

# HEALTH CARE

&

# COMPETITION LAW

**Online Resource Guide (pp. 2-5)  
&  
Bibliography of Materials (pp. 6-8)**

August 2007

## ONLINE RESOURCE GUIDE

### INTERNET:

<http://www.usdoj.gov/>

To enforce the law and defend the interests of the United States according to the law, to provide Federal leadership in preventing and controlling crime, to seek just punishment for those guilty of unlawful behavior, to administer and enforce the Nation's immigration laws fairly and effectively, and to ensure fair and impartial administration of justice for all Americans.

[http://www.usdoj.gov/atr/public/health\\_care/204694/appendixc.htm](http://www.usdoj.gov/atr/public/health_care/204694/appendixc.htm)

Glossary of healthcare terms, from the US DOJ.

<http://www.ftc.gov>

The Federal Trade Commission enforces a variety of federal antitrust and consumer protection laws. The Commission seeks to ensure that the nation's markets function competitively, and are vigorous, efficient, and free of undue restrictions. The Commission also works to enhance the smooth operation of the marketplace by eliminating acts or practices that are unfair or deceptive. In general, the Commission's efforts are directed toward stopping actions that threaten consumers' opportunities to exercise informed choice.

<http://www.ahrq.gov>

AHRQ is the Agency for Healthcare Research and Quality—the Nation's lead Federal agency for research on health care quality, costs, outcomes, and patient safety.

<http://www.ncpa.org>

The NCPA's goal is to develop and promote private alternatives to government regulation and control, solving problems by relying on the strength of the competitive, entrepreneurial private sector. Topics include reforms in health care, taxes, Social Security, welfare, criminal justice, education and environmental regulation

<http://www.ama-assn.org/ama/pub/category/5907.html>

The American Medical Association (AMA) is an aggressive advocate on many legal aspects of health care. This link covers the AMA's position and advocacy efforts regarding anti-trust and health care.

<http://hippo.findlaw.com/>

Health Hippo has an extensive collection of websites concerning policy and regulatory materials related to health care. Particularly useful are the sections on sections are provided on "Antitrust", "Policy and Administration," and "Facilities and Systems." (Caveat: A few internal hyperlinks are outdated.)

<http://www.phrma.org/issues/>

The "Issues" section of the Pharmaceutical Research and Manufacturers of America (PhRMA) web site discusses its policy and positions on various legal issues related to medications. This includes issues related to anti-trust such as: importation of drugs from other countries; prescription drug costs; intellectual property protection of medications; and FDA regulation.

<http://www.healthantitrust.org/>

The Antitrust Coalition for Consumer Choice in Health Care (ACCC-HC) is a diverse group of employers, health plans, hospitals, providers, and others involved in the purchase, management, and delivery of health care services.

### WESTLAW RESOURCES:

Check for area of law by topic: **HEALTH & MEDICINE** and **ANTITRUST & TRADE REGULATION**, where you'll find cases, statutes, administrative decisions, and secondary source materials:



You may also find these Westlaw databases helpful:

**DATABASE NAME:**

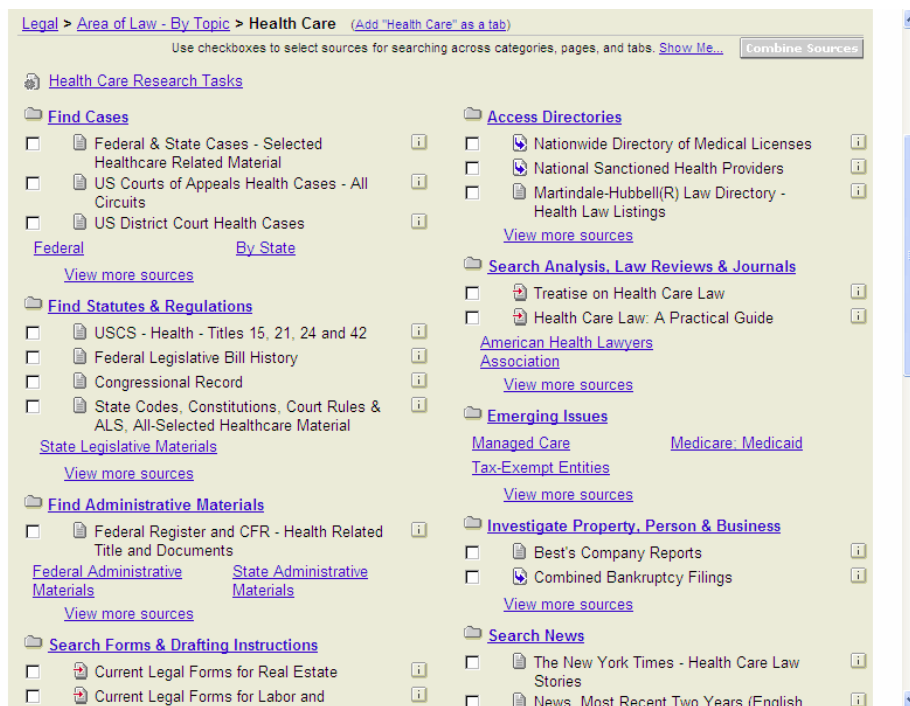
BNA Health Care Mergers and Acquisitions: The Antitrust Perspective  
 Andrews Health Law Litigation Reporter  
 Health Law - Law Reviews, Texts & Bar Journals, Combined  
 Health Care and Antitrust Law  
 BNA Health Law Reporter  
 BNA Antitrust & Trade Regulation Report

