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# Teacher's Manual to Accompany Health Law: Cases, Materials and Problems

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**TEACHER'S MANUAL**  
to accompany  
**HEALTH LAW**  
**CASES, MATERIALS AND PROBLEMS**

**Fifth Edition**

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## **PREFACE to the FIFTH EDITION of the TEACHER'S MANUAL**

Those of us who regularly teach health law courses know what a daunting task it is, and we hope that the availability of this casebook eases your labor. This fifth edition of the casebook continues to offer the health law teacher a diversity of materials suitable for a variety of courses and teacher interests. The book provides leading appellate and trial court cases accompanied by detailed notes and questions to help the student read the cases with care and place them in the larger policy context. The fifth edition also contains the edited text of a number of important state and federal statutes and administrative regulations. This material enables students to develop a fuller appreciation of the intricacies of the regulatory structure affecting the health care industry and to obtain experience interpreting complex legislative and administrative directives. Problems are interspersed throughout each chapter in order to promote synthesis of the material by the student. Excerpted readings are also included, particularly in the regulatory chapters, to better present the emerging issues.

The variety of materials in a health law course will be challenging for the teacher as well as for the student – no one can be an expert in every subject taught in any health law course. This manual is intended to provide guidance on using the materials to best advantage, giving our views on how to handle the materials and our perspectives on the problems. Helpful sources for in-depth analysis of the materials covered in the casebook are HEALTH LAW TREATISE EDITION (2<sup>nd</sup> Edition West 2000) and HEALTH LAW HORNBOOK EDITION (2<sup>nd</sup> Edition West 2000). Both are written by the authors of this casebook. West will provide a copy of the Hornbook on a complimentary basis to faculty adopting the casebook. Health law teachers will also benefit from the resources provided by the Health Law Teachers section of the American Society of Law, Medicine and Ethics, which meets every year around the first of June. Its annual meeting includes teaching workshops, as well as substantive presentations on health law topics. This group includes teachers from all types of professional schools and educational settings. For information on this meeting, contact the American Society of Law, Medicine & Ethics, 765 Commonwealth Avenue, 16th Floor, Boston, MA 02215.

The field of health law continues to expand, and more courses are being added every year to the curriculum. We concluded that the teacher of a seminar or more focused course would benefit by having the option of selecting a soft-cover version of the casebook containing only the chapters relevant to the more specialized course or seminar. Therefore, this casebook has been printed as a hardbound text (covering all of health law) and also as three softcover texts that are substantially identical to the portions of the casebook to which they correspond. The three softcover books are titled LIABILITY AND QUALITY ISSUES IN HEALTH CARE; THE LAW OF HEALTH CARE ORGANIZATION AND FINANCE; and BIOETHICS: HEALTH CARE LAW AND ETHICS. The teacher thus has the choice of using only those chapters relevant to that course without requiring the students to buy the larger book, and the student has the opportunity to buy the hardback book when it will be used in more than one health law class.

This teacher's manual is intended to be used with both the primary casebook and with the paperback versions of the main text. Page references are to the main textbook.

However, all principal headings and subheadings contained in the manual are identical to those in paperback versions, so cross reference to those texts should be clear.

The authors of the casebook would be delighted to talk with you about the use of these materials, or about health law more generally. Please feel free to contact any of us at any time. Barry Furrow is available at Widener University in Delaware, Sandra Johnson and Tim Greaney are at Saint Louis University, Tim Jost is at Washington and Lee University, and Rob Schwartz is at the University of New Mexico.

