

**FIRST YEAR FELLOWS' SEMINAR
DEPARTMENT OF CLINICAL BIOETHICS
NATIONAL INSTITUTES OF HEALTH
2007-2008**

Wednesdays 4:00-5:30pm

- Fall: November 28, 2007-December 19, 2007
- Spring: January 09-May 28, 2008
-

* = Supplemental reading

REQUIRED TEXTS

1. Beauchamp TL, Childress JF. Principles of Biomedical Ethics. 5th edition. New York: Oxford University Press, 2001.
2. Berg, Appelbaum, Lidz, Parker. Informed Consent, 2nd Edition. New York: Oxford University Press, 2001.
3. Daniels N. Just Health Care. New York: Cambridge University Press, 1985.
4. Dworkin G. The Theory and Practice of Autonomy. New York: Cambridge University Press, 1988.
5. Rawls JA. A Theory of Justice, Revised Edition. Cambridge, MA: Harvard University Press, 1999.
6. Levine RJ. Ethics and Regulation of Clinical Research. 2nd edition, New Haven: Yale University Press, 1988.
7. Julius B. Richmond and Rashi Fein, The Health Care Mess: How We Got Into It and What It Will Take To Get Out, Harvard University Press, 2005:
8. Faden R, Beauchamp TL. A History and Theory of Informed Consent. New York: Oxford University Press 1986.

November 27, 2007

HISTORY OF MEDICAL ETHICS

EMANUEL

1. Pellegrino ED. "The Metamorphosis Of Medical Ethics: A 30-Year Retrospective" JAMA 1993; 269:1158-1162.
2. Kass L. Is there a Medical Ethic? New York: Free Press, 1989. Chapter 9, 224-226
3. Beecher HK. "Ethics and Clinical Research." The New Eng J Med 1966; 274:1354-1360.
4. Vanderpool H. "A Critical Review of the Belmont Report"
5. Baker R. "From Medical Ethics into Bioethics: The Belmont Report and the Deprofessionalization of the Medical Ethics."
6. Emanuel E.J., The Evolving Norms of Medical Ethics
7. Emanuel E.J, Grady C. "Four Paradigms of Clinical Research and Research Oversight, Cambridge Quarterly of Healthcare Ethics 2006; 16, 82-96.

December 05, 2007

PRINCIPLISM

BEAUCHAMP

1. Beauchamp TL, Childress JF. Principles of Biomedical Ethics. 6th edition: chap. 1 & 10 (the attached files)
2. Miller F, Brody, “The Internal Morality of Medicine” *JMP* 26(2001): 581-599.

December 12, 2007

FEMINISM

LITTLE

1. Baier AC. “The Need for More Than Justice” in *Moral Prejudices*. Cambridge: Harvard University Press 1994; pp18-32
2. Little MO. “Why a Feminist approach to Bioethics?” *Kennedy Institute of Ethics Journal* 1996; 6(1): 1-18

December 19, 2007

LEGAL CASES -- INFORMED CONSENT

SCHWARTZ

1. Katz, J. Chapter 3, pp 48-84. The Silent World of Doctor and Patient
1. Truman v. Thomas
2. Veatch, RM. Abandoning Informed Consent. *Hastings Center Report* 1995; 25:5-12
3. Berg, Appelbaum, Lidz, Parker. Chapter 3. *Informed Consent*, 2nd Edition. New York: Oxford University Press, 2001.
4. Canterbury v. Spence
5. Perna v. Pirozzi
6. Moore v. Regents of the University of California
7. Faya v. Almaraz
8. Johnson v. Kokemoor
9. Kaskie v. Wright
10. Hidding v. Williams
11. Culbertson v. Mernitz
12. Grimes v. Kennedy Krieger Institute

January 9, 2008

INFORMED CONSENT: ETHICS

WERTHEIMER

1. Beauchamp and Childress. *Principles of Biomedical Ethics*, 5th ed. Chapter 3, “Respect for Autonomy.”
2. Berg, Lidz, Meisel. *Informed Consent*. Chapter 12, “Fulfilling the Underlying Purpose of Informed Consent.”
3. Troug R, Robinson W, Randolph, A. “Is Informed Consent Always Necessary for Randomized, Controlled Trials?” *The New England Journal of Medicine* 1999; 340(10):804-807.

