

Index

- abortion, 68, 288–293, 301
- addiction, 49, 120, 218
- adoption, 236, 241–242, 284–285, 291, 304
- advance directive, 90, 92, 127–131, 244, 265–270
- adverse selection, 169
- Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS agreement), 170–174
- Alzheimer's disease. *See* dementia
- American Medical Association, 135
- Amnesty International, 72
- anencephaly, 237
- animals. *See* nonhuman animals
- apes. *See* great apes
- assisted reproductive technology (ART), 282–284, 286
- autonomous action, 7, 48–49, 98–102, 117
- autonomous authorization, 92, 125
- autonomy, 36–37, 48–50, 97–137, 142–143, 146–147, 149–150, 244, 265, 281–288
- Beauchamp, Tom, 2, 14, 22, 49–51
- Benatar, David, 286
- benevolence, 7, 42–45, 50, 79, 81, 112, 154–167
 - imperfect duty of, 7, 43–44, 157, 191
 - perfect duty of, 7, 43–44, 157–161, 163–166
 - special duties of, 8, 43–45, 166
- best-interests standard, 129–130
- brain death. *See* death
- Brock, Dan, 245
- Buchanan, Allen, 245, 260
- capacity. *See* competence
- Capron, Alexander, 120
- casuistry, 22
- Categorical Imperative, 53
- children, research with, 38, 77–83, 116
- Childress, James, 2, 14, 22, 49–51
- CIOMS. *See* Council for International Organizations of Medical Sciences
- coercion, 72, 89, 103–105, 124
 - dispositional, 103
 - occurrent, 103
 - as subjection, 106–108
- coherence model. *See* reflective equilibrium
- coma, 85, 243–244, 274
- competence, 48–49, 97, 100–102, 127–130, 132, 223
- competition, fair, 65, 67
- confidentiality, 158
- congenital Zika syndrome (CZS), 304–307
- consent, 17, 37, 50, 89, 95, 118–127, 229
 - age of, 101
 - tacit, 29
- consent form, 123, 125–126
- consequentialism, 44, 51–53
 - direct, 52
 - indirect, 52
- considered judgment, 4, 15–18, 34
- cosmopolitanism, 8, 150–154
- Council for International Organizations of Medical Sciences (CIOMS), 105
- Cowart, Dax, 132–133
- Cushman, Fiery, 27
- Dancy, Jonathan, 23
- Daniels, Norman, 15, 168
- death
 - badness (disvalue) of, 62, 67–69, 83–84, 87–89, 92, 96, 187, 189, 193, 239, 289–291
 - gradualism, 69, 241, 290
 - definition of, 253, 271–278
 - cardiopulmonary standard, 273
 - higher-brain standard, 275
 - whole-brain standard, 273
- deception, 108–109, 136
- deductivism, 4
- dementia, 238, 251, 265–270

Index

313

- deontology, 53–55
- difference principle, 141
- direct-to-consumer advertising (DTCA), 134–137
- disability, 145, 229–235
 - adaptation to, 84, 230, 232
 - interactive model of, 234
 - medical model of*, 232
 - social model of, 232
- disclosure, 120–122
- discrimination, 46, 233, 303
- Down syndrome, 242–243, 295
- DTCA. *See* direct-to-consumer advertising
- duty of rescue. *See* beneficence, perfect duty of
- egalitarianism
 - liberal, 140–146, 151, 169
 - luck, 140, 144–146
- embryo. *See* fetus
- embryonic stem cell research, 204–206
- Engelhardt, Tristram, 2, 54, 147
- enhancement, 259–265
- enjoyment, 9, 36, 220, 225–227, 237
- equal consideration, 35, 38–40, 46, 50, 177
 - arguments against, 190–192
 - arguments for, 192–196
 - concept explained, 187–190
 - qualified, 198–202
- European Medicines Agency, 170
- euthanasia, 239
 - definition of, 85
 - objections to, 86–93
 - safeguards for a policy of, 93–96
- experience machine, 217
- experimental philosophy, 27–29
- exploitation, 106
- FDA. *See* Food and Drug Administration
- Feinberg, Joel, 99, 163
- feminism, 2, 27
- fetus
 - evidence for sentience of, 184, 206, 290–291
 - moral status of, 185–186, 289
- Fletcher, Joseph, 51
- flourishing. *See* well-being
- Focquaert, Farah, 264
- Food and Drug Administration (FDA), 113, 170
- foster care, 284–285
- foundationalism in ethics, 25
- framing effect, 111
- Frankena, William, 5
- generic medicines, 170, 172–174
- Gert, Bernard, 5, 34
- Glannon, Walter, 261
- great apes, 210–213
- Greene, Joshua, 28
- Guantanamo Bay, 72–73
- Halpern, Jodi, 133
- harm, 58–60, 222. *See also* nonmaleficence
 - comparative accounts of, 60
 - counterfactual account of, 42, 60, 62–63
 - of death. *See* death, badness (disvalue) of
 - historical account of, 60
 - noncomparative accounts of, 61
 - by omission, 64
 - risk of, 69–70, 104, 116
- Harm Principle, 116–118
- Harvard Medical School, 272
- Health Canada, 170
- Health Impact Fund, 174
- health insurance, 167, 169–170
- hedonism, 216–217
- Herisone-Kelly, Peter, 303
- Hooker, Brad, 214
- human
 - moral relevance of being, 180, 195, 200–202
 - nonparadigm, 194–196, 200–202, 258
- human rights. *See* rights
- ideal theory, 8, 139
- identity, personal
 - narrative, 179, 198–200, 203–204, 250, 257, 259, 261, 263–265, 268
- numerical, 250
 - biological account, 251–254
 - mind-based account, 254–256
 - person-based account, 249–251
 - social account, 256–258
- in vitro fertilization (IVF), 282, 288–289, 294, 301
- incapacity. *See* competence
- incompetence. *See* competence
- induced pluripotent stem cells, 205
- informed consent. *See* consent
- institutional review board, 81
- intellectual property. *See* patent
- interests. *See* well-being
- International Covenant on Economic, Social and Cultural Rights, 168
- intuition, 14, 27–29
- irreversibly unconscious state, 186, 243–246.
 - See also* coma
- Joffe, Steve, 123
- justice
 - distributive, 140–154, 162–163, 282–288
 - global, 150–154

