HSA 510
Selected Topics in Health Services Administration
1984-85

Instructor: Professor Jan Storch
Time: Thursdays 2:30 - 5:20 P.M.
Room: 13-101 Clinical Sciences Building

1. Course Calendar Description

Analysis of selected issues in health services administration, with a particular focus on ethical, legal and labor relations issues.

2. General Overview and Rationale

This seminar course is designed to provide for a further examination of current legal and ethical issues of significance to health service administrators, researchers, and planners. The perspective on these sets of issues is that health executives must be knowledgeable of the range and variety of ethical and legal issues, and the principles which underlie these issues, in order to make informed decisions and to provide leadership in making informed choices. Therefore, an understanding of the range of issues facing health care practitioners, administrators, researchers, and planners is critical.

An examination of labor relations issues focuses on particular trends and concerns in the changing environment of unions in Canada, arbitration of disputes and grievances, and strategies in labor negotiations. The intent of this emphasis is not designed to prepare experts in labor relations but, rather, to prepare an informed executive who will be sensitized to labor relations issues of the 1980's.

This course builds on knowledge, attitudes, and skills developed in HSA 401 and HSA 421, and attempts to further develop critical perspectives on these current issues.

3. Course Objectives

Cognitive: (a) To further develop abilities in critical reflection on moral-ethical and legal issues in health care.

(b) To develop greater understanding of labor relations issues in the context of Canadian health care.

Affective: To further develop an appreciation for the health executive's role and responsibility in relation to health care ethics, law, and labor relations.

Behavioral: To further develop skills in verbal and written presentation.
4. Readings

There is no required text, as readings will be assigned each week from a number of journals and books.

5. Recommended Texts

Legal-Ethical Issues:


Labor-Relations Issues:


6. Reference Journals in Law & Ethics

*Bioethics Quarterly*

*Hastings Center Report*

*Journal of Medicine and Philosophy*

*Journal of Medical Ethics*

*Legal-Medical Quarterly*
7. Evaluation

Weekly Seminar Participation 30%
- Students will be expected to complete selected assigned readings and contribute to seminar discussions.

Verbal Presentation of Paper 20%

Written Term Paper 50%
- A term paper of not more than 15 double spaced typed pages in length (exclusive of references) is due December 12th.
- The term paper topic is to be selected according to the particular interest of the student and should include a critical analysis of the issue with a discussion of relevant principles.
8. **Schedule**

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<thead>
<tr>
<th>Date</th>
<th>Number of Sessions</th>
<th>Topic</th>
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<tbody>
<tr>
<td>September 13</td>
<td>1</td>
<td>Overview of Course</td>
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<td>Planning session</td>
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<td>Introduction to Legal-Ethical Issues</td>
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<td>September 20</td>
<td>2</td>
<td>Ethical-Legal Issues in Consent to Treatment</td>
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<td>(a) Consent and the Competent Adult</td>
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<td>principle of autonomy</td>
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<td>legal principles of consent to treatment</td>
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<td>problems and issues in practice inc. refusal of treatment, medical-nursing responsibilities</td>
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<td>September 27</td>
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<td>NO CLASS</td>
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<td>October 4</td>
<td>3</td>
<td>(b) Consent and the Incompetent Patient or Minor</td>
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<td>principle of paternalism</td>
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<td>legal status of minors in health care</td>
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<td>provisions for dependent adults</td>
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<td>rights of the mentally ill</td>
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<td>October 11</td>
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<td>Ethical-Legal Issues of Death and Dying</td>
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<td>Determination of Death, Cessation of Treatment, Euthanasia</td>
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<td>principles of veracity, sanctity of life</td>
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<td>cessation of treatment and criminal law</td>
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<td>right to die</td>
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<td>October 18</td>
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<td>Decision-making and the Voiceless</td>
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<td>principles of personhood, sanctity of life</td>
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<td>quality of life</td>
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<td>deformed neonates</td>
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<td>Dependent Adults Act</td>
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<td>October 25</td>
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<td>November 1</td>
<td>6</td>
<td>Ethical and Legal Issues of Human Reproduction</td>
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<td>concepts of personhood, legal status of person</td>
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<td>issues of abortion, control of genetic quality, artificial means of procreation (AID, IVF), care in childbirth</td>
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<td>November 8</td>
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<td>Ethical, Legal and Social Issues of Resource Allocation</td>
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<td>principles of justice, equity, and paternalism</td>
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<td>right to health care</td>
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<td>rationing of health services</td>
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<td>role of government in lifestyle legislation</td>
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Labor Relations Issues