January 16, 2008

MORAL THEORY

RICHARDSON

1. Ross, W.D., *The Right and the Good*/ (Indianapolis: Hackett, 1988), chap. 2, pp. 16-34.
2. Richardson, H. "Specifying Norms as a Way to Resolve Concrete Ethical Problems," *Philosophy and Public Affairs* 19 (1990): 279-310.
3. Richardson, H. "Institutionally Divided Moral Responsibility," *Social Philosophy and Policy* 16 (1999): 218-249.
4. Darwall, S., *The Second-Person Standpoint*/ (Cambridge: Harvard University Press, 2006), chap. 11.

January 23, 2008

HEALTH CARE SYSTEM

FEIN

PLEASE REVIEW: <http://www.health08.org/sidebyside.cfm>

Please Read:

Julius B. Richmond and Rashi Fein, *The Health Care Mess: How We Got Into It and What It Will Take To Get Out*, Harvard University Press, 2005: Chapters **2, 3, 5, 8** and such other Chapters as interest you.

*****Suggested readings***:**

*Institute of Medicine, *Care without Coverage: Too Little, Too Late*, 2002.

*Institute of Medicine, *A Shared Destiny: Community Effects of Uninsurance*, 2003.

*Institute of Medicine, *Hidden Costs, Value Lost: Uninsurance in America* (2003)

*Institute of Medicine, *Insuring America's Health: Principles and Recommendations* (2004)

January 30, 2008

JUSTICE IN HEALTH CARE

SREENIVASAN

PLEASE READ:

Chapter 4

February 6, 2008

COST EFFECTIVENESS

MENZEL

1. Asch DA, Jepson C, Hershey JC, Baron J, Ubel PA,; "When Money is saved by Reducing Healthcare Costs, Where Do U.S. Primary Care Physicians Think the Money Goes." *American Journal of Managed Care*, June 2003, pp. 438-442
2. Menzel P.; "Allocation of Scarce Resources," *the Blackwell Guide to Medical Ethics* (Rhodes, L Francis, and A. Silvers, eds.), Blackwell, December 2006, pp.305-322.
3. Ubel PA, Nord E, Gold M, Menzel P, Prades JLP, Richardson J, "Improving Value Measurement in Cost Effectiveness Analysis". *Medical Care* vol. 38 (9) pp. 892-901
4. Ubel PA, Loewenstein G, Jepson C., "Whose Quality of Life?"; "Commentary exploring discrepancies between health state evaluating of patients and the general public". *Quality of Life Research* (12) pp. 599-607 2003.

February 13, 2008

ALLOCATING SCARCE RESOURCES

DANIELS

1. Just Health (Cambridge U Press, forthcoming), Chapters 4, 10, 12

February 20, 2008

HEALTH CARE REFORM PROPOSALS

EMANUEL

1. Meyer JA, Wicks EK.. Covering America: Real Remedies for the Uninsured Economic and Social Research Institute, June 2001; Overview pg. 6-19.
2. Meyer JA, Wicks EK.. Covering America: Real Remedies for the Uninsured Vol #2 Economic and Social Research Institute, November 2003; Overview pg. 5-8.
3. Meyer JA, Wicks EK.. Covering America: Real Remedies for the Uninsured Vol #3 Economic and Social Research Institute, December 2003; Overview pg. 7-8.
4. Emanuel EJ., Fuchs VR, "Health Care Vouchers-A Proposal for Universal Coverage". NEJM 352; 12 (March 24, 2005) pg1255-1260.
5. Fuchs VR, Emanuel EJ, "Health Care Reform: Why? What? When?" Health Affairs vol 24:6, pp.1399-1414.
6. Physicians' Working Group, Proposal of the Physicians' Working Group for Single-Payer National Health Insurance. JAMA August 13, 2003 vol 290, No 6, pp798-805.
1. Gruber J, "The Massachusetts Health Care Revolution: A local Start for Universal Coverage,"Hastings Center Report 36, no.5 (2006):14-19.

February 27, 2008

MANAGED CARE

PEARSON

2. Pearson SD. "Caring and Cost: The Challenge for Physician Advocacy." *Annals of InternalMedicine* 2000; 133(2):148-153.
3. Robinson JC. "The End of Managed Care." *JAMA* 2001; 285(20): 2622-2628.
4. Pearson SD, Sabin JE, Emanuel EJ. "No Margin, No Mission" Health-Care Organizations and the Quest for Ethical Excellence: Oxford University Press 2003; Chapter 5. Pp67-95.
5. Rosenthal MB, Market Watch: Doughnut-Hole Economics Insurance often serves purposes other than risk protection. *Health Affairs* 2004 vol 32, 6 pg. 129-135

March 5, 2008

BIOETHICS INSIDE THE BELTWAY

CHARO

1. Kymlicka, W. "Moral Philosophy and Public Policy." *Bioethics* 1993; 7:1-26.
2. President's Council Executive Order 13237: November 28, 2001.

