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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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AMERICAN CASEBOOK SERIES®

THOMSON WEST
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 (2nd Edition West 2000) and HEALTH LAW HORNBOOK EDITION (2nd 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
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Sixth Annual Report on Oregon's Death with Dignity Act March 10, 2004