314

Index

- justice (cont.)
 - and recognition, 146
 - site of, 143
- juvenile Batten disease, 241–242
- Kagan, Shelly, 214
- Kamisar, Yale, 90
- Kamm, Frances, 53
- Kant, Immanuel, 5, 24, 53
- legal moralism, 117
- Lesch–Nyhan syndrome, 239–241
- liberalism, political theory of, 97, 140–146, 228
- libertarianism, 50, 54, 146–150
- life support, 128, 246, 277
- Locke, John, 148, 179
- locked-in syndrome, 84, 91
- MAiD. *See* medical assistance-in-dying
- manipulation, motivational, 108, 110–112, 136–137
- markets, economic, 150, 169, 172
- McDougall, Rosalind, 303
- McMahan, Jeff, 68
- medical assistance-in-dying (MAiD), 21, 83–96
- Medical Research Council, 80
- metaethics, 26, 29–33
- Mill, John Stuart, 116–118
- Millennium Development Goals, 168
- Miller, Franklin, 123
- minimal risk, 80–82
- minimally conscious states, 243
- moral status, 40, 50, 175–213, 258, 289–290.
 - See also* equal consideration
 - levels of, 189, 194
 - potential for, 185–186
 - sliding-scale account of, 189, 193
- Murphy, Liam, 164
- narrative capacity, 6, 40, 257–258, 269–270
- narrative identity, 9, 178, 179, 194, 198–199, 201, 203, 204, 211, 249–251, 258, 259, 261, 263–265, 268–270
- National Health Service, 158
- National Institutes of Health, 101
- neutrality, state, 143
- next-of-kin hierarchy, 128
- noncompliance, 161–166
- nondiscrimination. *See* discrimination
- nonhuman animals, 43, 88, 180, 184, 250, 280
 - cats, 187–189
 - fish, 183–184
 - great apes, 210–213
 - insects, 184, 197–198
 - research with, 190, 206–213
 - rights of, 40, 196–198, 203–204, 210–213
- rodents, 196–197, 206–210
- sentience in, 183–184
- nonideal theory, 8, 45, 139, 163–166, 285
- nonidentity problem, 61, 293–300, 302, 304–307
 - expectational, 298
 - genetic, 298
- nonmaleficence, 5, 35, 41–42, 58–60, 66–71, 177
- Nozick, Robert, 149, 217
- nudging, 111–112
- Nuffield Council on Bioethics, 206
- numerical identity. *See under* identity, personal
- O'Neill, Onora, 54
- offer
 - conditional, 17, 103, 105–106
 - irresistible, 106–108
- omission, harm by, 89
- organ procurement, 271, 274, 276–277
- palliative care, 89, 236
- parenting, 78, 117, 236, 239, 241–242, 283–285, 288, 291, 299, 303–304
- Parfit, Derek, 252
- particularism, 23–24
- patent, 170–174
- paternalism, 48, 113–116
 - hard, 113, 117
 - soft, 49, 113
- pediatric research. *See* children, research with
- Pellegrino, Edmund, 55
- persistent vegetative state, 243, 273
- personal identity. *See* identity, personal
- persons, separateness of, 199–200
- persuasion, 109
- physician-assisted suicide, 85, 94. *See also* medical assistance-in-dying
- physicians, special duties of, 44–45, 166
- Pogge, Thomas, 171–172, 174
- potential, moral relevance of, 185–186, 194, 263, 289
- poverty, 106, 151, 165
- pregnancy, 185, 262, 279–280, 282, 286, 289, 291–294, 305–306
- prerogative, agent-centered, 155–157
- President's Commission for the Study of Ethical Problems in Medicine and Biomedical and Behavioral Research, 272, 274
- principle, definition of, 14
- Principles of Biomedical Ethics*, 49
- principlism, 2, 23
- prioritarianism, 39, 47, 144
- procreation, 61, 281–288, 293–307