3. Gutmann A., Thompson D. Democracy and Disagreement. Cambridge, MA: Belknap Press, 1996, pp. 11-51.
4. The President's Council on Bioethics: "Human Cloning and Human Dignity: Policy Recommendations", chapter 8, pp. 1-17.
5. The President's Council on Bioethics: "Human Cloning and Human Dignity: Appendix – personal statements, pp. 1-43.
6. Warren, MA. Moral Status. Oxford: Clarendon Press, 1997, pp 1-23, and pages 148-177.
7. Pellegrino E, Bioethics and Politics: "Doing Ethics" in the Public Square, *Journal of Medicine and Philosophy*, 31:569-584, 2006.

March 12, 2008

ABORTION

LITTLE

1. Little M, "The Morality of Abortion," A Companion to Applied Ethics, eds. Christopher Wellman and Ray Frey (Blackwell, 2003).

March 19, 2008

PHYSICIAN-PATIENT RELATIONSHIP

EMANUEL

1. Mechanic D and Schlesinger M. "The Impact of Managed Care on Patients' Trust in Medical Care and their Physicians." *JAMA*, 1996; 275:1693-1697.
2. Emanuel E and Dubler NN. "Preserving the Physician-Patient Relationship in the Era of Managed Care." *JAMA*, 1995; 273:323-329.
3. Emanuel E and Emanuel LL. "Four Models of the Physician-Patient Relationship." *JAMA*, 1992; 267:2221-2226.
4. "A Philosophical Reconstruction of Medical Morality" in ED Pellegrino and DC Thomasma, *A Philosophical Basis of Medical Practice* (NY: Oxford U Press, 1981), pp. 192-220.
5. Sulmasy DP, Bloche MG, Mitchell J, Hadley J. Physicians' ethical views about cost-containment methods. *Arch Intern Med* 2000;160: 649-657.

March 26, 2008

LEGAL CASES-TERMINATING TREATMENT

FORSTER

1. Cruzan v. Director Missouri Department of Health
2. Quinlan v Supreme Court of New Jersey
3. Brophy v. New England Sinai Hospital, Inc.
4. Annas George J, "Culture of life" politics at the bedside – The Case of Terri Schiavo, *NEJM* 2005

April 9, 2008

GENETIC TESTING

HULL

1. John Robertson, "The \$1,000 genome: ethical and legal in issues in whole genome sequencing of individuals" *American Journal of Bioethics* 3(3) InFocus (<http://www.bioethics.net>).
2. Wilfond BS, Nolan K. National policy development for the clinical application of genetic diagnostic technologies. Lessons from cystic fibrosis. *JAMA*. 1993 Dec 22-29; 270(24):2948-54.
3. Clayton et al. Informed consent for genetic research on stored tissue samples. *JAMA* 1995;274:1786

4. Eric Juengst, "Caught in the middle again: Professional ethical considerations in genetic testing for health risks," *Genetic Testing* 1;3 (1997/98): 189-200.

April 16, 2008

ORGAN TRANSPLANTATION

VEATCH

1. Veatch R. "Egalitarian and Maximum Theories of Justice: Directed Donation of Organs for Transplant", *Journal of Medicine and Philosophy* 23 (3, 1998): 456-476.

April 23, 2008

NEUROETHICS

MORENO

1. National Bioethics Advisory Council; Ethical issues in Stem Cell Research Sept 1999, executive summary and chapter 4.
2. Stem Cells and the Future of Regenerative Medicine
<<http://www.nap.edu/books/0309076307/html/>> - a 2002 Executive summary and Chapter 4.
3. The NEJM Perspective article on the Korean Stem Cell Hub Project (10/20/2005)
4. National Academies Press; Guidelines Human Embryonic Stem Cell Research 2005, Summary and Chapter 6.

