

DePaul University College of Law

Fall 2008
Tuesday and Thursday
1:00 – 2:15

Professor Donald H.J. Hermann
Office: Room 829
Phone: 312-362-8383

Health Care Law

Course Description

This introduction and survey of health law will examine issues involving health care personnel and institutions in relation to their obligation to provide treatment to patients. We will also cover regulation of health care personnel involving such questions as staff privileges, licensing and obligations to treat. Law and policy issues examine viable organ transplantation, reproduction, and refusal of treatment and end of life decisions. Institutional issues include aging, reasons and direct liability, peer review and managed care.

Methodology

This course will involve dialogue, lecture, and classroom discussion of assigned readings. A take-home examination will be based on reading assignments and classroom discussions.

Required Materials

Barry R. Furrow et al., *Health Law: Case, Materials and Problems* (Sixth Edition), Thomson-West, 2008 (ISBN: 978-0-314-18474-0)

Evaluation

Course grade will be based on a take-home examination distributed on November 25, 2008 and due on December 16, 2008 at 3:00 p.m. Central Standard Time. Final examinations should be time-stamped and placed in the take-home examination box provided by the College of Law.

Class Schedule and Reading Assignments

August 26, 2008	Introduction to Health Law & Policy Casebook pp. 1-40
August 28, 2008	Medical Error/Resource Allocation Casebook pp. 41-83
September 2, 2008	Public Health/Organ Policy Casebook pp. 83-114
September 4, 2008	Staff Privileges/Contracts Casebook pp. 849-878
September 9, 2008	No Class
September 11, 2008	No Class
September 16, 2008	Labor Law/Discrimination Law Casebook pp.578-908
September 18, 2008	Reproduction and Birth Casebook pp.1186-1209
September 23, 2008	Intervention in Reproduction Casebook pp.1210-1250
September 25, 2008	Failed Reproductive Control/Assisted Reproductive Technologies Casebook pp.1250-1283
September 30, 2008	In Vitro/Surrogacy Casebook pp.1283-1321
October 2, 2008	Cloning, Stem Cell/Material Decision Casebook pp.1321-1351
October 7, 2008	Genetics Casebook pp.1352-1379
October 9, 2008	Death Casebook pp.1380-1407
October 14, 2008	Refusing Treatment Casebook pp.1408-1441
October 16, 2008	Deciding for the Patient Casebook pp.1442-1474
October 21, 2008	Role of Courts Casebook pp.1474-1516
October 23, 2008	Letting the Doctor Decide/Futility/Physician Assisted Death Casebook pp.1516-1567

October 28, 2008	Informed Consent Casebook pp.230-288
October 30, 2008	Confidentiality Casebook pp.289-326
November 4, 2008	Obligation to Treat Casebook pp.596-637
November 6, 2008	Agency/Independent Contractors Casebook pp.596-637
November 11, 2008	Hospital Direct Liability Casebook pp.456-481
November 13, 2008	Peer Review Casebook pp.481-504
November 18, 2008	Managed Care Casebook pp.504-539
November 20, 2008	Licensing of Health Care Professionals Casebook pp.115-158
November 25, 2008	Take-Home Examination Distributed
November 27, 2008	Thanksgiving (NO CLASS)

Final Examination Distribution – November 25, 2008
Due – December 16, 2008 (3:00 p.m. C.S.T.)

Completed exams are due on December 16, 2008 by 3:00 p.m. C.S.T. (Exams should be sealed in an envelope which should be time stamped. The time stamp machine is located on the 1st floor at 25 E. Jackson Blvd. of the Lewis Center Building (LC) at the end of the hall next to the security guard's station. Your completed examination paper should be placed inside the Take-Home Drop-Off Box located in the hallway of the 9th floor LC which is directly outside the "Office of the Dean" suite doors.