

Third Edition

# Health Care Ethics

CRITICAL ISSUES FOR THE 21ST CENTURY

Edited by

Eileen E. Morrison, EdD, MPH, LPC, CHES

Professor, School of Health Administration

Texas State University—San Marcos

San Marcos, Texas

Beth Furlong, PhD, JD, RN

Associate Professor, Center for Health Policy and Ethics

Creighton University

Omaha, Nebraska



JONES & BARTLETT  
LEARNING

*World Headquarters*  
Jones & Bartlett Learning  
5 Wall Street  
Burlington, MA 01803  
978-443-5000  
info@jblearning.com  
www.jblearning.com

Jones & Bartlett Learning books and products are available through most bookstores and online book-sellers. To contact Jones & Bartlett Learning directly, call 800-832-0034, fax 978-443-8000, or visit our website, www.jblearning.com.

Substantial discounts on bulk quantities of Jones & Bartlett Learning publications are available to corporations, professional associations, and other qualified organizations. For details and specific discount information, contact the special sales department at Jones & Bartlett Learning via the above contact information or send an email to [specialsales@jblearning.com](mailto:specialsales@jblearning.com).

Copyright © 2014 by Jones & Bartlett Learning, LLC, an Ascend Learning Company

All rights reserved. No part of the material protected by this copyright may be reproduced or utilized in any form, electronic or mechanical, including photocopying, recording, or by any information storage and retrieval system, without written permission from the copyright owner.

*Health Care Ethics: Critical Issues for the 21st Century, Third Edition* is an independent publication and has not been authorized, sponsored, or otherwise approved by the owners of the trademarks or service marks referenced in this product.

Some images in this book feature models. These models do not necessarily endorse, represent, or participate in the activities represented in the images.

This publication is designed to provide accurate and authoritative information in regard to the Subject Matter covered. It is sold with the understanding that the publisher is not engaged in rendering legal, accounting, or other professional service. If legal advice or other expert assistance is required, the service of a competent professional person should be sought.

#### **Production Credits**

Publisher: Michael Brown  
Managing Editor: Maro Gartside  
Editorial Assistant: Chloe Falivene  
Associate Production Editor: Rebekah Linga  
Senior Marketing Manager: Sophie Fleck Teague  
Manufacturing and Inventory Control Supervisor: Amy Bacus  
Composition: Lapiz, Inc.  
Cover Design: Michael O'Donnell  
Cover Image: © Artifan/Shutterstock, Inc.  
Printing and Binding: Edwards Brothers Malloy  
Cover Printing: Edwards Brothers Malloy

**To order this product, use ISBN: 978-1-4496-6535-7**

#### **Library of Congress Cataloguing-in-Publication Data**

Health care ethics : critical issues for the 21st century / [edited by] Eileen E. Morrison and Beth Furlong.  
—3rd ed.

p. ; cm.

Includes bibliographical references and index.

ISBN 978-1-4496-5737-6 (pbk.)

ISBN 1-4496-5737-0 (pbk.)

I. Morrison, Eileen E. II. Furlong, Elizabeth.

[DNLM: 1. Bioethical Issues. 2. Delivery of Health Care--ethics. 3. Ethics, Clinical. WB 60]  
174.2--dc23

2012039134

6048

Printed in the United States of America

17 16 15 14 13 10 9 8 7 6 5 4 3 2 1

# Dedication

## **EILEEN E. MORRISON**

The third edition of *Health Care Ethics: Critical Issues for the 21st Century* is dedicated to all those who contributed their time and talent to update existing chapters or develop new ones. They shared their insights on topics that will help to balance ethics and healthcare practice in the 21st century. On a personal level, I would like to dedicate the third edition of this text to those who have provided both inspiration and advice. First, there is my family: Grant, Kate, Emery Aidan, and Morrigan Leigh, who listened, loved, and encouraged. There are also my colleagues, relatives, and friends—you each know how much you have meant to me during this process. Finally, there is my publisher, Michael Brown; my coeditor, Beth Furlong; and my Jones & Bartlett Learning editors, Chloe Falivene and Rebekah Linga, whose knowledge, guidance, and patience added so much to the quality and integrity of this work.