Index

315

- procreative autonomy, 281–288
- professional morality. *See* role morality
- proxy decision-maker, *See* surrogate decision-maker
- prudential value. *See* well-being
- quarantine, 38, 53
- Rachels, James, 21
- Rawls, John, 141, 152, 154
- reasonable subject standard, 79, 130–131, 236, 245
- reconsent, 126
- reflective equilibrium, 4–5, 13–23, 25–30, 33–34, 37
- refusal of care, 132
- relativism, ethical, 30, 32–33
- reproductive liberty. *See* procreative autonomy
- research, 38, 77–83, 99, 101, 105–108, 112, 122–123, 125–127, 131, 170–174, 283
- alternatives to animal models, 208
- with animals, 41, 190, 200
- with children, 6, 60, 70, 71, 77–83, 308
- with embryonic stem cells, 204–206
- with great apes, 210–213
- with rodents, 206–210
- respect for rights-holders, 5, 36–38, 40, 48, 53–55, 99, 102–103, 121, 131–134, 156
- responsibility for health, 168, 305
- Ridge, Michael, 164
- right, negative, concept of, 37
- rights, 5–6, 35–38, 54, 72–77, 98, 104, 116–117, 156, 170, 177–178, 196–204, 212
- of animals, 57, 267–270, 277–278, 287–290
- autonomy, 48–49, 99–103, 113–116, 118–127, 142, 146–147, 149–150, 281–288
- to die, 87–88, 131–134
- of fetuses, 290
- to health care, 167–170, 172
- positive, 37
- waiver, 37, 88, 118
- risk, 69–70, 77–83, 94, 104, 121, 134, 162–163
- of harm, 69, 104, 116
- minimal, 79–82
- pooling of, 169
- Roberts, Melinda, 298–299
- rodents, 196–197, 206–210
- role morality, 21, 43–45, 93, 166
- Ross, W.D., 5
- rules, definition of, 14
- Schermer, Maartje, 264
- Schwitzgebel, Eric, 27
- self-deception, 230
- self-governance. *See* autonomy
- Senate Intelligence Committee, 72
- sentience, 69, 88, 182–183, 185–187, 193, 197–198
- definition of, 182
- evidence for, in animals, 183–184
- evidence for, in fetuses, 184, 206, 290–291
- sex selection, 301–304
- Shiffrin, Seana, 114–115
- Shue, Henry, 76
- Simmons, A. John, 29
- Singer, Peter, 28, 51, 158, 164
- skepticism about morality, 25–26, 30–32
- sovereignty, personal. *See* autonomy
- statism, 152–154. *See also* justice, global
- substituted judgment standard, 129, 244
- suffering, 9, 22, 36, 38–39, 71, 83, 87, 93–94, 182, 220, 225–227, 237, 298, 304
- Sunstein, Cass, 111
- surrogate decision-maker, 127–131, 244
- Sustainable Development Goals, 168
- Tarasoff* case, 158
- Tay-Sachs disease, 238
- terminal illness, 58, 90–91, 94
- terminal sedation, 85, 96
- Thaler, Richard, 111
- threat, 103–105, 124
- ticking bomb case, 74–76
- token of consent. *See* autonomous authorization
- torture, 71–77, 102
- physician involvement in, 73
- triage, 130
- truth in ethics, 26, 30
- understanding, as condition of consent, 101, 115, 120–124, 132
- undue inducement, 105–106
- Uniform Definition of Death Act (UDDA), 272
- United Nations, 71–72, 153
- utilitarianism, 34, 51–53, 196, 200, 207–209
- utility, principle of, 34, 51
- value theory. *See* well-being
- Veatch, Robert, 2
- virtue ethics, 55–57
- voluntariness
- as condition for consent, 17, 19, 118, 124
- in euthanasia policy, 89, 95
- and responsibility, 100, 144, 162
- welfare. *See* well-being
- well-being, 5, 35–38, 40, 48, 98, 130–131, 143, 182, 214–247, 296, 299

316

Index

- well-being (cont.)
 - desire-satisfaction theories, 217–220, 226–227
 - equal consideration of interests. *See* equal consideration
 - Individual Requirement, 222
 - mental-state theories, 216–217, 219, 226–227
 - Experience Requirement, 221–222
 - hedonism, 216–217
- Narrative Requirement, 222–223
- objective theories, 220–221, 225, 227–229, 231
- World Bank, 153
- World Health Organization, 153
- World Trade Organization, 153
- Zika virus, 304–307