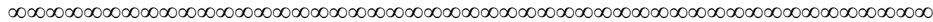


# CH 106: HEALTH, ETHICS, AND POLICY

Tufts University, Fall 2010  
Tuesdays & Thursdays, 3:00-4:15 p.m.  
208 Anderson Hall

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## COURSE DESCRIPTION:

This course is an exploration of the ethical dimensions of public health policy and practice. The field of public health ethics is distinct from traditional medical or bio-ethics since its focus is on populations rather than on individual doctor-patient relationships. But, as this course will explore, tensions often arise between public interests and individual freedoms. How should we evaluate and resolve those conflicts, bearing in mind concepts of justice, autonomy, public good, and cultural values? What kinds of ideas, opinions, and evidence make sound moral reasoning? How do you construct an ethical argument? How can you deploy ethical theories to support particular public health interventions? How do you apply those kinds of arguments to everyday situations that call for reasoned action? In this course we will actively engage with these issues and begin to see some of the ways in which hard choices are made in sometimes quite murky areas.

This course begins with an overview of public health history and organization before moving on to an introduction to relevant ethical concepts and approaches. The course will then move to ethical issues in public health surveillance and screening, with a special look at HIV/AIDS policies. Then, we will focus on the issues raised by public health strategies that might encroach upon civil liberties. What kinds of laws should be put in place? What are the limits of legislating public health? We will also explore the ethics of public health research. What are the historical precedents that cause us to formulate ethical standards? What do those standards look like and how do they work in practice? Likewise, what are the standards for health care services? How should we shape health care policy in an equitable way that still values individual needs? Finally, we will take a brief look at the special ethical issues presented by bioterror.

Throughout the course, we will analyze critically public health policies in a variety of historical and societal settings in order to enhance the ways in which we will think of (and creatively construct) current ethical public health practice.

## READINGS:

*-Articles posted on Blackboard*

- [When Germs Travel: Six Major Epidemics That Have Invaded America and the Fears They Have Unleashed](#), by Howard Markel:

[http://www.amazon.com/When-Germs-Travel-Epidemics-Unleashed/dp/0375726020/ref=sr\\_1\\_2?s=books&ie=UTF8&qid=1281735316&sr=1-2](http://www.amazon.com/When-Germs-Travel-Epidemics-Unleashed/dp/0375726020/ref=sr_1_2?s=books&ie=UTF8&qid=1281735316&sr=1-2)

[Nudge: Improving Decisions About Health, Wealth, and Happiness](#), by Richard Thaler & Cass Sunstein:

[http://www.amazon.com/Nudge-Improving-Decisions-Health-Happiness/dp/014311526X/ref=sr\\_1\\_1?s=books&ie=UTF8&qid=1281735513&sr=1-1](http://www.amazon.com/Nudge-Improving-Decisions-Health-Happiness/dp/014311526X/ref=sr_1_1?s=books&ie=UTF8&qid=1281735513&sr=1-1)

[Babies By Design: The Ethics of Genetic Choice](#) by Ronald Green:

[http://www.amazon.com/Babies-Design-Ethics-Genetic-Choice/dp/0300143087/ref=sr\\_1\\_1?ie=UTF8&s=books&qid=1281735031&sr=8-1](http://www.amazon.com/Babies-Design-Ethics-Genetic-Choice/dp/0300143087/ref=sr_1_1?ie=UTF8&s=books&qid=1281735031&sr=8-1)

[The Immortal Life of Henrietta Lacks](#), by Rebecca Skloot:

[http://www.amazon.com/Immortal-Life-Henrietta-Lacks/dp/1400052173/ref=sr\\_1\\_1?s=books&ie=UTF8&qid=1281735127&sr=1-1](http://www.amazon.com/Immortal-Life-Henrietta-Lacks/dp/1400052173/ref=sr_1_1?s=books&ie=UTF8&qid=1281735127&sr=1-1)

[The Body Hunters: Testing New Drugs on the World's Poorest Patients](http://www.amazon.com/Body-Hunters-Testing-Poorest-Patients/dp/1595582142/ref=sr_1_1?s=books&ie=UTF8&qid=1281735249&sr=1-1), by Sonia Shah;  
[http://www.amazon.com/Body-Hunters-Testing-Poorest-Patients/dp/1595582142/ref=sr\\_1\\_1?s=books&ie=UTF8&qid=1281735249&sr=1-1](http://www.amazon.com/Body-Hunters-Testing-Poorest-Patients/dp/1595582142/ref=sr_1_1?s=books&ie=UTF8&qid=1281735249&sr=1-1)

