

Philosophy 4/50005, Section 001: Health Care Ethics
Part I: Syllabus Material Unique to PHIL 4/50005

Spring 2024
M 5:30-8:15 pm
Bowman 315

Professor: Dr. Deborah Barnbaum
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Office Hours: MW 12:15-2:15, W 3:30-4:30, and by appointment

Course Content: This course will present students with several ethical theories, as well as the ethical vocabulary, to navigate ethical dilemmas in a health care setting. Students will first be presented with several competing ethical theories foundational for understanding contemporary medical ethics. Second, students will study a contemporary medical ethical theory in depth, including the theory's critics, so as to best understand the predominant method of evaluating ethical dilemmas today. Finally, students will examine several contemporary challenges in the health care setting, including: truth telling, privacy and confidentiality, patient responsibilities, informed consent, research in the clinical setting, and the use of genetic technologies, among others.

Learning Outcomes: Students will learn several competing moral theories, including Beauchamp and Childress's principlism; they will learn how to apply principlism to bioethical case studies; they will learn in-depth analyses of several contemporary issues in both clinical and research ethics.

Texts:

1. *The Principles of Biomedical Ethics*, 8th edition, Tom L. Beauchamp and James F. Childress (henceforth *PBE8*)
2. *Bioethics: Principles, Issues, and Cases*, 5th edition, Lewis Vaughn (henceforth *BPIC*)

Hand-outs may also be available during the course of the semester via Canvas. Any intellectual property displayed or distributed to students during this course (including but not limited to PowerPoint presentations, notes, quizzes, examinations) by the professor remains the intellectual property of the professor. This means that students may not distribute, publish, or provide such intellectual property to any other person or entity for any reason, commercial or otherwise, without the express written permission of the professor. Additionally, students may not distribute or publish recordings and/or links to live classroom presentations, lectures, and/or class discussions.

Technological Requirements (in the unlikely event that the course will be conducted remotely during a portion of the semester):

Students should have remote access (wifi connection) and a computer or phone that have a microphone and speaker that will allow them to see what is on the screen, listen to, and participate in, discussion. Students may, but are not required, to have a camera that will enable them to be seen by the classroom. If the course moves online, so too will office hours.

Course Requirements:

Prerequisites for this class include either junior-level standing or having taken Introduction to Ethics (PHIL 21001). Students who do not meet these requirements risk being de-registered from the class.

11 short quizzes on reading and lecture material will be given throughout the semester. See the syllabus for weeks during which there will be a quiz. These exams will take approximately 15 minutes and they will include short answer, multiple-choice, true/false, fill-in, or any combination of the above types of questions. Your lowest quiz score will be dropped from final calculations. If you miss a quiz that quiz will count as your “dropped” quiz. These quizzes will collectively comprise 30% of your grade.

There will be two short case analysis papers, two pages long, due during the semester. See the syllabus for the weeks during which a case analysis is due. Information on how to write a case study – including the case itself, a Powerpoint on the assignment, and a grading rubric – will be made available later in the semester. Each case study paper is worth 10% of your grade.

There will be a midterm and a final, both of which will consist of close-ended and open-ended questions. The final exam will be cumulative. The essay questions on the final exam will be made available two weeks before the final exam. The midterm will comprise 20% of your grade and the final will comprise 20% of your grade. A review sheet for both exams will be available at least a week before each exam.

Since this is a comparatively small, seminar-sized class there will be a participation component which will be explained in class. Participation will comprise 10% of your grade. In light of the importance of class attendance, I will keep track of attendance and use attendance towards calculating participation grades. If you miss a class for any reason please get notes from at least two other students. Please meet with me if you have further questions.

If you are a graduate student, you will also be required to hand in a term paper and give a class presentation on your work. Writing a satisfactory paper on a mutually agreed upon topic, handing in your paper on time, and giving a presentation are all necessary conditions for receiving graduate credit in this course. Please see me if you are a graduate student so that we can discuss both the term project and class presentation in greater detail. You will receive a handout from me about writing your paper.

Grades for each assignment and over-all will be assessed using the following scale:

100-92%	A	77.9-72%	C
91.9-90%	A-	71.9-70%	C-
89.9-88%	B+	69.9-68%	D+
87.9-82%	B	67.9-62%	D
81.9-80%	B-	61.9-60%	D-
79.9-78%	C+	<59.9%	F

Class Management

The official registration deadlines for this course can be found by doing a Detailed Class Search of the Schedule of Classes.