****suggested additional readings:**

The NAS Guidelines for Human Embryonic Stem Cell Research (2005)
<http://www.nap.edu/books/0309096537/html/>

April 30, 2008

ENHANCEMENT

DEGRAZIA

1. DeGrazia D, Enhancement Technologies and Human Identify; *Journal of Medicine and Philosophy* 30 (2005): 261-283
2. Juengst ET, "What Does Enhancement Mean?"; in E. Parens (ed.), *Enhancing Human Traits: Ethical and Social Implications* (Washington D.C.: Georgetown University Press, 1998), pp. 29-47..

May 7, 2008

CONFLICT OF INTEREST

KERN

1. Chaudhry S, Schroter S, Smith R, Morris J. "Does Declaration of competing interests affect readers' perceptions?" A randomized trial. *BMJ* 2002; vol. 325 pp1391-2.
2. Steinbrook R. Conflicts of Interest at the NIH — Resolving the Problem., *N Engl J Med* 2004; 351:955-957, Sep 2, 2004.
3. Bekelman JE, Li Y, Gross GP. "Scope and Impact of Financial Conflicts of Interest in Biomedical Research". *JAMA* 2003, v.289 #4, pp.454-465.
4. Bero LA, Glantz S, Hong MK. "The Limits of competing interest disclosures", *Tobacco Control* 2005; 14; 118-126

5. Mello MM, Phil M, Clarridge BR, Studdert DM; Academic Medical Centers Standards for Clinical-Trial agreements with Industry. *NEJM* 352; 21; 2202-10.
6. Turner EH, A taxpayer-Funded Clinical Trials Registry and Results Database- It already exists with the US Food and Drug Administration. *PLoS Medicine* 12/2004; vol 1; issue 3: 180-2.

May 14, 2008

EUTHANASIA/PAS

QUILL

1. Hedberg K, Hopkins D, Kohn M. "Five Years of Legal Physician-Assisted Suicide in Oregon." *NEJM*, 2003; 348(10): 961-964.
2. Quill TE, Meier DM, Block SD, Billings JA. "The Debate Over Physician-Assisted Suicide. Empirical Data and Convergent Views." *Annals of Internal Medicine* 1998; 128:552-558.

Suggested reading:

DHS/Oregon –Death with Dignity Act—copy of web page is included.

May 21, 2008

PUBLIC HEALTH

KASS

1. Wikler, D. "Persuasion and Coercion for Health: Ethical Issues in Government Efforts to Change Lifestyles." *Milbank Quarterly*, 1978; 56(3):303-333.
2. Pellegrino, E.D. "Health Promotion as Public Policy: The Need for Moral Groundings." *Preventive Medicine*, 1981; 10:371-378.
3. Kass, N.E. "An Ethics Framework for Public Health." *American Journal of Public Health*, 2001; 91:1776-1782.
4. Callahan, D. and Jennings, B. "Ethics and Public Health: Forging a Strong Relationship." *American Journal of Public Health*, 2002; 92(2):169-176.
5. Childress, J.F., Faden, R.R., Gaare, R.D., Gostin, L.O., Kahn, J., Bonnie, R.J., Kass, N.E., Mastroianni, A.C., Moreno, J.D., and Nieburg, P. "Public Health Ethics: Mapping the Terrain." *Journal of Law, Medicine, and Ethics*, 2002; 30:170-178

May 28, 2008

ETHICS CONSULTATION

DANIS

1. Casarett DJ, Daskal F, Lantos J "Experts in Ethics?: The Authority of the Clinical Ethicist", *Hastings Center Report* 28 vol.6 (1998):6-11.
2. Fletcher JC, Siegler M, "What are the Goals of Ethics Consultation: A Consensus Statement, *The journal of Clinical Ethics*, Summer 1996, vol. 7, 2:pp122-126.
3. Moreno JD, Ethics by Committee: "The Moral Authority of Consensus", *The Journal of Medicine and Philosophy* 13 (1988): pp.411-432.
4. Urban Walker M, Keeping Moral Space Open: New Images of Ethics Consulting, *Hastings Center Report*, March-April 1993, pp.33-40
5. Ross JW, John MA, Glaser JW, S.T.D., et al, Case Consultation and Review: Matching Skills and Expectations. Chapter 7 pg; 91-107

6. Wolf SM, "Toward a Theory of Process", *Law, Medicine and Health Care* vol. 20:4 (1992) 278-290.
7. Ausulio MP, Arnold RM, Younger SJ, "Health Care Ethics Consultation: Nature, Goals, and Competencies". *Annals of Internal Medicine* 2000; 133: 59-69