**DATABASE IDENTIFIER:**

BNAHLB-MAC  
 ANHLLR  
 HTH-TP  
 HTHATRL  
 BNA-HLR  
 BNA-ATTR

***LEXIS RESOURCES:***

Check for area of law by topic: **HEALTHCARE**. You can search for cases, statutes, administrative decisions, and secondary source treatises and journals titles. Also check the **ANTITRUST & TRADE**:





You may find these LexisNexis databases helpful:

**DATABASE NAME: DATABASE PATH > . . . >**

***BNA Health Law Reporter:*** Legal > Area of Law - By Topic > Health Care > Search Analysis, Law Reviews & Journals > BNA

***Treatise on Healthcare Law*** (Matthew Bender): Legal > Area of Law - By Topic > Health Care > Search Analysis, Law Reviews & Journals > Matthew Bender(R) >

**Health Care Journals:** Legal > Area of Law - By Topic > Health Care > Search Analysis, Law Reviews & Journals > Health Care Journals

***Federal Antitrust Law:*** Legal > Area of Law - By Topic > Antitrust & Trade > Search Analysis, Law Reviews & Journals > By Subtopic > Mergers & Acquisitions >

## CONGRESSIONAL HEARINGS:

Also check the CIS (Congressional Information Service) Universe available on the lab computers. This will be accessed via the Research Sites on the desktop. The database has CIS indexing and abstracting of congressional publications and the CIS Legislative Histories (1970-present), Congressional Indexes (1789-1969), full text of congressional reports, documents, prints, bills and the Congressional Record prepared statements and selected question & answer transcripts (1988-present), bill tracking reports that follow bills through Congress and the text of bills, and public laws and the United States Code Service.

**BIBLIOGRAPHY OF PRINT AND  
MICROFICHE MATERIALS  
AVAILABLE IN THE TJSL LIBRARY**

**PROBLEMS IN HEALTH CARE LAW** (9th ed.) / Robert D. Miller. Sudbury, Mass.: Jones and Bartlett Publishers, c2006.

**Location:** 1st Floor Stacks KF3825 .M53 2006

**Subject headings:**

Hospitals -- Law and legislation -- United States.

Medical care -- Law and legislation -- United States.

**HEALTH LAW: CASES, MATERIALS, AND PROBLEMS**, 5th ed. / by Barry R. Furrow [et al.].

St. Paul, Minn.: West Group, c2004

**Location:** 1st Floor Stacks KF3821.A7 H43 2004

**Subject headings:** Medical laws and legislation -- United States -- Cases; Medical care -- Law and legislation -- United States -- Cases.

**ANTITRUST HEALTH CARE HANDBOOK** (3rd ed.) / Section of Antitrust Law, American Bar Association. Chicago, Ill : American Bar Association. 2004.

**Location:** 1<sup>st</sup> Floor Stacks KF3825.Z9 A57 2004

**Subject headings:** Medical care -- United States; Antitrust law -- United States.

**HEALTH CARE MERGERS AND ACQUISITIONS HANDBOOK** / Section of Antitrust Law, American Bar Association. Chicago, Ill.: American Bar Association. 2003.

**Location:** 1<sup>st</sup> Floor Stacks KF3827.A58 H43 2003.

**Subject headings:**

Hospital mergers -- United States.

Health facilities -- Law and legislation -- United States.

Antitrust law -- United States.

**ANTITRUST LAW AND ECONOMICS IN A NUTSHELL**, 5th ed. / by Ernest Gellhorn, William E. Kovacic, Stephen Calkins.

St. Paul, MN: Thomson/West, c2004.