## **BETH FURLONG**

Mentors facilitate one's journey. My gratitude goes to Dr. Amy Haddad and colleagues at Creighton University's Center for Health Policy and Ethics. I value the ever-present support of my husband, Robert Ramaley. Furthering the ethical education of others with this book is possible because of the collegiality and support of coeditor, Eileen Morrison. It has been a professional pleasure to work with her.



# Contents

<b>Contributors</b> .....	<b>ix</b>
<b>About the Authors</b> .....	<b>xi</b>
<b>Preface</b> .....	<b>xiii</b>
<b>PART I—FOUNDATIONS IN THEORY</b> .....	<b>1</b>
<b>Chapter 1 Theory of Healthcare Ethics</b> .....	<b>3</b>
<i>Jim Summers</i>	
<b>Chapter 2 Principles of Healthcare Ethics</b> .....	<b>47</b>
<i>Jim Summers</i>	
<b>PART II—CRITICAL ISSUES FOR INDIVIDUALS</b> .....	<b>65</b>
<b>Chapter 3 The Moral Status of Gametes and Embryos: Storage and Surrogacy</b> .....	<b>67</b>
<i>Glenn C. Graber</i>	
<b>Chapter 4 The Ethical Challenges of the New Reproductive Technologies</b> .....	<b>79</b>
<i>Sidney Callahan</i>	
<b>Chapter 5 Abortion: The Unexplored Middle Ground</b> .....	<b>97</b>
<i>Carol Petrozella</i>	
<b>Chapter 6 Proposals for Human Cloning: A Review and Ethical Evaluation</b> .....	<b>115</b>
<i>Kevin T. FitzGerald</i>	
<b>Chapter 7 Competency: What It Is, What It Is Not, and Why It Matters</b> .....	<b>127</b>
<i>Byron Chell</i>	

<b>Chapter 8</b>	<b>Older People and Issues of Access to Long-Term Care</b> .....	141
	<i>Janet Gardner-Ray</i>	
<b>Chapter 9</b>	<b>Assisted Living and Ethics</b> .....	159
	<i>Rosalee C. Yeaworth</i>	
<b>Chapter 10</b>	<b>Ethical Issues in the Use of Fluids and Nutrition: When Can They Be Withdrawn?</b> .....	171
	<i>T. Patrick Hill</i>	
<b>Chapter 11</b>	<b>Death, Medicine, and the Moral Significance of Family Decision Making</b> .....	185
	<i>James Lindemann Nelson</i>	
<b>Chapter 12</b>	<b>Ethical Issues Concerning Physician-Assisted Death</b> .....	195
	<i>Barbara Supanich</i>	
<b>PART III—CRITICAL ISSUES FOR HEALTHCARE ORGANIZATIONS</b> .....		209
<b>Chapter 13</b>	<b>Healthcare Institutional Ethics: Broader Than Clinical Ethics</b> .....	211
	<i>Carrie S. Zoubul</i>	
<b>Chapter 14</b>	<b>Hospital Ethics Committees: Roles, Memberships, Structure, and Difficulties</b> .....	227
	<i>Michael P. West and Eileen E. Morrison</i>	
<b>Chapter 15</b>	<b>Bioethical Dilemmas in Emergency Medicine and Prehospital Care</b> .....	243
	<i>Kenneth V. Iserson</i>	
<b>Chapter 16</b>	<b>Technological Advances in Health Care: Blessing or Ethics Nightmare?</b> .....	259
	<i>Cristian H. Lieneck</i>	
<b>Chapter 17</b>	<b>Spirituality and Healthcare Organizations</b> .....	277
	<i>Dexter R. Freeman and Eileen E. Morrison</i>	
<b>PART IV—CRITICAL ISSUES FOR SOCIETY'S HEALTH</b> .....		299
<b>Chapter 18</b>	<b>Health Inequalities and Health Inequities</b> .....	301
	<i>Nicholas B. King</i>	

