



CCBU 536 GA

Law, Regulations, and Ethics in the Healthcare Environment

Fall 2015

Mondays 6:30-9:30 pm

Main Street Campus, Priscilla Payne Hurd Academic Complex, 235

Instructor Information

Name: Nathan Schmidt

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Blackboard: <http://blackboard.moravian.edu/>

Office Hours: By Appointment

Course Description: This course provides an overview of legal issues associated with healthcare, including HIPAA and Medicare fraud and abuse, and the regulatory and accreditation environments of Medicare, Medicaid, JCAHO, and OSHA. Ethical issues associated with the practice of medicine and decision-making in the healthcare environment are also examined. 3 graduate credits.

General Description: This focus of this course is on healthcare ethics. Students will be asked to think critically and carefully about normative views and arguments in various healthcare related topics.

Student Learning Objectives

After completing this course, students will be able to

- 1) Differentiate legal, ethical, and regulatory processes affecting health care.
- 2) Discuss major legal, ethical, and regulatory issues and their impact on various levels of healthcare systems.
- 3) Appraise the major legal, ethical, and regulatory influences resulting from existing legislation, selected philosophical theories, and regulatory policy.
- 4) Demonstrate awareness of healthcare issues at the local community, state, national, and global level of healthcare delivery systems.
- 5) Articulate arguments on legal, ethical, and regulatory processes, including consumer and advocacy aspects of healthcare.

Program Learning Objectives Related to This Course

- 1) Operates with integrity -- Demonstrates honesty and behaves according to ethical principles; ensures that words and actions are consistent; walks the talk; behaves dependably across situations.
- 2) Treats people fairly -- Treats all stakeholders with dignity, respect, and fairness; listens to others without prejudging; objectively considers others' ideas and opinions, even when they conflict with prescribed policies, procedures, or commonly held beliefs; champions the perspectives of different partners even in the face of resistance; engages in effective conflict resolution.
- 3) Expands own awareness -- Establishes relationships with people from other cultures, countries, races, and backgrounds; learns more about differences in social norms, decision-making approaches, and preferences; encourages dialogue that promotes acceptance of different opinions; continually examines own biases and behaviors to avoid stereotypical responses.
- 4) Champions diversity -- Advocates the value of diversity; takes actions to increase diversity in the workplace; confronts racist, sexist, or inappropriate behavior by others; challenges exclusionary organizational practices.

Text and Articles

Tony Hope, *Medical Ethics: A Very Short Introduction*

The bulk of readings will be made available to you through blackboard.

Assignments

Assignments are due in hard copy at class time unless otherwise specified. Students should maintain a copy of all work assignments.

Week	Topic	Readings
Week 1	Introduction	
Week 2	Euthanasia	Hope (Chapter 2) "Euthanasia" Rachels "Active and Passive Euthanasia" Callahan "When Self-Determination Runs Amok"
Week 3	Scarce Resources	Hope (Chapter 3) "Why undervaluing 'statistical' People Costs Lives" Annas "The Prostitute, the Playboy, and the Poet: Rationing Schemes for Organ Transplantation" Wilkinson and Savulescu "Should We Allow Organ Donation Euthanasia?"
Week 4	ART, Stem Cells, and Cloning	Hope (Chapter 4) "People Who Don't Exist; At Least Not Yet" Neri "The Race Toward 'Ethically Universally Acceptable' Human Pluripotent (Embryonic-Like) Stem Cells: Only a Problem of Sources?" Savulescu "Should We Clone Human Beings?"
Week 5	Autonomy	Hope (Chapter 6) "Inconsistencies about Madness" Chodoff "The Case for Involuntary Hospitalization of the Mentally Ill" Goodin "Permissible Paternalism: Saving Smokers from Themselves" Cowart and Burt "Confronting Death: Who Choses, Who Controls? A Dialogue"
Week 6	Medical Regulation	Leap Selection from: <i>Culture and Politics of Health Care Work : Phantom Billing, Fake Prescriptions, and the High Cost of Medicine : Health Care Fraud and What to Do about It</i> Chapter 1 Sobel "HIPPA Paradox: The Privacy Rule That's Not" Hemer "Personal Responsibility: A Plausible Social Goal, but Not for Medicaid Reform"
Week 7	Nursing	Newton "In Defense of the Traditional Nurse" Holland "Scepticism about the virtue ethics approach to nursing ethics" and Putnam's reply Hussey "Naturalistic Nursing"

Grading Summary

Student work will be judged on individual performance basis with the expectation that graduate students complete assignments at the level of "B" (86%) or better quality as judged by the Course Instructor.

Grade Breakdown

Grade Formulation:

- 1) Seminar participation – attendance, class presentation and meaningful contributions to class sessions based on relevant literature readings - 20% of final grade
 - 2) Seminar papers - 20%
 - 3) Online discussion board activity - 10%
 - 4) Final paper - 50%
- A copy of the paper evaluation template will be made available to students.

