



American Society of Law, Medicine & Ethics

presents

Law, Medicine & Health Care Vol. 20, #3 Antiprogesterin Drugs: Ethical, Legal and Medical Issues

Guest Editors: Rebecca J. Cook, JD, LL.M.
David A. Grimes, MD

In this issue, physicians, attorneys, nurses, ethicists and other public health authorities examine many of the questions which surround the controversial abortifacient drug RU486. Research on whether RU486 is preferable to surgical abortion, and if so, under what circumstances, is analyzed. Legal and practical obstacles to making RU486 available in the United States are explored. Rachael N. Pine, one of the plaintiff's attorneys in the recent case in which U.S. Customs confiscated a personal dose of RU486 under the FDA's import ban, reports on the implications of this litigation.

This special symposium issue of *Law, Medicine & Health Care* is available at the address below for \$15 for members and \$20 for non-members which includes first class postage and must be prepaid.

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American Society of Law, Medicine & Ethics

THE SOCIETY

The American Society of Law, Medicine & Ethics is an international organization dedicated to continuing medicolegal education. The membership services of the Society provide attorneys, physicians, nurses, ethicists, hospital administrators, allied health professionals, and students with a variety of opportunities to keep abreast of new developments in law, medicine, and bioethics.

PUBLICATIONS

Membership in the American Society of Law, Medicine & Ethics includes annual subscriptions to two quarterly publications: *The Journal of Law, Medicine & Ethics* and the *American Journal of Law & Medicine*.

The Journal of Law, Medicine & Ethics is read by over 6,500 doctors, lawyers, nurses, ethicists, hospital administrators, allied health professionals, and students. It provides well-written and often controversial articles on such timely medicolegal issues as assisted suicide, AIDS, and reproductive rights. Each issue also features review essays on significant recent publications, cases, and policy decisions.

The *American Journal of Law & Medicine* is a law review co-published with the Boston University School of Law. The Journal was founded to fulfill the need for a scholarly journal dedicated to improving communication among legal and medical professionals. Each issue contains scholarly articles written by national authorities, book reviews, annotations of recent health care-related court decisions and legislative enactments.

In conjunction with several publishing houses, the Society has published a number of books. Each text includes edited, supplemented, and footnoted versions of papers presented to the conference the book was based upon, as well as seminal articles on the topic.

Implementing the Americans with Disabilities Act (scheduled for May 1993)

AIDS and the Health Care System

Surrogate Motherhood: Politics and Privacy

Health Care Labor Law

Human Organ Transplantation

Legal and Ethical Aspects of Health Care for the Elderly

Refusing Treatment in Mental Health Institutions

Legal and Ethical Aspects of Treating Critically and Terminally Ill Patients

CONFERENCES

A principal activity of the Society is the sponsorship of continuing education conferences in major cities across the country. Society Members receive advance notification of all conferences and are provided with the opportunity to register at reduced rates. Students are also encouraged to attend and are given further price reductions.

Past conference topics have included treatment at the end of life, reproductive health, the Americans with Disabilities Act, ethics committees, AIDS, and genetics and the law. Each conference includes panel debates, roundtable discussion and educational workshops. Society conferences are accredited for legal, medical, and nursing credit with other credit arranged as appropriate to the topic.

OTHER SERVICES

The *Sagall Library of Law, Medicine & Health Care* is located at the Society's national headquarters in the Boston University School of Law. The Library contains a comprehensive collection of medicolegal reference texts, periodicals, judicial opinions, pamphlets and reprints. On-site materials are supplemented by the Boston University School of Law Library.

The *Speakers Bureau* provides a means by which authorities in the health care delivery system may be contacted by organizations seeking qualified speakers. Society members interested in speaking on specific issues are encouraged to provide bibliographic information which is kept on file and distributed to organizations interested in speakers.

MEMBERSHIP BENEFITS

Membership in the Society guarantees you:

- Annual subscriptions to the *American Journal of Law & Medicine*, *The Journal of Law, Medicine & Ethics*, and the Society Newsletter, *ASLME Briefings*
- Advance notice of ASLME conferences including registrations fee discounts and continuing education credit
- Discounts on all Society-published texts and journal back issues
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The American Society of Law, Medicine & Ethics

Ethics Committees and the Elderly: Hospitals and Nursing Homes

The Sheraton Inner Harbor ■ Baltimore, Maryland

March 19-20, 1993

Co-Chairs:

- Phil Boyle, PhD
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Topics to be covered in-depth include:

- Ethics Committees in Acute Care vs. Long-Term Care
- New Directions in Nursing Home Ethics
- When is DNR in the Nursing Home Futile?
- Assessing Competency of Elderly Patients: Implications for Ethics Committees
- Options of Guardianship for Patients Without Family Members
- Smoothing the Transition Between Hospitals and Nursing Homes
- Successful Ethics Committees: Examples from Hospitals, Nursing Homes, and Joint Hospital Nursing Home Committees
- By What Standards Should Ethics Committees be Judged?
- And Many Other Topics Concerning Ethics Committees and the Elderly

YES! Please send me further information on Ethics Committees and the Elderly:

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What will *your* role be in resolving the ADA's vexing legal and social questions? Now . . . an in-depth look into the controversial aspects of the law . . .

NEW! Implementing the Americans with Disabilities Act

Rights and Responsibilities of All Americans

Edited by **Larry O. Gostin, J.D.**, Executive Director, American Society of Law and Medicine, Boston, and **Henry A. Beyer, J.D.**, Director, N. Neal Pike Institute for the Handicapped, Boston University School of Law, Boston

Forewords by **Justin Dart** and **I. King Jordan, Ph.D.**

The ADA is a statute of broad scope and complexity—one that will dramatically affect almost every sector of society and touch every American.

Now, a compelling new resource, **Implementing the Americans with Disabilities Act: Rights and Responsibilities of All Americans**, elucidates the history of the disability movement, spells out statutory requirements, and addresses the novel issues surrounding this sweeping legislation. The contributors to this comprehensive reference not only are experts in law and disability, but many were instrumental in constructing the ADA. With their wisdom and conviction, they have the unique power to inform, inspire, and instruct you on every aspect of the law, from its evolution to its implementation. Sensitive, enlightening chapters—many written by individuals with disabilities themselves—will provide you with insightful perspectives into current practices of discrimination and into the valuable opportunities that the ADA creates for individuals with disabilities.

Build on the ADA's engaging legislative background

Within these pages, you'll learn how the progressive leaders of the disability movement utilized both federal lobbying skills and grass roots pressure to secure passage of the ADA; you'll trace the rich history of legislation leading up to the ADA; and you'll consider how society's attitudes toward people with disabilities have shifted in response to public policies.

Examine how the ADA will affect all Americans

This timely volume will provide you with complete coverage of all of the key provisions of the ADA, including information on implementation, limitations, enforcement, costs, and benefits. With this important book, you'll see the impact that the ADA and other disability-related legislation will have on:

- *Employment*
- *Vocational rehabilitation programs*
- *Labor*
- *Government services*
- *Private organizations*
- *Transportation*
- *Housing*
- *Telecommunications*

Within each section, you'll find probing discussions of critical social and legal issues that will promote your understanding of the law's requirements for an inclusive society. Page after page, you'll find helpful answers to these and other emerging questions:

- *Can an obstetrician decline care of a patient who is HIV positive on the grounds that he or she doesn't take high-risk cases?*
- *What can employers do to secure coverage of employees with disabilities in their existing insurance plans?*
- *Would a decision by a hospital to provide chemotherapy for cancer, but not antiviral medication for AIDS, be a valid cost decision, or pernicious discrimination?*
- *How can you distinguish between stigmatizing segregation and specially tailored services?*

Prepare yourself for the challenge of difficult issues

This thought-provoking book moves beyond discussions of the ADA's regulations to focus on questions that have no easy solutions. You'll consider the impact that the ADA will have on the health care system and on current practices and prejudices concerning mental health issues. You'll also learn about technological advances in genetic screening and how this technology can elicit genetic discrimination. And, you'll get a review of the ADA's weaknesses . . . in removing attitudinal barriers and in providing universal access, financial supports, and personal aides.

Whether you're looking for a factual foundation on the ADA's history and specific provisions, authoritative predictions on the impact that the ADA will have on society, or candid discussions of the ADA's controversial, unresolved issues, **Implementing the Americans with Disabilities Act: Rights and Responsibilities of All Americans** is an essential resource that will answer your questions thoroughly and accurately. Growing out of a 1991 conference sponsored by the Pike Institute for the Handicapped, Boston University School of Law, and the American Society of Law and Medicine, this forward-looking book will equip educators and attorneys, service providers and advocates, architects and administrators, employers and business owners, and all people with disabilities with a working knowledge of the ADA that they cannot afford to be without. *Order today, and gain an understanding of a law that's powerful enough to shape the future!*

Order: Stock #1197/Gostin/ADA: Rights and Responsibilities/approx. \$49.00
May, 1993/approx. 384 pages/7 × 10/hardcover/ISBN 1-55766-119-7

Contents: Foreword—The ADA: A Promise to Be Kept (*Dart*)/Foreword—Reflections on a New Era (*Jordan*)/Introduction: The Changing Face of Disability (*Zola*)/ Section I: THE LEGAL FRAMEWORK—The Evolution of Disability Rights (*West*)/The History of the ADA: A Movement Perspective (*Mayerson*)/A Study of Legislative Strategy: The Passage of the ADA (*Watson*)/Key Concepts and Anti-Discrimination Requirements (*Feldblum*)/Section II: CENTRAL PROVISIONS—Employment: Title I (*Parry*)/The Role of Vocational Rehabilitation Programs and Employment Provisions (*Bartels*)/Labor's Perspective on Employment Provisions (*Stubblefield*)/Public Services: Title II—Subtitle A (*Kilb*)/Transportation: Title II—Subtitle B (*Golden*)/Public Accommodations: Title III (*Parmet*)/Housing and Public Accommodations Provisions (*Milstein & Hitov*)/Housing (*Winsor*)/Telecommunications: Title IV (*Strauss*)/Section III: INNOVATIVE AND CONTROVERSIAL ISSUES—The Impact of the ADA on the Health Care System (*Gostin*)/Genetic Discrimination (*Gostin*)/Mental Health (*Rubenstein*)/A Personal Perspective on Mental Health Issues (*Chamberlin*)/International Perspectives and Developmental Disabilities Implications (*Herr*)/What the ADA Fails to Do (*Heumann*)/Appendix—The Americans with Disabilities Act/Index.

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The Editors encourage the submission of manuscripts on a wide range of medicolegal topics for publication in the JOURNAL. Acceptable subjects include health law and policy; legal, ethical, social, and economic aspects of medical practice, education, and research; health-related insurance; and other important or interesting subjects involving the relationship of the life sciences to the social sciences and humanities. The JOURNAL is interdisciplinary. Contributions from specialists in a variety of disciplines are welcomed. All materials should be sent to the Editor-in-Chief, AMERICAN JOURNAL OF LAW & MEDICINE, Editorial Offices, 765 Commonwealth Avenue, 16th Floor, Boston, Massachusetts 02215.

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