Department of Orthopaedic Surgery Residency Program, May 2015

"Negotiating Your Employment Agreement," The University of Chicago, Department of Orthopaedic Surgery Residency Program, April 2012

"Compliance – Red Flags," AAOS EMR and Other Technologies: Revolutionary Change in Orthopaedic Practice, June 2010

"Navigating HITECH Real World Issues for your Practice," RBMA Northeast Chapter Spring Educational Meeting, April 2010