Grading Scale:
A+: 100.00% - 96.66%
A: 96.65% - 93.33%
A-: 93.32% - 90.00%
B+: 89.99% - 86.66%
B: 86.65% - 83.33%
B-: 83.32% - 80.00%
C+: 79.99% - 76.66%
C: 76.65% - 73.33%
C-: 73.32% - 70.00%
D+: 69.99% - 66.66%
D: 66.65% - 63.33%
D-: 63.32% - 60.00%
F: 59.99% and below

Four Point Scale:
3.84 ≤ = A
3.7 - 3.84 = A-
3.3 - 3.69 = B+
3.0 - 3.29 = B
2.7 - 2.99 = B-
2.3 - 2.69 = C+
2.0 - 2.29 = C
1.7 - 1.99 = C-
1.3 - 1.69 = D+
1.0 - 1.29 = D
0.7 - 0.99 = D-
0.69 ≥ = F

Other Important Information

Academic Honesty

Plagiarism is the intentional or unintentional use of another's words or ideas as your own. This can range from using another individual's direct words or changing the words slightly without the appropriate citation to buying a paper from the Internet or a professional writing service. Evidence of plagiarism or academic dishonesty will be handled according to the college policy on academic honesty. It also makes your instructor very, very cranky. Copies of the statement on academic dishonesty are published in the College publications.

Attendance

There are no excused absences for this course. Students are allowed to miss one class session during the semester. After one absence, the student is subject to failing the course..

Blackboard

Blackboard will be utilized for accessing articles for the class as well as for discussion boards on the topic for the week.

Canceled Classes

Class may be canceled due to weather or for some other reason. In the case of cancellation, the instructor will post an announcement on Blackboard to inform students of the cancellation. It is the student's responsibility to check Blackboard prior to each class period to determine if class is canceled.

Copyrights

Only the copyright holder has the right to make copies of books, articles, cases, software, and other copyrighted material. Anyone else (you, the reader) must have the copyright holder's permission to make copies unless the item being copied falls under the **fair use** proviso or is a work in the public domain. You must get permission from the copyright holder to make any copies legally of any copyrighted material.

Disabilities

If you wish to request accommodations in this class for a disability contact Elaine Mara, assistant director of academic and disability support in the lower level of Monocacy Hall, or by calling 610-861-1401 (1401 on campus). Accommodations cannot be provided until authorization is received from the Academic & Disability Support Office.

e2Campus

In the event of an emergency the system called e2Campus allows Moravian College to send text messages to the cell phones of registered members of the campus community with information about what is happening and/or what precautions should be taken. Up to two cell phone numbers and two e-mail addresses per user may be registered. This service is an integral part of the College's emergency response system. If you are not already registered on the

system, please do so as soon as possible. To register for e2Campus visit <http://intranet.moravian.edu/e2campus/index.asp> from a computer on Moravian's campus.

Expectations of Students

Be good.

Grading Judgment

It is within the purview of the instructor to apply qualitative judgment in determining grades for an assignment or for a course.

Inclement Weather

In the case of inclement weather, the instructor will post a message on Blackboard to inform students if the class is canceled. It is the student's responsibility to check Blackboard prior to each class period for cancellations due to inclement weather.

Inclusion

Moravian College is a welcoming community that embraces and values the diversity of all members of the campus community. We acknowledge the uniqueness of all individuals, and we seek to cultivate an environment that respects, affirms, and defends the dignity of each member of the community. Moravian College complies with all federal and state laws regarding nondiscrimination in recruitment, admission, and employment of students, faculty, and staff.

You may wonder what that statement means. For the purposes of this class, the statement means that all persons, regardless of actual or perceived race, color, sex, religion, ancestry, genetic information, national origin, sexual orientation, gender identity or expression, familial status, marital status, age, mental or physical disability, use of guide or support animals and/or mechanical aids have an equal opportunity to participate and learn in this class and are to be treated equally in an inclusive and supportive manner.

In other words, in this class we all promote a culture of inclusion that welcomes and supports people of varying backgrounds, different viewpoints, experiences, talents, and ideas. By respecting and valuing these differences we can make problem solving and decision making multi-dimensional leading to more learning and better outcomes for all, including project clients.

Behaviors such as those listed in the table below will lead to an inclusive classroom culture.

Behavior	Description
Listening to understand	Listening with an open mind to fully understand all aspects of a situation
Seeing multiple points of view	Understanding that our perspective is not the only one when looking at a situation, issue, or person
Giving and receiving feedback	Inviting and giving feedback
Enhancing inclusion	Helping others feel included and involved
Addressing inappropriate behavior	Acknowledging inappropriate behavior; communicating expectations and consequences for repeated behavior.

Source: MIT Human Resources, Diversity & Inclusion, <http://hrweb.mit.edu/diversity/affirmative-action-plan-admins/resources>

Syllabus Status

This syllabus and the course contents are subject to change at the discretion of the instructor. Generally changes will be finalized only after discussion of the change with students in the class.

Workload

Students can expect to work at least 3 hours on average outside of class in reading, preparation, and project activities for *each hour* of class time.