

LAW C126: LEGAL ASPECTS OF HEALTH CARE ADMINISTRATION

Item	Value
Curriculum Committee Approval Date	04/10/2009
Top Code	140200 - Paralegal
Units	3 Total Units
Hours	54 Total Hours (Lecture Hours 54)
Total Outside of Class Hours	0
Course Credit Status	Credit: Degree Applicable (D)
Material Fee	No
Basic Skills	Not Basic Skills (N)
Repeatable	No
Grading Policy	Standard Letter (S)

Course Description

This course introduces students to the legal and ethical issues that affect the health care industry, health care providers, and health care managers. It covers all related topics such as tort law, criminal aspects of health care, patient confidentiality, release of medical information, informed consent, corporate and personal liability, and medical malpractice. Special emphasis is placed on the procedures that protect the security of health care data. Transfer Credit: CSU.

Course Level Student Learning Outcome(s)

1. Apply basic legal and ethical standards to health care management situations given a specific factual scenario.
2. Analyze data and formulate a plan to resolve the legal aspects of a health care management issue given a specific factual scenario.

Course Objectives

- 1. Apply the principles and legal regulations of healthcare management to real world situations
- 2. Exhibit high standards of professional practice, demonstrating awareness of ethical and social responsibilities in today's multicultural, team-oriented, rapidly changing, healthcare/management environment
- 3. Effectively communicate solutions to management issues in an organizational (health care) setting, using appropriate language and tools, including demonstrating an understanding of management terms and concepts

Lecture Content

Reflections on the Past of Healthcare (2 hours) Early Hospitals 19th Century Healthcare 20th Century Progress Healthcare in the 21st Century Introduction to Law in Healthcare (2 hours) Sources of Law Government Organization Department of Health Human Services Tort Law and Application to Healthcare (3 hours) Objectives of Tort Law Negligence Intentional Torts Strict Product Liability Criminal Law Aspects of Healthcare (3 hours) Criminal Law Procedure False Claims Kickbacks Healthcare Fraud Falsification of Records Patient Abuse Criminal Negligence Contracts and Antitrust (3 hours) Purpose of Contracts

Types of Contracts Elements of Contracts Partnerships Independent Contractors Restraint of Trade Anti Trust Insurance Contracts Corporate Structures and Legal Issues (3 hours) Corporate Authority Corporate Structure Corporate Ethics Respondeat Superior Corporate Negligence Corporate Re-organization Medical Staff, Nursing, and the Law (3 hours) Principles of Medical Ethics Medical Staff Organization Medical Director Disruptive Physicians Physician Negligence Physician-Patient Relationship Scope of Nursing Practice Nursing Negligence Allied Professionals Legal Issues (3 hours) Chiropractor Dentistry Emergency Department Laboratory Medical Assistant Paramedic Physical Therapy Physician Assistant Information Management (3 hours) Contents of Medical Records Retention of Records Confidential Communications Health Insurance Portability Accountability Patient Consent (2 hours) Informed Consent Hospitals Consent Exculpatory Agreements Legal Reporting Requirements (2 hours) Abuse Child Abuse Elder Abuse Healthcare Improvement Act Incident Reporting Patient Rights and Responsibilities (2 hours) Patient Self Determination Patient Rights Patient Responsibilities Healthcare Ethics (2 hours) Ethics Morality Ethics Committee End of Life Issues (2 hours) Constitutional Issues Euthanasia Advance Directives Do Not Resuscitate Labor Relations (2 hours) Unions and Healthcare Organizations Fair Labor Standards Act Labor Rights Management Rights Patient Rights During Labor Dispute Employment, Discipline Discharge (2 hours) Employment at Will Public Policy Wrongful Discharge Termination Retaliatory Discharge Employee Rights and Responsibilities (1 hour) Employee Rights Employee Responsibilities Managed Care (3 hours) Models of Managed Care Organizations Federally Qualified HMO Case Management Firms Third Party Administrators Healthcare Quality Improvement Act Managed Care Legal Actions Tort Reform and Risk Reduction (3 hours) Arbitration Mediation Structured Awards Joint Several Liability Malpractice Caps No Fault System Peer Review Insurance Practices Risk Management Patient Safety and Zero Tolerance (2 hours) Creating a Culture of Safety National Patient Safety Goals Evaluating Patient Care Exams (6 hours)

Method(s) of Instruction

- Lecture (02)
- DE Live Online Lecture (02S)
- DE Online Lecture (02X)

Instructional Techniques

Multiple methods of instruction will be used to enhance student understanding of the basic elements of Legal Aspects of Health Care Administration. Lectures, discussions, forums, interactive activities, and group projects will be utilized to facilitate the learning process. This class requires the use of various methods of audio visuals such as PowerPoint presentations, Audio CD, and Videos.

Demonstration of Critical Thinking

Critical thinking will be demonstrated through written assignments, essays on exams, research papers, and projects.

Required Writing, Problem Solving, Skills Demonstration

Exercises are given to test the ability of students to deal with legal issues that they might face in real life situations. Students will be given the opportunity to present their team project to the class and be ready to answer questions from other students

Eligible Disciplines

Law: J.D. or LL.B NOTE: Courses in aspects of law for application to a particular discipline may be classified, for minimum qualifications purposes in the discipline of the application. Masters degree required.

Textbooks Resources

1. Required George D. Pozgar. Legal Aspects of Health Care Administration, 13th ed. Jones and Bartlett Publishers, 2018

Other Resources

1. Coastline Library