Levine, C. *Taking Sides: Clashing Views on Bioethical Issues*, 13th ed.:  
[http://www.amazon.com/Taking-Sides-Clashing-Bioethical-Issues/dp/007354566X/ref=sr\\_1\\_1?s=books&ie=UTF8&qid=1281735468&sr=1-1](http://www.amazon.com/Taking-Sides-Clashing-Bioethical-Issues/dp/007354566X/ref=sr_1_1?s=books&ie=UTF8&qid=1281735468&sr=1-1)

### **WEB/E-mail**

Through Blackboard you can access the course site, where I will post the Syllabus, Calendar, assorted readings, links, and other information. There is also a **discussion area**, which I hope will become an active place for your questions and comments (both for each other & for me).

### **EXPECTATIONS:**

Come to class prepared to discuss the readings and other assigned media. Some of the articles may require you to read them more than once. Be patient. Read actively, with pen in hand, underlining, marking key points, and taking notes on passages or concepts you want to untangle further. Identify the author's key arguments & thesis. Write out questions that the articles raise for you. You might even want to send them to me by e-mail. Think about the connections of readings from one week to the next: Do they relate to each other or are there tensions in the reasoning across fields?

Your attendance is *part* of your participation grade. Attendance is required; you may have up to 2 unexcused absences before your participation grade will be lowered one grade level. Please let me know **in advance** if you know you will not be able to attend class or shortly after the missed class if you have some unavoidable problem.

Likewise, repeated lateness disturbs the class and may be cause for grade depreciation. Three late arrivals will equal one absence.

Please do not bring electronic equipment to class that might distract you from the discussion (or bother others). Accordingly, **no headphones** (unless required for a known disability), no in-use Internet- connected devices, or ringing cell phones will be permitted. You may bring a computer to class to take notes, but you may not use it to sit & surf the web, read the paper, e-mail, IM, or update your Facebook page.... Please remember to set your phones to vibrate or turn them off before class. **You may not answer, call, text, or talk on the phone during class time.** If you have special circumstances that require you to have your phone on, please notify me in advance. The class is highly participatory. Although there is some lecturing, I encourage active discussion – and using electronics can distract both you and your classmates from thinking about the issues up for discussion.

**Plagiarism will not be tolerated.** It is expected that all material that you submit is your own work. Outside sources must be properly referenced, including Internet pages. If you are unfamiliar with the concept of plagiarism, please read Tufts' Plagiarism policy. You should be aware that even unintentional use of others' work, including unattributed quotations or paraphrased summaries, constitutes plagiarism. So, be cautious. When in doubt, cite! You might also want to refer to a writing manual to familiarize yourself with standard citation formats. You don't need to borrow other people's ideas – you all have your own good ones & the course should help you to put them down on paper.

This is a course about a variety of issues about which many people hold strong views. While the course intends to focus on using specific ethical theories and textual analysis to support your arguments, there should be space for all viewpoints to emerge. Please be respectful of other students as they express ideas that may not conform to your personal beliefs. Remember that questioning a line of argument or its reasoning is different from attacking someone's personal beliefs. Courteous treatment of others in discussion is also a part of good class participation. This is an opportunity to expand your thinking and to understand the reasoning behind differing viewpoints.

This class uses Turnitin.com.

I may amend the syllabus as warranted throughout the semester.

## COURSE EVALUATION:

### Midterm Exam

The “basics” of public health history and ethics addressed in the first month are central to the rest of the course. The **OCTOBER 6** exam is designed to help you integrate this material and articulate your understanding of it in a coherent fashion. This not-quite-midterm exam will be a one-hour in-class test that will be a combination of short-answer and essay questions.

A make-up exam will be granted only in highly unusual circumstances.

### Paper

There will be one 5-page paper due **Monday, November 22** (not a class meeting day). Topics will be assigned. Papers must be turned in – in hard copy -- to the Community Health Program office AND uploaded to the Blackboard Dropbox & Turnitin.com by 5:00. You may not submit solely an electronic version of your paper unless you receive advance permission for extraordinary circumstances. These papers are intended to help you understand these substantive areas as well as develop your critical thinking and writing skills. No outside sources will be required for this assignment. Late, incomplete, and unedited written work will receive reduced grades.