**Chapter 19 Is Rationing of Health Care Ethically Defensible?..... 317**  
*Chris Hackler*

**Chapter 20 Domestic Violence: Changing Theory, Changing Practice ..... 327**  
*Carole Warshaw*

**Chapter 21 Ethics of Disaster Planning and Response ..... 345**  
*Eileen E. Morrison and Karen J. Bawel-Brinkley*

**Chapter 22 A New Era of Health Care: The Ethics of Healthcare Reform ..... 363**  
*Richard L. O'Brien*

**Chapter 23 Healthcare Reform: What About Those Left Behind?..... 375**  
*Beth Furlong*

**Chapter 24 Looking Toward the Future..... 391**  
*Beth Furlong and Eileen E. Morrison*

**Glossary ..... 409**

**Index..... 425**





# Contributors

**Karen J. Bawel-Brinkley, RN,  
PhD**

Professor  
School of Nursing  
San Jose State University  
San Jose, CA

**Sidney Callahan, PhD**

Distinguished Scholar  
The Hastings Center  
Garrison, NY

**Byron Chell, JD**

Eugene, OR

**Kevin T. FitzGerald, SJ, PhD**

Dr. David Lauler Chair in Catholic  
Healthcare Ethics  
Associate Professor  
Center for Clinical Bioethics  
Georgetown University Medical  
Center  
Washington, DC

**Dexter R. Freeman, PhD**

Director  
Master of Social Work Program  
Army Medical Department Center  
and School  
Army-Fayetteville State University  
Houston, TX

**Janet Gardner-Ray, EdD**

CEO  
Country Home Healthcare, Inc.  
Charlottesville, IN

**Glenn C. Graber, PhD**

Professor Emeritus  
Department of Philosophy  
The University of Tennessee,  
Knoxville  
Knoxville, TN

**Chris Hackler, PhD**

Professor of Medical Humanities  
Division of Medical Humanities  
College of Medicine  
University of Arkansas for Medical  
Sciences  
Little Rock, AR

**T. Patrick Hill, PhD**

Senior Policy Fellow  
Edward J. Bloustein School of  
Planning and Public Policy  
Rutgers, The State University of New  
Jersey  
New Brunswick, NJ

**Kenneth V. Iserson, MD, MBA**

Professor Emeritus of Emergency  
Medicine  
The University of Arizona  
Tucson, AZ

**Nicholas B. King**

Assistant Professor  
Biomedical Ethics Unit  
McGill University Faculty of  
Medicine  
Montreal, QC, Canada

**Cristian H. Lieneck, PhD,  
FACMPE, FACHE, FAHM**  
Assistant Professor  
Texas State University—San Marcos  
San Marcos, TX

**James Lindemann Nelson, PhD**  
Professor of Philosophy  
Michigan State University  
East Lansing, MI

**Richard L. O'Brien, MD**  
Professor Emeritus  
Center for Health Policy & Ethics  
Creighton University  
Omaha, NE

**Carol Petrozella, BSN, MSN,  
MSED, EdD**  
Professor  
Miami Dade College  
Adjunct Clinical Professor  
Nova Southeastern University  
Miami, FL

**Jim Summers, PhD**  
Professor Emeritus  
School of Health Administration  
College of Health Professions  
Texas State University—San Marcos  
San Marcos, TX

**Barbara Supanich, RSM, MD**  
Medical Director

Palliative Care  
Holy Cross Hospital  
Silver Spring, MD

**Carole Warshaw, MD**  
Director  
National Center on Domestic  
Violence, Trauma & Mental Health  
Chicago, IL

**Michael P. West, EdD, FACHE**  
Executive Director and Fellow  
University of Texas at Arlington—  
Fort Worth  
American College of Healthcare  
Executives  
Chicago, IL

**Rosalee C. Yeaworth, RN, PhD,  
FAAN**  
Professor Emeritus and Dean  
Emeritus  
Medical Center and College of  
Nursing  
University of Nebraska  
Omaha, NE

**Carrie S. Zoubul, JD**  
Borchard Fellow  
Center for Health, Science, and  
Public Policy  
Brooklyn Law School  
New York, NY

## About the Authors

**Eileen E. Morrison**, EdH, MPH, LPC, CHES is a professor in the School of Health Administration at Texas State University—San Marcos. Her academic background includes a doctorate from Vanderbilt University and a Master of Public Health from the University of Tennessee. In addition, she holds the credential of Associate in Logotherapy from Viktor Frankl Institute of Logotherapy and a clinical degree in dental hygiene.

