

CONTENTS

		<i>page</i>	
	<i>Preface</i>		ix
	<i>Acknowledgements</i>		xii
1	Is health care special?		1
	Micro and macro		1
	Rights to health care		4
	General theories of justice		9
	Some public policy issues		11
	Is health care special?		17
2	Health-care needs		19
	Why a theory of health-care needs?		19
	Can we avoid talk about needs?		20
	Not all preferences are created equal		23
	Needs and species-typical functioning		26
	Disease and health		28
	Disease and opportunity		32
3	Toward a distributive theory		36
	Satisfaction and social hijacking		36
	The scope of justice		37
	Fair equality of opportunity		39
	Extending Rawls's theory to health care		42
	Some qualifications and clarifications		48
	Summary and applications		56
4	Equity of access to health care		59
	Sources of disagreement about access		59
	When is access equal?		60
	Three accounts of equitable access		63
	Decent minimums and the requirements of justice		74
5	Am I my parents' keeper?		86
	Opportunity, age-bias, and competition for resources		86
	When are acts, policies, or institutions age-biased?		89
	Does aging pose a distinct distribution problem?		94
	Prudence and aging		98

Contents

Equal opportunity and health care for the elderly	103
Equity, errors, and the stability of 'savings institutions'	108
Some qualifications	111
6 Doing justice to providers	114
Four issues	114
What are the obligations of providers to deliver just health care?	115
Does just health care violate provider liberty?	119
Does just health care deny physicians just economic rewards or incentives?	124
Does just health care threaten traditional ethical obligations of physicians to their patients?	135
Conclusion	138
7 Doth OSHA protect too much?	140
Fair equality of opportunity and preventive health care	140
Prevention and OSHA regulation	142
The OSHA 'feasibility' criterion: in search of a rationale	144
The feasibility criterion: beyond market regulation	148
The 'specialness' of health protection and the problem of consent	150
More protection than I want: a libertarian lament	153
Autonomy, paternalism, and risky life-style choices	156
Information and competency	159
Intrinsic and extrinsic rewards of risk-taking	162
Coercion	165
Voluntariness and justice	171
Worries and conclusions	176
8 Risk and opportunity	180
Safe workplaces and safe workers	180
Biological monitoring in the lead standard	187
Individual variation in sensitivity and discrimination in employment	199
Summary and conclusions	218
9 Philosophy and public policy	221
1 Does justice require funding heart transplants?	221
2 Frameworks and contexts of compliance	223
<i>Works cited</i>	231
<i>Index</i>	238