### Brief Assignments and Participation

Brief writing assignments (1 page response papers for example) and short in-class writing exercises related to the reading, will be given occasionally. Your thoughtful classroom participation is strongly encouraged. Small and large group discussions will give you the opportunity to engage the material deeply with others. Likewise, participation on the Blackboard site board will be taken into account. Ethical issues in health policy are dynamic and on local, national, and international agendas. Please bring relevant issues that you learn about outside the classroom to the classroom for our attention.

### Take-Home Final Exam

You will have a written final exam that will be distributed on **December 14 via web posting on Blackboard** You will have two days to complete the exam and submit your work on **December 16, uploaded to the Blackboard Dropbox & Turnitin.com by midnight.**

<u>Assignments</u>	<u>Grade Weight</u>	<u>Due Date</u>
Exam	25%	October 6
Paper	25%	November 22 <b>**MONDAY**</b>
Take Home Exam	30%	December 16
Brief assignments/Participation/Debates	20%	throughout

## DISABILITY STATEMENT:

If you believe you have a disability that may warrant accommodations in this class, I urge you to register with the Disability Services Coordinator.

## **COURSE CALENDAR:**

### **I. PUBLIC HEALTH HISTORY & ETHICS**

#### **September 7 (T) Intro & Overview: Health, Communities, & Decisions**

#### **September 9 (Th): NO CLASS (ROSH HASHANAH HOLIDAY)**

#### **September 14 (T) Defining Epidemics & Health**

Rosenberg, Charles. "Explaining Epidemics." *Charles E. Rosenberg, Explaining Epidemics and Other Studies in the History of Medicine*, New York: Cambridge Univ. Press, 1992, *Ch. 14* (pp. 293-304).

WGT Ch. 1

Tomes, N. "Moralizing the Microbe: The Germ Theory and the Moral Construction of Behavior in the Late-Nineteenth-Century Antituberculosis Movement. In A.M. Brandt & P. Rozin, *Morality + Health*, New York: Routledge, 1997, pp. 271-294.

#### **September 16 (Th) Public Health History: Defining Epidemics & Social Contexts & Responses -- In Class: Typhoid Mary**

Tomes, N. "The Private Side of Public Health: Sanitary Science, Domestic Hygiene, and the Germ Theory, 1870-1900." In Leavitt & Numbers, *Sickness & Health in America: Readings in the History of Medicine & Public Health*, 3d ed., Madison: Univ. of Wisconsin Press, 1997, Ch. 33 (pp. 506-528).

Leavitt, J. W. "'Typhoid Mary' Strikes Back: Bacteriological Theory and Practice in Early 20<sup>th</sup>-Century Public Health." In Leavitt & Numbers, *Sickness & Health in America: Readings in the History of Medicine & Public Health*, 3d ed., Madison: Univ. of Wisconsin Press, 1997, Ch. 36 (pp. 555-572).

WGT, Ch. 2-4

Pernick, M. "Eugenics and Public Health in American History." *Am. J. Public Health*, 1997; 87:1767-72.

#### **September 21 (T) Public Health History: Immunization & Quarantine**

*Jacobson v. Massachusetts*, 197 U.S. 11 (1905). (EHC, p. 122-127)

Gostin, L.O. "*Jacobson v. Massachusetts* at 100 Years: Police Power and Civil Liberties in Tension." 95:4 *Am. J. Public Health*, 2005; 576-581.

Mariner, W.K, *et al.* "*Jacobson v. Massachusetts*: It's Not Your Great-Great-Grandfather's Public health Law." 95:4 *Am. J. Public Health*, 2005; 581-590.

Gostin, L.O. *et al.* "Quarantine: Voluntary or Not?" 32:4 *J. L. Med. & Ethics*, 2004: 83-86.

Markovits, D. "Quarantines and Distributive Justice." 33:2 *J. L. Med. & Ethics*, 2005: 233-344.

Short video: 20/20 on Eugenics in US

Optional:

Colgrove, J. "Science in a Democracy": The Contested Status of Vaccination in the Progressive Era and the 1920s." *Isis*, 2005; 96:167-191.

Leavitt, J.W. "Be Safe. Be Sure.": New York City's Experience With Epidemic Smallpox." In Leavitt & Numbers, *Sickness & Health in America: Readings in the History of Medicine & Public Health*, 3d ed., Madison: Univ. of Wisconsin Press, 1997, Ch. 25 (pp. 407-417).

