

The University of Houston Law Center

Health Law and Policy Institute

Syllabus for course 5297 Health Care Institutions, Spring 2023

Class meets Tuesdays 4:00-6:00

Michael S. Ewer, MD, LLM, PhD

(Textbook is required for this course; details will be provided when available)

PLEASE NOTE THE FOLLOWING: (Required Wording for Syllabus)

Counseling and Psychological Services (CAPS) can help students who are having difficulties managing stress, adjusting to the demands of a professional program, or feeling sad and hopeless. You can reach CAPS (www.uh.edu/caps) by calling 713-743-5454 during and after business hours for routine appointments or if you or someone you know is in crisis. No appointment is necessary for the “Let's Talk” program, a drop-in consultation service at convenient locations and hours around campus.

http://www.uh.edu/caps/outreach/lets_talk.html.

The University is committed to maintaining and strengthening an educational, working and living environment where students, faculty, staff, and visitors are free from discrimination and sexual misconduct. If you have experienced an incident of discrimination or sexual misconduct, there is a confidential reporting process available to you. For more information, please refer to the University System's Anti-Discrimination Policy SAM 01.D.07 and Sexual Misconduct Policy SAM 01.D.08. Please be aware that under the sexual misconduct policy, faculty are required to report to the University any information received regarding sexual misconduct as defined in the policy. Please note that the reporting obligations under the sexual misconduct policy reach to employees and students. Also, as a required reporting party, Law Center employees and faculty members are not a confidential resource.

Professor contact: Cell phone for Dr. Ewer: (713) 299-1260

E-mail for Professor Ewer: michaelsewer@yahoo.com

This two-credit course is one of three basic health law courses and should be a strong consideration for JD candidates interested in a career in health law as well as for LL.M students. The course will provide insight into the workings of both small and large institutions from the perspective of the facility's legal requirements. A number of themes will be covered, and, when appropriate, guest lecturers will be invited to share their insight. Readings from our assigned book will be required, and preparation for class discussion essential. Cases will be assigned and discussed using the Socratic method of teaching. A paper will be required and will be graded; it is hoped that some of these papers will be suitable for publication. The course will be "Face-to-Face" with the possibility of remote attendance by Zoom for single sessions in cases of emergency and with approval of the professor; students should not rely on an expectation that remote presence will be available at all sessions.

The following are the themes that we will be discussing; additions are possible. Some topics may extend for more than one session, some less.

Health Care Institutions Themes

- Provider credentialing/medical staff privileges
- Physician licensure and professionalization of medicine
- Peer review
- NPDB reporting
- Corporate practice of medicine
- Institutional liability for malpractice
- EMTALA
- Ethics Committees
- Grievance/Advocacy
- HIPAA Introduction
- Emergency preparedness

Learning Outcomes:

Students taking this course will get an overview of concepts that are for the essential knowledge for in-house attorneys for health care providers. The themes cover compliance and operational issues related to institutions. After completing this course, students will be expected to have sufficient knowledge to navigate many of the complexities that arise in the daily activities of a health care facility. By taking part in required simulations, students should achieve a level of understanding to serve as a facility resource or committee member regarding themed subjects. Students will be expected to demonstrate a detailed understanding of the legal and administrative requirements and engage in legal analysis and problem-solving.

Grades

Grades will be based on the required paper and a final examination. The institutional grading curve will be applied for this class. Details regarding the format for the final examination will be provided during the first day of class. The class will not have the option for “satisfactory—unsatisfactory” or “pass—fail” grading. Zoom availability will follow the requirements of the Law Center for the spring semester.