**Location:** 1st Floor Stacks KF1652 .G44 2004

**Subject headings:** Antitrust law -- United States; Antitrust law -- Economic aspects -- United States.

**JOINT VENTURES IN HEALTH CARE: AN ANTITRUST ANALYSIS** / Arthur N. Lerner and Barbara H. Ryland, editors. Section of Antitrust Law, American Bar Association. Chicago, Ill.: American Bar Association. 2000.

**Location:** 1<sup>st</sup> Floor Stacks KF3827.A58 J65 2000

**Subject headings:**

Medical care -- Law and legislation -- United States.

Joint ventures -- Law and legislation -- United States.

Restraint of trade -- United States.

**THE PRIVATIZATION OF HEALTH CARE REFORM : LEGAL AND REGULATORY PERSPECTIVES** / edited by M. Gregg Bloche.

**New York:** Oxford University Press, 2003.

**Location:** 1st Floor Stacks KF3825 .P75 2003

**Subjects:**

Medical care -- Law and legislation -- United States.

Privatization -- Law and legislation -- United States.

Health care reform -- United States.

**ANTITRUST AND HEALTH CARE: INSIGHTS INTO ANALYSIS AND ENFORCEMENT** / Douglas C. Ross, editor. Chicago, Ill.: American Bar Association, Section of Antitrust Law. 1999.

**Location:** 1<sup>st</sup> Floor Stacks KF3827.A58 A86 1999

**Subject headings:**

Medical care -- Law and legislation -- United States.

Antitrust law -- United States.

**HEALTH CARE ANTITRUST** / Aspen Health Law Center. Gaithersburg, Md : Aspen Publishers, 1998.

**Location:** 1<sup>st</sup> Floor Stacks KF3825 .H415 1998

**Subject headings:**

Medical care -- Law and legislation -- United States.

Antitrust law -- United States.

**HEALTHY MARKETS? : THE NEW COMPETITION IN MEDICAL CARE** / edited by Mark A. Peterson. Durham, N.C.: Duke University Press, 1998.

**Location:** 1st Floor Stacks RA395.A3 H4335 1998

**Subject headings:**

Medical care -- United States -- Finance.

Insurance, Health -- United States.

Managed care plans (Medical care) -- United States.

**IDENTIFICATION AND DESCRIPTION OF ANTITRUST AND COMPETITIVE ISSUES RAISED BY KEY HEALTH CARE REFORM BILLS** / Health Care Reform Task Force, Section Of Antitrust Law, American Bar Association. Chicago, Ill. American Bar Association, 1994.

**Location:** 1<sup>st</sup> Floor Stacks KF3821 .I33 1994.

**Subject headings:**

Health care reform -- United States.

Medical care -- Law and legislation -- United States.

Antitrust law -- United States.

Competition -- United States.

**COMPENDIUM OF INFORMAL ANTITRUST ENFORCEMENT AGENCY ADVICE IN HEALTH CARE, APRIL 1991-AUGUST 1996** / Health Care Committee, Section of Antitrust Law, American Bar Association.

Chicago, Ill.: Section of Antitrust Law, American Bar Association, c1997.

**Location:** 1<sup>st</sup> Floor Stacks KF3825.A56 C65 1997.

**Subject headings:**

Medical care -- Law and legislation -- United States.

Antitrust law -- United States.

Insurance, Health -- Law and legislation -- United States.

Managed care plans (Medical care) -- Law and legislation -- United States.

**ANTITRUST IMMUNITY LEGISLATION FOR HEALTH CARE PROVIDERS** / American Bar Association.

Chicago, Ill.: Section of Antitrust Law, c2000.

**Location:** 1<sup>st</sup> Floor Stacks KF3827.A58 A72 2000

**Subject headings:**

Medical care -- Law and legislation -- United States.

Medical cooperation -- United States.

Antitrust law -- United States.

**HEALTHY MARKETS?: THE NEW COMPETITION IN MEDICAL CARE** / Edited By Mark A. Peterson. Durham, N.C.: Duke University Press, 1998.

**Location:** 1<sup>st</sup> Floor Stacks RA395.A3 H4335 1998.

**Subject headings:**

Medical care -- United States -- Finance.

Insurance, Health -- United States.

Managed care plans (Medical care) -- United States.

**AN ANALYSIS OF THE MANAGED COMPETITION ACT** / Washington, D.C.: C.B.O., [1994].

**Location:** MICROFORM CIS 94 J932-14.

**Subject headings:**

Medical care -- Cost control -- Law and legislation -- United States.

Competition -- United States.

Medical policy -- United States.

Health care reform -- United States.