**September 23 (Th)                      Public Health Ethics: Starting Points & Ethical Theories**

Bayer, R. and Fairchild, A. L. "The Genesis of Public Health Ethics." 18:6 *Bioethics* 2004; 473-492.

Childress, J. F. *et al.* "Public Health Ethics: Mapping the Terrain." 30 *J. L. Med. & Ethics*, 2002; 170-178.

Debate: TS2: Is Moral Relativism Correct? (pdf to be posted)

**September 28 (T)                      Public Health Ethics: Starting Points & Ethical Theories, cont.**

Duncan, P., *Values, Ethics & Health Care*, Chs. 4-6 (posted on Blackboard)

**September 30 (Th)                      Tools for Ethics in Public Health**

Kass, N.E. "An Ethics Framework for Public Health." 91 *Am. J. Public Health*, 2001; 1776-1782.

Kass, N.E. "Public Health Ethics: From Foundations and Frameworks to Justice and Global Public Health." 32 *J. L. Med. & Ethics*, 2004; 232-242.

Baum, *et al.* , "Looking Ahead: Addressing Ethical Challenges in Public Health Practice." *J. Global Health, Law, Ethics, & Policy*, Winter 2007.

Farmer, P. & Gastineau-Campos, N. "Rethinking Medical Ethics: A View from Below." 4:1 *Developing World Bioethics*, 2004; 17-41.

**October 5 (T)                              Ethics & Public Health Perspective: Is Health a "Right"? Who Owes It?**

Duncan, P., *Values, Ethics & Health Care*, Ch. 8 (posted on Blackboard)

Garrett *et al.*, *Health Care Ethics: Principles & Problems*, 5<sup>th</sup> Ed., Ch.4 (posted on Blackboard)

Green, M. "Global Justice and Health: Is Health Care a Basic Right?" In M. Boylan, ed. *Public Health Policy and Ethics*, Boston: Kluwer Academic Pub., 2004, pp. 203-221.

In Class: Film: *Epidemic!*

**October 6 (T):                              "Midterm" Exam In class**

**II.                              PUBLIC HEALTH & CIVIL LIBERTIES: AUTONOMY, PRIVACY & PROFESSIONAL OBLIGATIONS**

**October 7 (Th):** Personal Boundaries: Meanings of Individual Autonomy

Garrett *et al.*, *Health Care Ethics: Principles & Problems*, 5<sup>th</sup> Ed., Ch.2 (posted on Blackboard)

Debate: *TS, Issue 1: Is Informed consent Still Central to Medical Ethics?* (pp. 2-21)

Debate: *TS, Issue 2: Should Truth-Telling Depend on the Patient's Culture?* (pp. 22-42)

**October 12 (T) How much autonomy is enough? Are there personal obligations for the health of others?**

**Skim: “right to privacy” cases *Griswold v. CT*, *Roe v. Wade*, etc.**

Debate: *TS, Issue 8: Is Abortion Immoral?* (pp. 119-140)

Debate: *TS, Issue 9: Should a Pregnant Woman Be Punished for Exposing Her Fetus To Risk?* (pp. 141-160)

Freeman, G.A. “Bug Chasers: The Men Who Long to be HIV+.” *Rolling Stone*, Jan. 23, 2003.

**\*Start Reading Nudge**

**October 14 (Th):** Respect for Person, Privacy, & Public Good: Infectious Disease Control, Vaccination, & Surveillance

Watch at home: Frontline: The Vaccine Wars: <http://www.pbs.org/wgbh/pages/frontline/vaccines/view/>

Shelton & Harris, “Kids' vaccinations face risky resistance: Pediatricians fear that concerns about immunization will allow once vanquished childhood diseases to return.” *The Chicago Tribune*, Aug. 26, 2008 at: [www.chicagotribune.com/features/lifestyle/health/chi-vaccine-suspicion\\_26aug26,0,7718636.story](http://www.chicagotribune.com/features/lifestyle/health/chi-vaccine-suspicion_26aug26,0,7718636.story)

Wallace, A. “Lessons From the Field” at: <http://www.reportingonhealth.org/resources/lessons/covering-vaccines>

“Despite H1N1 fears, many worry about vaccination.” At: <http://www.washingtonpost.com/wp-dyn/content/article/2009/10/21/AR2009102103857.html>

“Whooping Cough Makes Whopping Comeback” at: <http://www.livescience.com/health/whooping-cough-pertussis-comeback-vaccinations-100823.html>

Harrell, H. “HPV Vaccines, Privacy, and Public Health.” *J. Law, Med. & Ethics*, 134 (Spring 2009).

