

OUR HANDS ARE TIED

LEGAL
TENSIONS
AND
MEDICAL
ETHICS



MARSHALL B. KAPP

Our Hands Are Tied Legal Tensions And Medical Ethics

Vasanthaku N. Bhat



Our Hands Are Tied Legal Tensions And Medical Ethics:

Our Hands Are Tied Marshall Kapp, 1998-05-12 As a critical examination of the pervasive tension existing between defensive medicine and good ethical patient care this book investigates the impact of legalities on medical treatment Physicians today are apprehensive about the threat of malpractice suits Kapp explores the extent to which this fear is justified He examines where physicians get their ideas about what the law forbids and requires how physicians perceptions of the law and medicine affect medical care and whether these behavioral manifestations benefit or hurt a physician s ability to practice ethically Kapp then suggests ways medical professionals can resolve tension caused by conflicting demands and encourage more ethical care

Ethics, Law, and Aging Review, Volume 11 Marshall B. Kapp, 2005-09-01 We are now engaged in a movement that de emphasizes the reliance on institutional forms of long term care for disabled persons needing ongoing daily living assistance and converges on the use of non institutional service providers abnd residential settings In this latest edition of Ethics Law and Aging Review Kapp and ten expert contributors help us examine the forces and potential for changeing the long term care industry both positively and negatively and address this paradigm shift from the impersonal public psychiatric institutions of the 1960s and 1970s to the present day assisted living environments that have been fueled by economic social polictical and legal forces Most important ly this volume identifies obstaclesto change and enlighten service providers advocates and key policy makers to the pitfalls that can largely interfere with positive outcomes as a result of long term care deinstitutionalization Topics explored include Community based alternatives for older adults with serious mental illness Failing consumer directed alternatives to nursing homes Ethics of Medicare privatization Ethics, Law, and Aging Review, Volume 7 Marshall B. Kapp, 2001-09-24 This book discusses both the real and perceived legal liability context within which health and human service delivery to older persons takes place The benefits and costs of litigious legislative and regulatory interventions on the quality of care and the quality of life for recipients of geriatric services is evaluated

Ethics by Committee Micah D. Hester, 2007-10-05 *Ethics by Committee* was developed for the tens of thousands of people across the United States serve on hospital and other healthcare ethics committees HECs Experts in bioethics clinical consultation health law and social psychology from across the country have contributed chapters on ethics consultation education and policy development The chapters discuss important considerations for HEC members such as promoting just and ethical organizations developing cultural and spiritual awareness and preparing for the forces of group dynamics in committee discussions and consensus building No other book on the market offers the diversity of perspectives and topics while remaining focused clear and useful **Ethics, Law, and Aging Review, Volume 10** Marshall B. Kapp, 2004-12-06 Although the topic of decision making capacity and older persons has been discussed in the literature there still is much to be learned about it theoretically and practically Experts continue to disagree about which standards are important for assessing decision making capacity Questions such as When should a capacity assessment be done on an older person and by whom are

covered by the editors Topics included in this volume are the application of an original framework for ethical decision making in long term care an elder s capacity to decide to remain living alone in the community the quest for helpful standardized instruments for evaluating decision making capacity and end of life liability issues **Legal Medicine E-Book**

ACLM,2007-06-12 Regarded as the citable treatise in the field the 7th Edition of Legal Medicine explores and illustrates the legal implications of medical practice and the special legal issues arising from managed care Edited by the American College of Legal Medicine Textbook Committee it features comprehensive discussions on a myriad of legal issues that health care professionals face every day Substantially revised and expanded and written in a plain manner this New Edition includes 20 brand new chapters that address the hottest topics in the field today Will also serve as the syllabus for the Board Review Course of the American Board of Legal Medicine ABLM Includes need to know information on telemedicine and electronic mail medical and scientific expert testimony medical records and disclosure about patients and liability exposure facing managed care organizations Addresses the legal aspects of almost every medical topic that impacts health care professionals Uses actual case studies to illustrate nuances in the law Discusses current trends in the peer review process physician assisted suicide and managed care organizations Offers the expert guidance of top professionals across medical and legal fields in an easy to read format Includes a glossary of medical terms Features many brand new chapters including Patient Safety Medication Errors Disclosure of Adverse Outcome and Apologizing to Injured Patient Liability of Pharmacists No Fault Liability Legal Aspects of Bioterrorism and Forensic Psychiatry The Rights of Patients George J. Annas,2004-11-15 A washed up director Joe Piscopo agrees to stage a musical in order to clear his debts to a powerful gangster Paul Sorvino Michael Par and Erika Christensen co star Jason Buchanan Rovi Ethics In Clinical Practice Judith Ahronheim,Jonathan Moreno,Connie Zuckerman,2005 Ethics in Clinical Practice Second Edition continues to focus on multidisciplinary medicine and how ethical dilemmas affect not only doctors and patients but also nurses social workers members of ethics committees hospital attorneys administrators and others Greater attention is given to care in a variety of settings and across settings Cases reflect the managed care phenomenon and cost containment demographic changes the electronic revolution and the ethical dilemmas resulting from this new climate The revised edition discusses advances in palliative medicine and its availability and includes new data regarding attitudes and prevalence of physician assisted suicide Attention is given to how issues of cost containment might directly or indirectly influence patients end of life treatment options Cases are updated to include pertinent information about medical advances and legal developments and how ethical analysis reflects these new developments Ohio State Journal on Dispute Resolution ,2007 *Care of the Aged* James M. Humber,Robert F. Almeder,2002-12-03 The growing population of elderly and infirm has given rise to serious questions about their proper care and treatment What responsibility does society have to its aging citizens What duties if any do grown children owe their parents What should be done with severely demented patients When is a person elderly Among the issues discussed in Care

