Table of Contents

Preface

Chapter 1: GENERAL INTRODUCTION

The Nature of Biomedical Ethics

Recently Dominant Ethical Theories

The Critical Assessment of Competing Ethical Theories

Teleological Versus Deontological Theories

Act-Utilitarianism

Rule-Utilitarianism

Kantian Deontology

W.D. Ross's Theory of Prima Facie Duties

The Principles of Biomedical Ethics

Alternative Directions and Methods

Virtue Ethics

The Ethics of Care and Feminist Ethics

Casuistry: Case-Based Reasoning in Historical Context

Reflective Equilibrium and Appeals to Coherence

Confronting Ethical Relativism

Fundamental Concepts and Principles

Autonomy

Liberty-Limiting Principles

Paternalism

Notes

Annotated Bibliography

Appendix: Selected Reference Sources in Biomedical Ethics

Print Resources

Web Resources

Chapter 2: THE PHYSICIAN-PATIENT RELATIONSHIP
Physicians' Obligations and Virtues

The Hippocratic Oath

Council of Ethical and Judicial Affairs, American Medical Association, Fundamental Elements of the Patient-Physician Relationship

Edmund D. Pellegrino, The Virtuous Physician and the Ethics of Medicine

Physician-Patient Models and Patient Autonomy

James F. Childress and Mark Siegler, Metaphors and Models of Doctor-Patient Relationships: Their Implications for Autonomy

Terrence F. Ackerman, Why Doctors Should Intervene

Truth Telling

Roger Higgs, On Telling Patients the Truth

*Benjamin Freedman, Offering the Truth: One Ethical Approach to the Uninformed Cancer Patient

Informed Consent

Judge Spotswood W. Robinson III, Opinion in Canterbury v. Spence

President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research, The Values Underlying Informed Consent

Howard Brody, Transparency: Informed Consent in Primary Care

The Practice of Medicine in a Multicultural Society

Ruth Macklin, Ethical Relativism in a Multicultural Society

Kenneth Kipnis, Quality Care and the Wounds of Diversity

Contested Therapies within the Physician-Patient Relationship

*Franklin G. Miller, Howard Brody, and Kevin C. Chung, Cosmetic Surgery and the Internal Morality of Medicine

*Claudia Mills, One Pill Makes You Smarter: An Ethical Appraisal of the Rise of Ritalin

Conflicts of Interest, Problems of Conscience, and Managed Care

Marcia Angell, The Doctor as Double Agent

Daniel Callahan, Managed Care and the Goals of Medicine

*James F. Childress, Conscience and the Conscientious Actions in the Context of MCOs

Annotated Bibliography

Chapter 3: HOSPITALS, NURSES, FAMILIES, AND MEDICAL CONFIDENTIALITY

Professional Statements

*American Hospital Association, The Patient Care Partnership: Understanding Expectations, Rights and Responsibilities

American Nurses' Association, Code of Ethics for Nurses
The Role and Responsibilities of Nurses
Lisa H. Newton, In Defense of the Traditional Nurse
Helga Kuhse, Advocacy or Subservience for the Sake of Patients?
Amy H. Haddad, The Nurse/Physician Relationship and Ethical Decision Making

Families and Medical Decision Making
Thomas A. Mappes and Jane S. Zembaty, Patient Choices, Family Interests, and Physician Obligations
*Bonnie Poitras Tucker, Deaf Culture, Cochlear Implants, and Elective Disability
*Sherri A. Groveman, The Hanukkah Bush: Ethical Implications in the Clinical Management of Intersex

Confidentiality
Justice Mathew O. Tobriner, Majority Opinion in Tarasoff v. Regents of the University of California
Justice William P. Clar, Dissenting Opinion in Tarasoff v. Regents of the University of California
Please Don't Tell!: A Case About HIV and Confidentiality (with commentaries by Leonard Fleck and Marcia Angell)

Annotated Bibliography

Chapter 4: HUMAN AND ANIMAL RESEARCH

Ethical Codes
The Nuremberg Code

World Medical Association, Declaration of Helsinki

Council for International Organizations of Medical Sciences, International Guiding Principles for Biomedical Research Involving Animals

Research Involving "Vulnerable" Populations
*Barry F. Brown, Proxy Consent for Research on the Incompetent Elderly
Patricia A. King, The Dangers of Difference

Alexander Morgan Capron, Ethical and Human-Rights Issues in Research on Mental Disorders That May Affect Decision-Making Capacity

Experimental Design and Randomized Clinical Trials
Samuel Hellman and Deborah S. Hellman, Of Mice but Not Men: Problems of the Randomized Clinical Trial
*Don Marquis, How to Resolve and Ethical Dilemma Concerning Randomized Clinical Trials

Clinical Trials in Developing Countries
*Leonard H. Glantz, George J. Annas, Michael A. Grodin, and Wendy K. Mariner, Research in Developing Countries: Taking Benefit Seriously
*Baruch Brody, Ethical Issues in Clinical Trials in Developing Countries

Animal Research
Carl Cohen, The Case for the Use of Animals in Biomedical Research
Edwin Converse Hettinger, The Responsible Use of Animals in Biomedical Research
Annotated Bibliography

Chapter 5: DEATH AND DECISIONS REGARDING LIFE-SUSTAINING TREATMENT

The Definition and Determination of Death

President’s Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research, Why ”Update” Death?