Make up quizzes and exams will only be available per the university's attendance policy, listed below. Case studies will not be accepted if handed in late; if you are unable to hand in your case study on time you may hand it in early.

Since this is an ethics class, it is expected that students will be discussing significant issues about which there may be strong disagreements. Agreement isn't necessary, but respectful debate and discussion are. Please be aware that since this is a class about healthcare ethics, topics discussed in this class are likely to include: abortion, death, disability and ablism, genetic engineering, geriatric care, infertility and IVF, justice and injustice in healthcare, lying and truth-telling, medically assisted dying, medical errors, medical research, medical surrogacy, the pandemic and vaccines, suicide, and terminal illnesses, among others. Students are asked to do the readings ahead of each class so that they can be aware of concerning material prior to each class session and can communicate with the professor accordingly.

Class Schedule (subject to change during the course of the semester, with appropriate notice by the professor):

Week #1, January 15 : No Class, Martin Luther King Jr. Day

Week #2, January 22: Background in Moral Theory (Act Utilitarianism, Rule Utilitarianism, Kantian Deontology)

BPIC pp. 38-45, Mill pp. 59-61, Kant pp. 62-67
PBE chpt. 9

Week #3, January 29: Continuation of Moral Theory (Ross's Ethic of *Prima Facie* Duties, Virtue Ethics, Feminist and Feminine Ethics, Casuistry)

BPIC pp. 50-52
PBE chpt. 10
Quiz #1

Week #4, February 5: The Principles of Biomedical Ethics: Introduction to "Principlism", the Principle of Autonomy

PBE chpt. 4, pp. 99-118
BPIC pp. 8-10, 97-102
Quiz #2

Week #5: February 12: The Principles of Biomedical Ethics: Beneficence and Nonmaleficence, Responding to Paternalism

PBE chpt. 5, pp. 155-184 and chpt. 6, pp. 217-243
BPIC pp. 10-11
Quiz #3

Week #6, February 19: The Principles of Biomedical Ethics: Justice, Allocation of Healthcare Resources, Pandemic Implications

PBE chpt. 7

BPIC pp. 12-13, 631-645, Daniels pp. 649-656, Buchanan pp. 656-662, Engelhardt pp. 662-670, Schneider et al, pp. 670-674, Emanuel, et al, pp. 715-721

Quiz #4

Week #7, February 26: Virtues and Rights of Physicians: Truth-Telling, Responding to Iatrogenic Complications

The Hippocratic Oath, Canvas Handout

BPIC, pp. 170-173, Lipkin pp. 181-182, Schwartz pp. 183-186

PBE chpt. 8, pp. 327-337

Case Study #1 Due

Week #8, March 4: Virtues and Rights of Physicians: Privacy and Confidentiality

BPIC, pp. 173-176, *Tarrasoff v. Regents of California* pp. 195-199, Siegler pp. 192-195

PBE chpt. 8, pp. 337-353

Quiz #5

Week #9, March 11: Midterm

Week #10 March 18: Virtues and Rights of Patients

BPIC, Ackerman, pp. 126-131, Emmanuel and Emmanuel pp. 136-146

Quiz #6

Spring Break: March 25-29

Week #11, April 1: Protecting Autonomy via Informed Consent

BPIC pp. 200-209, Brody pp. 217-233, *Canterbury v. Spence* pp. 234-237

PBE chpt. 4, pp. 118-143

Quiz #7

Week #12, April 8: Research Ethics: Historical Concerns, The Physician as Investigator, Placebo Trials

BPIC pp. 238-252, Nuremberg Code pp. 258-259, Declaration of Helsinki pp. 259-262, Belmont Report pp. 262-265, Hellman and Hellman pp. 271-276, Freedman pp. 277-280

PBE chpt. 8, pp. 360-370

Quiz #8

Week #13, April 15: Research Ethics Continued: Research on Children, Waiving Informed Consent for “Emergency Research”, Research on Persons in Developing Nations