Gostin, L. O. “Health Information: Reconciling Personal Privacy with the Public Good of Human Health.” *9 Health Care Analysis*, 2001: 321-335.

Myers, *et al.*, “Privacy & Public Health at Risk: Confidentiality in the Digital Age.” *Am. J. Public Health*, 98: 793-801, 2008.

Goldman *et al.*, “New York City’s Initiatives on Diabetes & HIV/AIDS: Implications for Patient Care, Public Health, & Medical Professionalism.” *Am. J. Pub. Health*, 98(5):807-813, 2008.

McFarlane, M. *et al.* “The Internet as a Newly Emerging Risk Environment for Sexually Transmitted Diseases.” 284 (4): *JAMA* 2000: 443-446.

Klausner, J.D. *et al.* “Tracing a Syphilis Outbreak Through Cyberspace.” 284 (4): *JAMA* 2000: 447-449.

Tuller, D. “Health Officials Put Safer-Sex Message Online.” *The New York Times*, Oct. 26, 2004; p.8.

Murphy, D.E. "A Good Report on AIDS, and Some Credit the Web." *The New York Times*, Aug. 18, 2005.

Debate: TS, Issue 12: Should Vaccination for HPV Be Mandated for Teenage Girls?(pp. 189-204).

**October 19 (T): Public Health & Civil Liberties in HIV/AIDS**

\*View on your own: *The Age of AIDS* at: <http://www.pbs.org/wgbh/pages/frontline/aids>

Brandt, A.M. "AIDS in Historical Perspective: Four Lessons from the History of Sexually Transmitted Diseases." In Leavitt & Numbers, *Sickness & Health in America: Readings in the History of Medicine & Public Health*, 3d ed., Madison: Univ. of Wisconsin Press, 1997, Ch. 27 (pp. 426-433).

Gostin, L. O. *et al.* "Disability Discrimination in America: HIV/AIDS and Other Health Conditions." 281:8 *JAMA*, 1999: 745-751.

Parinet, W. E. and Jackson, D. J. "No Longer Disabled: The Legal Impact of the New Social Construction of HIV." 23 *Am. J. L. & Med.* 1997: 7-43.

WGT, Ch. 5

**October 21(Th): Is HIV/AIDS Exceptional?**

**HOMEWORK #1: Response paper: Do you think HIV testing should be mandatory & universal?**

Burr, C. "The AIDS Exception: Privacy vs. Public Health." *The Atlantic Monthly*, 1997: 57-67.

Bayer, R. "Clinical Progress and the Future of HIV Exceptionalism." 159: 10 *Arch. Int. Med.* 1042-1048.

Cason, C. *et al.* "The Impact of Laws on HIV and STD Prevention." 30:3 *J. L. Med. & Ethics*, 2002.

Daugherty, J. "E-mail Gaffe Reveals HIV, AIDS Names." *The Palm Beach Post*, Feb. 22, 2005, found at: [http://www.palmbeachpost.com/news/content/news/epaper/2005/02/20/mla\\_HIVemail\\_0220.html](http://www.palmbeachpost.com/news/content/news/epaper/2005/02/20/mla_HIVemail_0220.html)

Smith, C.B. *et al.* "Are There Characteristics of Infectious Diseases that Raise Special Ethical Issues?" 4 *Developing World Bioethics*, 2004: 1-16.

CDC Revised Recommendations for HIV Testing, 2006, at: <http://0-www.cdc.gov.mill1.sjlibrary.org:80/mmwr/preview/mmwrhtml/rr5514a1.htm>

Debate: TS2: Must Sex Involve Commitment?(pdf to be posted)

Debate: TS2: Is it Right to Prohibit Same-Sex Marriage?(pdf to be posted)

**III. PUBLIC HEALTH & CIVIL LIBERTIES: HEALTH PROMOTION/DISEASE PREVENTION & THE EMERGENCE OF THE "RISK FACTOR"**

**October 26 (T): Factors for Intervention; Public Health Interventions: Safety vs. Paternalism**

Stone, D.H. "The Resistible Rise of Preventive Medicine." In *Readings in American Health Care: Current Issues in Socio-Historical Perspective*, ed. W.G. Rothstein. Madison: Univ. of Wisconsin Press, 1995. pp. 111-128.