Charles M. Culver and Bernard Gert, The Definition and Criterion of Death

Martin Benjamin, Pragmatism and the Determination of Death

Competent Adults and the Refusal of Life-Sustaining Treatment

Council on Ethical and Judicial Affairs, American Medical Association, Withholding and Withdrawing Life-Sustaining Treatment

Tia Powell and Bruce Lowenstein, Refusing Life-Sustaining Treatment After Catastrophic Injury: Ethical Implications

*Vicki Michel, Suicide by Persons with Disabilities Disguised as the Refusal of Life-Sustaining Treatment

DNR Orders and Medical Futility

Tom Tomlinson and Howard Brody, Ethics and Communication in Do-Not-Resuscitate Orders

Mark R. Wicclair, Medical Futility: A Conceptual and Ethical Analysis

Advance Directives and Treatment Decisions for Incompetent Adults

Thomas A. Mappes, Some Reflections on Advance Directives

Norman L. Cantor, My Annotated Living Will

*Rebecca Dresser, The Conscious Incompetent Patient

The Treatment of Impaired Infants

John A. Robertson, Involuntary Euthanasia of Defective Newborns

Members of The Hastings Center Research Project on the Care of Imperiled Newborns, Standards of Judgment for Treatment of Imperiled Newborns

Annotated Bibliography

Chapter 6: SUICIDE, PHYSICIAN-ASSISTED SUICIDE, AND ACTIVE EUTHANASIA

The Morality of Suicide

Immanuel Kant, Suicide

R.B. Brandt, The Morality and Rationality of Suicide

The Morality of Active Euthanasia

James Rachels, Active and Passive Euthanasia

Daniel Callahan, Killing and Allowing to Die
Dan W. Brock, Voluntary Active Euthanasia

The Supreme Court, Physician-Assisted Suicide, and Terminal Sedation
Chief Justice William H. Rehnquist, Opinion of the Court in Washington v. Glucksberg
Chief Justice William H. Rehnquist, Opinion of the Court in Vacco v. Quill
Justice Sandra Day O’Connor, Concurring Opinion in Washington v. Glucksberg and Vacco v. Quill
David Orentlicher, The Supreme Court and Physician-Assisted Suicide: Rejecting Assisted Suicide but Embracing Euthanasia

Physician-Assisted Suicide, Active Euthanasia, and Social Policy
Timothy E. Quill, Christine K. Cassel, and Diane E. Meier, Care of the Hopelessly Ill: Proposed Clinical Criteria for Physician-Assisted Suicide
*The Oregon Death with Dignity Act
Franklin G. Miller, Timothy E. Quizz, Howard Brody, John C. Fletcher, Lawrence O. Gostin, and Diane E. Meier, Regulating Physician-Assisted Death
James L. Bernat, Bernard Gert, and R. Peter Mogielnicki, Patient Refusal of Hydration and Nutrition: An Alternative to Physician-Assisted Suicide or Voluntary Active Euthanasia

Annotated Bibliography

Chapter 7: ABORTION AND RESEARCH ON EMBRYONIC STEM CELLS

The Morality of Abortion
Pope John Paul II, The Unspeakable Crime of Abortion
Mary Anne Warren, On the Moral and Legal Status of Abortion
Don Marquis, Why Abortion Is Immoral
Judith Jarvis Thomson, A Defense of Abortion
*Margaret Olivia Little, The Morality of Abortion

Abortion and Social Policy
Justice Harry Blackmun, Majority Opinion in Roe v. Wade
*George J. Annas, "Partial-Birth Abortion" and the Supreme Court

Research on Embryonic Stem Cells
*National Institutes of Health, Stem Cells: A Primer
*Bonnie Steinbock, What Does "Respect for Embryos" Mean in the Context of Stem Cell Research?
*President’s Council on Bioethics, The Moral Case against Cloning-for-Biomedical-Research

Annotated Bibliography

Chapter 8: GENETICS AND HUMAN REPRODUCTION

Reproductive Risk, Prenatal Diagnosis, and Selective Abortion
Chapter 9: SOCIAL JUSTICE AND HEALTH-CARE POLICY

Justice, Rights and Societal Obligations

Allen Buchanan, Justice: A Philosophical Review

Kai Nelson, Autonomy, Equality and a Just Health Care System

Rationing, Managed Care, and Health-Care Reform in the United States

Norman Daniels, Is the Oregon Rationing Plan Fair?

Allen Buchanan, Managed Care: Rationing Without Justice, but Not Unjustly
*Leonard M. Fleck, Rationing: Don't Give Up

Norman Daniels and James Sabin, Closure, Fair Procedures, and Setting Limits Within Managed Care Organizations

*Ezekiel Emanuel, Health Care Reform: Still Possible

International Models and Perspectives

Pat Armstrong, Managing Care the Canadian Way

*John K. Iglehart, Restoring the Status of an Icon: A Talk with Canada's Minister of Health

Gerd Richter, The German Health Care System

Nicholas Mays and Justin Keen, Will the Fudge on Equity Sustain the NHS into the Next Millennium?

*Giovanna Ruberto, Ethics, Politics, and Priorities in the Italian Health-Care System

Annotated Bibliography