BPIC pp. 246-252, Angell pp. 293-297, Brody, pp. 297-301
Case Study #2 Due

Week #14, April 22: Genetic Decision-Making: Disabilities

BPIC pp.466-487, Purdy pp. 487-493, Davis pp. 498-508, McMahan pp. 494-498, Brock
pp. 513-517
Quiz #9

Week #15, April 29: SSIs, Graduate Student Presentations, Final Exam Review

Quiz #10

Final Exam Period 5:45 until 8:00 pm, Monday, May 6

**Part II: Syllabus Material Common to the College of Arts and Sciences
and/or Kent State University
(in alphabetical order)**

Academic Complaints: The Philosophy Department Grievance Procedure for handling student grievances is in conformity with the Student Academic Complaint Policy and Procedures set down as University Policy 3342-16 in the University Policy Register. For information concerning the details of the grievance procedure, please see the departmental chairperson.

Academic Dishonesty: University policy 3342-3-01.8 deals with the problem of academic dishonesty, cheating, and plagiarism. None of these will be tolerated in this class. The sanctions provided in this policy will be used to deal with any violations. If you have any questions, please read the policy at

http://www.kent.edu/policyreg/policydetails.cfm?customel_datapageid_1976529=2037779
and/or ask.

Attendance: The university policy regarding attendance, 3-01.2 can be found at:

<http://www.kent.edu/policyreg/administrative-policy-regarding-class-attendance-and-class-absence>

Diversity, Equity, and Inclusion Statement: Kent State University is committed to the creation and maintenance of equitable and inclusive learning spaces. This course is a learning environment where all will be treated with respect and dignity, and where all individuals will have an equitable opportunity to succeed. The diversity that each student brings to this course is viewed as a strength and a benefit. Dimensions of diversity and their intersections include but are not limited to: race, ethnicity, national origin, primary language, age, gender identity and expression, sexual orientation, religious affiliation, mental and physical abilities, socio-economic status, family/caregiver status, and veteran status.

Land Acknowledgment Statement: We acknowledge that the lands of Kent State University were the previous homes of people who were removed from this area without their consent by the colonial practices of the United States government. Before removal, these groups created networks that extended from Wyoming to the Florida Coast and Appalachia and to the northern

reaches of Lake Superior. These societies included people of the Shawnee, Seneca-Cayuga, Delaware, Wyandots, Ottawa and Miami. We honor their lives – both past and present – and strive to move beyond remembrance toward reflection and responsibility through honest accounts of the past and the development of cultural knowledge and community.

Registration Deadlines: The official registration deadlines for this course can be found by doing a Detailed Class Search of the Schedule of Classes. University policy requires all students to be officially registered in each class they are attending. Students who are not officially registered for a course by published deadlines should not be attending classes and will not receive credit or a grade for the course. Each student must confirm enrollment by checking his/her class schedule (using Student Tools in FlashLine) prior to the deadline indicated. Registration errors must be corrected prior to the deadline.

Religion Accommodations in Compliance with H.B. 353: The University welcomes individuals from all different faiths, philosophies, religious traditions, and other systems of belief, and supports their respective practices. In compliance with University policy and the Ohio Revised Code, the University permits students to request class absences for up to three (3) days, per term, in order to participate in organized activities conducted under the auspices of a religious denomination, church, or other religious or spiritual organization. Students will not be penalized as a result of any of these excused absences.

The request for excusal must be made, in writing, during the first fourteen (14) days of the semester and include the date(s) of each proposed absence or request for alternative religious accommodation. The request must clearly state that the proposed absence is to participate in religious activities. The request must also provide the particular accommodation(s) you desire.

You will be notified by me if your request is approved, or, if it is approved with modification. I will work with you in an effort to arrange a mutually agreeable alternative arrangement. For more information regarding this Policy you may contact the Student Ombuds (ombuds@kent.edu).

Students with Disabilities: Kent State University is committed to inclusive and accessible education experiences for all students. University Policy 3342-3-01.3 requires that students with disabilities be provided reasonable accommodations to ensure equal access to course content. Students with disabilities are encouraged to connect with Student Accessibility Services as early as possible to establish accommodations. If you anticipate or experience academic barriers based on a disability (including mental health, chronic medical conditions, or injuries), please let me know immediately. Student Accessibility Services (SAS) Contact Information: University Library, Suite 100; sas@kent.edu ; 330-672-3391; VP 330-968-0490 ; www.kent.edu/sas