November 9 (8)  Trends in Labor Legislation
(Friday, 9 a.m.
- 12 noon)
Guest: Mr. Clint Hellors
Deputy Minister, Department of Labor
Government of Alberta

November 15 (9)  Present Status and Projected Future for Unions
in Canada
Guest: Mr. Reg Baskin
National Director
Energy and Chemical Workers Union

November 22 (10) Conflict Resolution in Labor Relations
Guest: Ms. Judith Hibberd
Ph.D. Candidate

November 29 (11) Student Presentations

December 6 (12) Student Presentations

December 7 (13)  Student Presentations
(Friday, 9 a.m.
- 12 noon)
HSA 510

Session II Ethical and Legal Issues Regarding Consent to Treatment
(a) Consent of the Competent Adult
Beauchamp and Childress, chap. 3

Veatch, chap. 2

Culver and Gert, chap. 3

LRC - Consent to Treatment
LRC - Medical Treatment and the Criminal Law

Miller, Bruce

Picard
Woolley, Laforet

Session III (b) Consent and the Incompetent Patient or Minor
Beauchamp and Childress, chap. 5
Culver, chap. 7 & 8
Dworkin (in Gorovitz)
Doudera
Tancredi
Ziegenfuss, chap. 4
LRC - Sterilization
Eve
Ackerman, Shaw
Lomas, Bassford
Kaufman
Session IV  Ethical and Legal Issues of Death and Dying
(a) Determination of Death, Cessation of Treatment, Euthanasia
   Beauchamp and Childress, chap. 7
   Veatch, chap. 9
   Gorovitz, chap. 2
   Bok
   LRC - Working Paper 23
   LRC - Report 15
   Defining Death
   LRC - Euthanasia, Paper 28
   LRC - Euthanasia, Report 20
   Rachels
   Alexander, Bedell and Thomas

Session V  (b) Decision-making and the Incompetent, the deformed neonate
Quality of life
   Fletcher
   Keyserlinck (LRC)
   Shaw
   Milbank Memorial
   Ramsey, Part II
   Duff and Campbell
   Magnet
   Robertson
   Annaş
   Young
   Strong
   Baby Jane Doe
<table>
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<th>Session VI</th>
<th>Ethical and Legal Issues of Human Reproduction</th>
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<td>Ramsay, Part I</td>
<td>Bayles</td>
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<th>Session VII</th>
<th>Ethical, Legal and Social Issues of Resource Allocation</th>
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<td>Beauchamp and Childress, chap. 6</td>
<td>Veatch, chap. 11</td>
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</table>
Consent


Human Reproduction


Death and Dying


Allocation of Health Care Resources


Kinzer, David M. "Care of the Poor Revisited." Inquiry 21 (Spring 1984): 5-16.


Schwartz, W. B. and Aaron, H.J. "Rationing Hospital Care: Lessons from Britain." New England Journal of Medicine, 310 (January 5, 1984): 52-56.


Ethical Issues in Health Services Administration


Knight, Edward H. "To Be or Not to Be...Involved: The Role of Hospital Trustees and Management in Bioethical Decision Making." 1983 Presidential Paper. Alberta Hospital Association, Edmonton, 1983.


Selected Readings re: Labor Relations


- Schulman, Lawrence C. "Unionization and the Professional Employee: The Social Service Director's View." 460-468.


Widgery, D. "Unions and Strikes in the National Health Services in Britain." *International Journal of Health Services.* 6 (1976), 301-308.
Wolfe, Samuel (ed.). Organization of Workers and Labor Conflict. Farmingdale, N.Y. Baywood Publishing Co., 1978. See also International Journal of Health Services. 5(1975) for the original articles published by Wolfe, especially the following:


HSA 510: Addendum to Readings

October 4, 1984

Paternallism:


Consent:
