

DESCRIPTION OF COURSE UNIT

1.

Course unit title	Code
Challenges of Health Law in the XXI Century	100255

2.

Name of lecturer(s) (provide information as to how, when and where they can be in contact)	Department(s)
Coordinator: Prof. Dr. Toma Birmontienė a. o.: Dr. Jolita Miliuvienė	MRU LS Institute of Public Law vti@mruni.eu

3.

Cycle of course unit	Level of course unit	Type of course unit
Third cycle	Not applicable	Elective

4.

Mode of delivery	Year of study and semester when the course unit is delivered	Language of instruction
distance learning	I-III study year	Lithuanian, English

5.

Study requirements	
Prerequisites: Master's or equivalent degree	Co-requisites: Not applicable

6.

Recommended optional programme components
Not applicable

7.

Number of ECTS credits allocated	Student's workload	Contact work hours	Independent work hours
6	162	4	158

8.

Purpose of the course unit: programme competences to be developed			
The purpose of this course is to provide doctoral students with in-depth and systematic, both theoretical and practical, knowledge of contemporary health law, its theoretical and practical problems, and ways of resolving them, developing the ability to apply this knowledge in solving legal practical situations and conducting research independently. The aim is to develop subject-specific competence as well as general and special competences: systemic, analytical-critical thinking, initiative, autonomy, exploratory, problem-solving and other abilities, by recognizing, discussing and solving theoretical and practical health law issues. These studies will help doctoral students to acquire the required knowledge of health law and will develop the skills required for successful dissertation research and defense.			
Learning outcomes of the programme	Learning outcomes of the course unit	Teaching and learning methods	Assessment methods
	Students deeply understand personal and public health care regulations and are aware of the differences between EU and national competencies in the regulation of health care.	Independent studies of academic literature.	Research paper. Exam.
	Students are able to independently find information on global issues	Independent studies of	Research paper. Exam.

	of health law, to discuss legal and ethical problems arising in various health care systems, to propose solutions to legal gaps and other problems, to reason them and to assess risks.	academic literature.	
	Students know the basics of the personal and public health care, pharmaceutical regulation, organization of the national health care system and health insurance. They understand the reasons for the movement of patients and health care workers in the EU, the basics of legal regulation. Students know the rights and duties of Lithuanian doctors, patients and other key subjects of health promotion activities and are able to discern problems of legal regulation and practical issues, to propose solutions to them, to reason them.	Independent studies of academic literature.	Research paper. Exam.
	Students are able to independently find and evaluate information in legal acts, their drafts and scientific doctrine, systematize it, make generalizations and conclusions. They are able to analyze practical situations, to evaluate different scientific opinions, to discuss and to apply their knowledge on current health law issues.	Independent studies of academic literature.	Research paper. Exam.

9.

Course contents										
Topics	Contact work hours and planned learning activities							Independent work hours and tasks		
	Lectures	Consultations	Seminars	Training exercises	Laboratory work	Internship	Assessment	All contact work hours	Independent work hours	Tasks
1. Theoretical fundamentals of health law. Comparative health law as a field of study and science. Demarcation of the									26	Independent analysis of academic literature.

EU and national competency in the health care. Free movement of patients and health care workers in the EU. Charter of Fundamental Rights of the European Union and main principles of health law.										
2. Organizational structure of the national health system and its comparison with the systems of other countries. Peculiarities of the legal status of health care institutions in Lithuania and foreign countries. Licensing of health care institutions and services in Lithuania and abroad.									26	Independent analysis of academic literature.
3. Health insurance systems, compulsory and supplemental health insurance in Lithuania and abroad.									26	Independent analysis of academic literature.
4. The constitutional basis of patient's right to health care. Constitutional principles of the protection of patients' rights. Protection of the rights of vulnerable groups (mental patients, persons with disabilities, children). Protection of patient's private life, personal data protection in health care system. Peculiarities of patient's right to refuse treatment. Problems in realizing patient's right to the compensation of damage.									26	Independent analysis of academic literature.
5. Legal and ethical regulation of health care professionals' professional activities in Lithuania and abroad. Basic models. Legal responsibility of health care workers and problems of the application of the responsibility in Lithuania and abroad.									26	Independent analysis of academic literature.
6. Concept, evaluation and implementation of the quality of health care services. Management, coordination and control of personal health care facilities. Models in Lithuania and abroad.									28	Independent analysis of academic literature.
Overall		2					2	4	158	

10.

Assessment strategy	Weighting percentage	Period or date of assessment	Assessment criteria
Research paper	50 %	Period is determined by	The research paper must meet the requirements for this type of work. Its subject must be disclosed in a

		<p>agreement with the student. Topics for written papers are submitted no earlier than 2 weeks before the expected date of the exam.</p>	<p>comprehensive and consistent manner. Academic ethics must be strictly adhered to in the preparation of the paper, using abundant scientific and methodological resources suitable for the disclosure of the topic. Written papers shall be submitted to the examining board within the time limit set by it. Written work is graded on a ten-point scale. 10 points: excellent, comprehensive knowledge. Excellent understanding and use of concepts, ability to analyze them in the wider context of the subject matter. Original, creative and independent thinking. Excellent analytical and evaluation skills, insight. 9 points: solid, comprehensive knowledge. Excellent understanding of the study material, proper use of concepts. Original and independent thinking. Very good analytical, evaluation and synthesis skills. 8 points: knowledge is better than average. Student is familiar with mandatory academic material, understands concepts and principles, and applies them properly. Strong and factual argumentation. 7 points: average knowledge, there are minor mistakes. Familiar with the main study material. Understands and uses concepts and principles. Enough argumentation. 6 points: below average knowledge, there are mistakes. Familiar with the main study material. Satisfactory understanding of concepts, ability to describe the information received in one's own words. The analysis focuses on several aspects but fails to relate them. 5 points: knowledge meets the minimum requirements. Simple enumeration of mastered concepts, text retelling. The answer focuses on one aspect. 1-4 points: knowledge and skills do not meet the minimum requirements.</p>
Exam	50 %	<p>Period is determined by agreement with the student. The examination takes place after the written paper has been submitted and evaluated.</p>	<p>Complete, correct and consistent answers to the exam questions are provided. Answers are evaluated on a ten-point scale. 10 points: excellent, comprehensive knowledge. Excellent understanding and use of concepts, ability to analyze them in the wider context of the subject. Original, creative and independent thinking. Excellent analytical and evaluation skills, insight. 9 points: solid, comprehensive knowledge. Excellent understanding of the study material, proper use of concepts. Original and independent thinking. Very good analytical, evaluation and synthesis skills. 8 points: better than average knowledge. Student is familiar with mandatory study material, understands concepts and principles, and applies them properly. Good and factual argumentation. 7 points: average knowledge, there are minor mistakes. Familiar</p>

			with the main study material. Understands and uses concepts and principles. Enough argumentation. 6 points: below average knowledge, there are mistakes. Familiar with the main study material. Satisfactory understanding of concepts, ability to describe the information received in one's own words. The analysis focuses on several aspects but fails to relate them. 5 points: knowledge meets the minimum requirements. Simple enumeration of mastered concepts, text retelling. The answer focuses on one aspect. 1-4 points: knowledge and skills do not meet the minimum requirements.
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Required reading

1. Law on the Rights of Patients and Compensation for the Damage to Their Health of the Republic of Lithuania (Žin., 2009., Nr. 145-6425).
2. Law of the Health System of the Republic of Lithuania (Žin., 1998, Nr. 112-3099).
3. Law of Health Care Institutions of the Republic of Lithuania (Žin., 1998, Nr. 109-2995).
4. Law of Mental Health Care of the Republic of Lithuania (TAR, 2019-01-21, Nr.2019-00838).
5. Order No. V-338 of 29 of April, 2008 of the Minister of Health of the Republic of Lithuania "On Approval of the Description of the Minimum Requirements for the Quality of Personal Health Care Services" (Žin., 2008, Nr. 53-1992)
6. Jo Samanta, Ash Samanta Medical law, Palgrave Macmillan , UK, 2011.
7. Gatter, Robert. Journal of Health Politics, Policy & Law. Dec2016, Vol. 41 Issue 6, p1119-1135. 18p. DOI: 10.1215/03616878-3665958. Database: Business Source Complete.
11. Showalter, J. Stuart. Edition: Eighth edition. Chicago, Illinois: Health Administration Press. 2017. eBook., Database: eBook Academic Collection (EBSCOhost).

Recommended reading

1. Dunnam, Kathryn S. Mercer Law Review. Summer 2018, Vol. 69 Issue 4, p1209-1222. 14p. , Database: Academic Search Complete.
2. Hilferty, Daniel J. Journal of Law, Medicine & Ethics. Winter2018, Vol. 46 Issue 4, p829-832. 4p. DOI: 10.1177/1073110518821974. , Database: Academic Search Complete.
3. S. Y. Tan Medical Malpractice. Understanding the Law, Managing the Risk, University of Hawaii, USA, published by World Scientific Publishing Co. Pte. Ltd., 2006, ISBN 981-256-668-6.
4. Jonathan Herring Medical Law and Ethics, Oxford University Press, 2006, p. 1- 197, 492-551.
5. Kim Forrester, Debra Griffiths Essentials of Law for Health Professionals, Elsevier Mosby, 2005, p. 57-157, 237- 345
6. Hervey T. K., McHale J. V. Health law and the European Union. Cambridge University Press, 2004.
7. Kutkauskienė J. The Problems and Tendencies of Legal Regulations of Patient's Rights and Duties in Lithuania. Jurisprudencija. 2008, Nr. 12 (114). P. 82-92.
8. Buivydas, J. Lithuanian health system. Lithuanian health sector at the turn of the century. Monograph. SEC, 2010, p. 143-194.

Approved by Mykolas Romeris University and Vytautas Magnus University Doctoral Committee in Law on 18 April 2024, Decision No. 10-174 (4.4 E-32002).