Dr. Morrison has taught graduate and undergraduate ethics courses and provided professional workshops on ethics to physicians, nurses, clinical laboratory professionals, dental professionals, and counselors. She has authored articles and chapters on ethics for a variety of publications. In addition, she is the author of *Ethics in Health Administration: A Practical Approach for Decision Makers, Second Edition*, published by Jones and Bartlett Publishers.

**Beth Furlong**, PhD, JD, RN is an associate professor in the Center for Health Policy and Ethics at Creighton University in Omaha, Nebraska. Her academic background includes a bachelor's degree and master's degree in nursing, a master's degree and doctorate degree in political science, and a law degree (JD).

Dr. Furlong has taught graduate ethics courses and led continuing education unit workshops for nurses on ethical issues. Her publications are in the areas of health policy, vulnerable populations, and ethics.

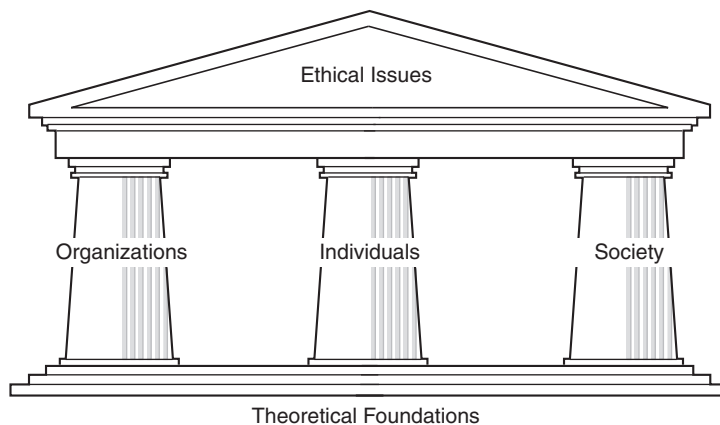


# Preface

The writing of the third edition of *Health Care Ethics: Critical Issues for the 21st Century* occurred during a time of great change for the healthcare system. In fact, health care is facing its greatest changes since the advent of Medicare and Medicaid. In light of this fact, chapters are included that address healthcare reform and its ethical issues. In addition, authors have contributed new chapters to emphasize the impact of technology and new options in long-term care. Existing chapters were updated; some chapters underwent major revisions to connect better to the challenges faced by health professionals in the post-reform era.

The third edition keeps the organizational model of previous editions to assist students in building their knowledge base of ethics and ability to relate ethics to patient issues across the lifespan. It also provides organizational issues, as well as examples of ethical issues germane to society. In homage to those who greatly influenced ethical thought, the model of a Greek temple organizes the chapters in this new edition (see **Figure FM-1**). The foundation of the temple is ethical theory and principles. Students need this foundation so they can analyze future issues in their practices based on theory and principles and not just on opinion.

The three main pillars of the model illustrate the foundation for the other sections of the text: individual, organizational, and societal issues. An introduction to each section sets the stage for the issues presented in the chapters that follow. Authors with extensive experience in healthcare practice and in ethics contributed their insights in these chapters. At the end of each chapter, discussion questions provide the opportunity for thoughtful analysis and application of the issues raised in the chapter. In addition, a new feature,



**Figure FM-1** Healthcare Ethics Organizational Model

“Food for Thought,” gives the student the ability to apply what he or she has learned to healthcare situations. These mini-cases can also lead to lively class discussions.

The authors of this new edition of *Health Care Ethics: Critical Issues for the 21st Century* are experts in their fields, but they are not clairvoyant. Therefore, they cannot predict what will happen in the next 5–10 years, as the Patient Protection and Affordable Care Act becomes the norm for health care. However, one can always apply the principles and theories of ethics to whatever new situation arises. We hope that students will continue to ask themselves, “Is this the best ethical decision to make?” and “How do I know that this is the best decision?” as they progress through their careers. Patients and the community rely on the answers.