### **HEALTH LAW CASEBOOK TEACHERS' WEBSITE**

Those adopting the casebook or one of the paperback books will be able to obtain access to the Furrow, Greaney, Johnson, Jost & Schwartz HEALTH LAW Casebook Teachers' TWEN Website. This site will provide access to articles, syllabi, problems, exams and recent developments — all keyed to relevant sections of the casebook. In addition, it will offer teachers the opportunity to exchange ideas and questions about teaching health law. Any teacher adopting the casebook for class may obtain a password from Tim Greaney at [greanetl@slu.edu](mailto:greanetl@slu.edu)

## TABLE OF CONTENTS

CHAPTER 1	DEFINING, EVALUATING, AND DISTRIBUTING HEALTH CARE .....	1
I	Defining Sickness .....	1
II	Quality in Health Care .....	4
III	The Problem of Medical Error .....	7
IV	Distributive Justice and the Allocation of Health Care Resources: The Example of Human Organ Transplantation.....	11
V	Public Health and Bioterrorism .....	23
CHAPTER 2	QUALITY CONTROL REGULATION: LICENSING OF HEALTH CARE PROFESSIONALS .....	27
II	Alternative And Complementary Medicine.....	37
III	Unlicensed Providers .....	41
IV	Scope Of Practice Regulation .....	44
CHAPTER 3	QUALITY CONTROL REGULATION OF HEALTH CARE INSTITUTIONS .....	50
III	Regulatory Systems .....	51
III	Private Accreditation of Health Care Facilities .....	65
CHAPTER 4	LIABILITY OF HEALTH CARE PROFESSIONALS .....	66
I	The Standard of Care .....	66
II	Judicial Risk-Benefit Balancing .....	75
III	Other Theories. ....	76
IV	Defenses to a Malpractice Suit .....	79
V	Causation Problems: Delayed, Uncertain, or Shared Responsibility.....	83
VI	Damage Innovations .....	84

I. Introduction.....	217
II. Forms of Business Enterprises and Their Legal Consequences .....	217
III. Integration and New Organizational Structures.....	223
IV Tax Exempt Health Care Organizations .....	229
CHAPTER 14 FRAUD AND ABUSE .....	249
I False Claims.....	249
II Medicare and Medicaid Fraud and Abuse .....	256
III. The Stark Law: A Transactional Approach to Self-Referrals.....	264
IV Note on State Statutes and Alternative Approaches to Referrals and Fee Splitting .....	268
CHAPTER 15 ANTITRUST .....	271
I Cartels and Professionalism.....	272
II Health Care Enterprises, Integration and Financing .....	279
CHAPTER 16 HUMAN REPRODUCTION AND BIRTH.....	288
I When Does a Human Life Become a “Person”? .....	289
II Medical Intervention in Reproduction .....	291
III Fetal Maternal Decisionmaking.....	304
CHAPTER 17 LEGAL, SOCIAL AND ETHICAL ISSUES IN HUMAN GENETICS .....	308
I Introduction.....	308
II Legal Responses.....	317
CHAPTER 18 DEFINING DEATH .....	328
I Introduction.....	329
II The Development of the "Brain Death" Definition .....	329
III The “Dead Donor” Rule and Expanding Classes of Organ Donors – Anencephalic Infants and “Non-Heart Beating” Donors.....	331

IV Religious and Other Objections to Definitions of Death: Letting the Patient Decide Which Definition to Use.....	334
CHAPTER 19 LIFE AND DEATH DECISIONS.....	335
I Principles of Autonomy and Beneficence.....	335
II The United States Constitution and the "Right to Die" .....	339
III The "Right to Die"—Patients with Decisional Capacity .....	341
IV The "Right to Die"—Patients Without Decisional Capacity .....	343
V The Right to Die: Children and Newborns .....	353
VI Physician Assisted Death.....	358
CHAPTER 20 REGULATION OF RESEARCH INVOLVING HUMAN SUBJECTS .....	359
I The Nuremberg Code.....	359
II Regulation Of Research Upon Human Subjects In The United States .....	360
III International Regulation Of Research Involving Human Subjects.....	372
APPENDICES .....	374
INTRODUCTION TO HEALTH LAW: CASES, PROBLEMS .....	374
AETNA HEALTH INC. V. DAVILA.....	381
K.M. v. E.G.....	392
OREGON v. ASHCROFT .....	403
Sixth Annual Report on Oregon's Death with Dignity Act March 10, 2004 .....	416