Rosenberg, C. "Banishing Risk: Continuity and Change in the Moral Management of Disease." In A.M. Brandt & P. Rozin, *Morality +Health*, New York: Routledge, 1997, pp. 34-51.



Debate: TS2: *Should Drugs Be Legalized?* (pdf to be posted)

Debate: TS2: *Should Licensing Handguns be More Restrictive?* (pdf to be posted)

#### **IV. POPULATION/COMMUNITY RESEARCH**

##### **November 4 (Th): Racism, Justice, and Research in the United States**

Brandt, A.M. "Racism and Research: The Case of the Tuskegee Syphilis Study." In Leavitt & Numbers, *Sickness & Health in America: Readings in the History of Medicine & Public Health*, 3d ed., Madison: Univ. of Wisconsin Press, 1997, Ch. 24 (pp. 392-404).

Gamble, V.N. "Under the Shadow of Tuskegee: African Americans and Health Care." *87 Am. J. Public Health*, 1997: 1773-1778.

Katz, R., *et al.*, "Awareness of the Tuskegee Syphilis Study & the US Presidential Apology & their Influence on Minority Participation in Biomedical Research." *Am. J. Public Health*, 98: 1137-1142, 2008.

Faden, R. R. *et al.* "Public Stem Cell Banks: Considerations of Justice in Stem Cell Research and Therapy." *Hastings Center Report*, Nov.-Dec. 2003; 13-27

Film: *Miss Evers' Boys*

##### **November 9 (T, but Tufts Thurs. Schedule): Ethical Standards for Population-Based Research**

The Belmont Report

Coleman, C.H. "Vulnerability as a Regulatory Category in Human Subject Research." *J. of Law, Med. & Ethics*, 12 (Spring 2009).

Levine, C. *et al.* "The Limitations of 'Vulnerability' as a Protection for Human Subject Research Participants." *4(3) Am. J. Bioethics*, 2004: 44-49.

Frohlich & Potvin, "The Inequality Paradox: The Population approach & Vulnerable Populations." *Am. J. Pub. Health*, 98:216-221, 2008.

Emanuel, E.J. *et al.* "Oversight of Human Participants Research: Identifying Problems to Evaluate Reform Proposals." *141 Ann. Intern. Med.*, 2004: 282-91.

Burris, S. *et al.* "The Role of State Law in Protecting Human Subjects of Public Health Research and Practice." *31 J. L. Med. & Ethics*, 2003: 654-62.

Hodge, J. "An Enhanced Approach to Distinguishing Public Health Practice and Human Subjects Research." *J. L. Med. & Ethics*, 2005: 125-141.

Debate: TS: *Issue 15: Should Prisoners Be Allowed to Participate in Research?* (pp. 233-245)

##### **\*Start Reading *The Body Hunters***

##### **November 11 (Th): NO CLASS (VETERAN'S DAY)**

##### **November 16 (T) International Research & Obligations: HIV Vaccine & Drug Trials in Africa -- Part 1**

##### ***The Body Hunters***

Van Niekerk, A.A. "Moral and Social Complexities of AIDS in Africa." *27(2) J. Med. & Philosophy*, 2001: 143-162.

Bayer, R. "The Debate over Maternal-Fetal HIV Transmission Prevention Trials in Africa, Asia, and the Caribbean: Racist Exploitation or Exploitation of Racism?" 88 *Am. J. Public Health*, 1998: 567-570.

De Zulueta, P. "Randomised Placebo-Controlled Trials and HIV-Infected Pregnant Women in Developing Countries: Ethical Imperialism or Unethical Exploitation?" 15(4) *Bioethics*, 2001: 289-311.

**November 18 (Th): Research Obligations to Other Societies & Cultures, Part 2**

Debate: *TS, Issue 16: Should New Drugs Be Given to Patients Outside Clinical Trials?* (pp. 246-260)

**November 22 (Monday): PAPERS DUE TO TURNITIN.COM & BLACKBOARD DROPBOX by midnight.**

**November 23 (T): Current Problems in Research Ethics TBA**

**November 25: NO CLASS: \*\*THANKSGIVING BREAK\*\***

**November 30 (T) Future Experimentation, Human Enhancement, Genetic Manipulation/Discrimination & Individual Dignity**

**View on your own: Film: *GATTACA* (at home)**

***Babies by Design***

Rothstein, M. "Is GINA Worth the Wait?" *J. Law, Med. & Ethics*, Spring 2008.

