Classes: Mon/Wed 2:00-3:20 PM

Description: This course provides an overview of health law and policy, a broadly interdisciplinary area with principles spanning tort, contract, regulation, and program evaluation. Throughout the course, we will familiarize ourselves with key topics in health care policy and we will explore the impacts of some laws from an economic perspective.

Office Hours: I am happy to meet with you at a mutually convenient time in my office, Room 312. Email me to confirm a time.

Required Texts:
- Medical Liability and Treatment Relationships, Hall, Bobinski, and Orentlicher, 3rd edition, 2013 (“CB” or “Course book”)
- Additional readings will be available on TWEN

Grading: Grades are based on the final exam or paper, participation, and possible pop quizzes

Final Exam or Research Paper
You have the choice of either taking a final exam or writing a research paper.

The final exam will take place on Monday, May 2. It is a 3-hour in-class exam. Commercial study guides, electronic devices, and e-books are not allowed during the exam.

The deadline to opt for writing a research paper in lieu of taking the exam is Monday, February 1. The paper should be on an approved, original topic in health law or policy. A 1-page proposal outlining the topic, its originality and importance, and how you will approach it is due by Friday, February 12. The final draft is due on Saturday, May 7. A typical paper is 15 to 25 pages; there is no length requirement. The main text should be double spaced in 12-point Times New Roman font with 1-inch margins.

Participation and Attendance
Participation is required. This includes attending class, being prepared to answer questions when asked, refraining from Internet and phone use during class, and being respectful of your classmates.
You may be assigned to a small group to present or lead a debate on a topic in health law for a class session. More information will be distributed.

Please consult the Academic Regulations regarding attendance. An attendance sheet will be circulated for you to sign at the beginning of each class. If you know you will be absent or unprepared for a class, send me an email by 1 PM before the class meeting.

Final grades may be adjusted up or down by one-third (e.g., B+ becomes an A- or vice versa) based on your class participation.

Pop Quizzes
Pop quizzes may be given at the beginning of class. The content will be based on the assigned readings for the day, according to the most current schedule. Together, the pop quizzes will account for no more than 10% of your grade.

Laptop, Phone, and Internet Policy: Laptops in class are allowed only for note-taking. In-class messaging, emailing, facebooking, shopping, surfing, gaming, etc., may result in course grade deductions.

Assignments: Below is a preliminary outline of the semester’s reading assignments. These page numbers are subject to change, depending on the pace of the course. You should be prepared to discuss the readings for the day, as well as any readings that were assigned for the previous class meeting. Check your email and TWEN for updates regarding the reading assignments and syllabus.

Preliminary Schedule

I. Introduction

Jan 11 Introduction & Overview CB 30-57

II. The Provider-Patient Relationship

<table>
<thead>
<tr>
<th>Date</th>
<th>Reading</th>
<th>Page Range</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jan 13</td>
<td>Duty to Provide Care</td>
<td>CB 67-91</td>
</tr>
<tr>
<td>Jan 18</td>
<td>No class</td>
<td></td>
</tr>
<tr>
<td>Jan 20</td>
<td>Duty to Provide Care</td>
<td>CB 92-105</td>
</tr>
<tr>
<td></td>
<td>Formation of Relationship</td>
<td>CB 105-23</td>
</tr>
<tr>
<td>Jan 25</td>
<td>Formation (continued)</td>
<td>CB 105-23</td>
</tr>
<tr>
<td></td>
<td>Termination</td>
<td>CB 123-30</td>
</tr>
<tr>
<td>Jan 27</td>
<td>Confidentiality</td>
<td>CB 169-97</td>
</tr>
<tr>
<td>Feb  1</td>
<td>Informed Consent</td>
<td>CB 197-226</td>
</tr>
<tr>
<td>Feb  3</td>
<td>Informed Consent</td>
<td>CB 227-46</td>
</tr>
</tbody>
</table>
III. Regulating Quality: Medical Malpractice and Provider Licensing

Feb 8  Professional Licensure  CB 130-43 + Folland excerpt:


Feb 10  Medical Malpractice Overview  CB 282-324
Feb 15  Standard of Care  CB 324-58
Feb 17, 22  Alternative Theories of Liability  CB 386-413
Feb 24  Causation and Defenses  CB 414-46
Feb 29  Vicarious & Institutional Liability  CB 464-86; skim CB 487-504
Mar 2  Medical Malpractice Reform  CB 511-529 and Zeiler article


Mar 7-13  Spring Recess

*TBA: Readings for Units IV and IV*

IV. Health Economics, Health Insurance, and Health Reform

Mar 14  Health Care Costs
Mar 16  Health Insurance Overview
Mar 21  Private Health Insurance
Mar 23  ERISA Preemption
Mar 28  Medicare
Mar 30  Medicaid
Apr 4  Comparative Health Systems
Apr 6  Health Reform

V. Public Health Law and Other Issues

Apr 11  Fraud and Abuse
Apr 13  State Emergency Response & Disease Eradication
<table>
<thead>
<tr>
<th>Date</th>
<th>Topic</th>
</tr>
</thead>
<tbody>
<tr>
<td>Apr 18</td>
<td>Disease Surveillance</td>
</tr>
<tr>
<td>Apr 20</td>
<td>Obesity and Public Health</td>
</tr>
<tr>
<td>Apr 21</td>
<td>TBA</td>
</tr>
<tr>
<td>May 2</td>
<td>Exam</td>
</tr>
</tbody>
</table>