of the Aged are disrespecting our elders ethical dilemmas in community based care duties to aging parents a feminist ethics of care and the ethic of pain management in older people 2007 Symposium Issue ,2007 The Lost Art of Drawing the Line Philip K. Howard,2001-06-12 The Lost Art of Drawing the Line will appall and irritate and entertain readers every bit as much as Philip Howard s first book Why is it that no one can fix the schools Why do ordinary judgements fill doctors with fear Why are seesaws disappearing from playgrounds Why has a wave of selfish people overtaken America In our effort to protect the individual against unfair decisions we have created a society where no one s in charge of anything Silly lawsuits strike fear in our hearts because judges don t think they have the authority to dismiss them Inner city schools are filthy and mired in a cycle of incompetence because no one has the authority to decide who s doing the job and who s not When no one s in charge we all lose our link to the common good When principals lack authority over schools of what use are the parents views When no one can judge right and wrong why not be as selfish as you can be Philip Howard traces our well meaning effort to protect individuals through the twentieth century with the unintended result that we have lost much of our individual freedom Buttressed with scores of stories that make you want to collar the next self centered jerk or hapless bureaucrat The Lost Art of Drawing the Line demonstrates once again that Philip Howard is trying to drive us all sane **Legal Medicine** Shafeek S. Sanbar,2007-01-01 Regarded as the citable treatise in the field Legal Medicine explores and illustrates the legal implications of medical practice and the special legal issues arising from managed care This updated edition features comprehensive discussions on a myriad of legal issues that health care professionals face every day It includes 20 brand new chapters that address the hottest topics in the field today and also serves as the syllabus for the Board Review Course of the American Board of Legal Medicine ABLM *Medical Liability in Long Term Care* United States. Congress. Senate. Special Committee on Aging,2004 *Ethics, Law, and Aging Review* ,2005 The Practical Guide to Aging Christine K. Cassel,2000-12 Experts in their relative fields discuss topics such as the normal processes of aging how laws affect the elderly what forms of exercise are most beneficial at various stages of life family issues and more Cultural Issues in End-of-Life Decision Making Kathryn L. Braun,James H. Pietsch,Patricia L. Blanchette,2000 Questions that face dying individuals their families and the professionals that help them at the end of their lives are explored in this volume The contributors help the reader to come to terms with issues of mortality complicated by the diversity of cultures within society

Medical Malpractice Vasanthaku N. Bhat,2001-09-30 The healthcare delivery system in the United States is inundated with medical malpractice and liability issues and there is no consensus about causes or solutions Both physicians and an alliance of lawyers and consumer groups agree that there is a crisis but physicians claim that the current medical malpractice system inheres in too many lawsuits while the lawyers argue that the current level of litigation is insufficient Multivariate statistical methods are used in this much needed effort to investigate the effects of medical malpractice on various aspects of health care After introducing the various tort reforms that have been proposed and implemented by some

states the author analyzes the impact of these reforms on medical malpractice payment rates claim payments malpractice insurance and in dental malpractice The impact of malpractice liability on costs licensure disciplinary action the supply of physicians and the practice of defensive medicine are also covered This is an essential guide for students in law medicine and health administration as well as anyone who wants to research these issues for public policy **Recent Acquisitions** Ohio State University. College of Law. Library,1999 *The Encyclopedia of Aging* ,2001 Work contains many cross references and an extensive bibliography

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