Rothstein, M.A. "GINA, the ADA, and Genetic Discrimination in Employment." *J. Law, Med. & Ethics*, 837 (Winter 2008).

Gavaghan, C. " 'No Gene for Fate?': Luck, Harm, and Justice in *GATTACA*."

Shapshay, S. "Lifting the Genetic Veil of Ignorance: Is There Anything Really Unjust about Gattacan Society?"

Other TBA

Debate: *TS, Issue 11: Is It Ethical to Use Steroids & Surgery to Stunt Disabled Children's Growth?* (pp. 178-188)

Debate: *TS, Issue 13: Is Genetic Enhancement Unacceptable Use of Technology?* (pp. 205-218)

Debate: *TS, Issue 18: Should Performance Enhancing Drugs Be Banned From Sports?* (pp. 277-289)

**V. HEALTH CARE PRODUCTS, SERVICES, & EMERGING ISSUES**

**December 2 (Th): Drug Manufacture & Regulation: Ethics & Public Health Strategies**

Rothstein, W.G. "Pharmaceuticals and Public Policy in America: A History." In *Readings in American Health Care: Current Issues in Socio-Historical Perspective*, ed. W.G. Rothstein. Madison: Univ. of Wisconsin Press, 1995. pp. 375-391.

Marietta, C. & McGuire, A. "Direct-to-Consumer Genetic Testing: Is It the Practice of medicine?" *J. Law, Med. & Ethics*, 369 (Summer 2009).

Hollon, M.F. "Direct-to-Consumer Advertising: A Haphazard Approach to Health Promotion." 293(16) *JAMA*, 2005: 2030-2033.

Lurie, P. "DTC Advertising Harms Patients and Should be Tightly Regulated." *J. Law, Med. & Ethics*, 444 (Fall 2009).

Berenson, A. "Despite Vow, Drug Makers Still Withhold Data." *The New York Times*, May 31, 2005; Sec. A, Col. 3, p. 1.

Harris, G. "F.D.A. Imposes Tougher Rules for Acne Drug." *The New York Times*, Aug. 13, 2005.

Schonfeld, D., et al. "iPLEDGE Alligiance to the Pill: Evaluation of Year 1 of a Birth Defect Prevention and Monitoring System." *J. Law, Med. & Ethics*, 104 ((Spring 2009).

View on your own: *Big Bucks, Big Pharma*

Film: *Elixir of Death*

Debate: *TS: Issue 20: Should Pharmacists Be Allowed to Deny Prescriptions on Grounds of Conscience?* (pp. 299-318)

Debate: *TS: Issue 3: Does Direct-to-Consumer Drug Advertising Enhance Patient Choice?* (pp. 43-58)

**December 7 (T) Personal Interests in Bodily Fluids, Cells, Body Parts, etc.**

**HOMEWORK #2: Response paper on *The Immortal Life of Henrietta Lacks*: Identify 2 lessons for future policy**

***The Immortal Life of Henrietta Lacks***

TBA

**December 9 (Th): Bioterrorism, Human Rights, & Emerging Public Health Issues**

Faunce, T.A. "Nanotechnology in Global Medicine & Human Biosecurity: Private Interests, Policy Dilemmas, & the Calibration of Public Health Law." *J. Global Health, Law, Ethics, & Policy*, Winter 2007.

Debate: *TS: Issue 5: Do Standard Medical Ethics Apply in Disaster Conditions?* (pp. 74-82)

Debate: *TS: Issue 17: Does Military Necessity Override Medical Ethics?* (pp. 261-276).

Debate: *TS: Issue 21: Should Public Health Override Powers over Individual Liberty in Combating Bioterrorism?* (pp. 319-332).

Gostin, L.O. et al. "The Future of the Public's Health: Vision, Values, and Strategies." 23(4) *Health Aff.* 2004: 96-107.

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**December 14-16 \*Two-Day TAKE-HOME EXAM , POSTED ON BLACKBOARD**

**DUE TO TURNITIN.COM & BLACKBOARD DROPBOX , Thursday, December 16.**