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Katrin Zwirgmaier



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Recht im Gesundheitswesen Sandra Hobusch, 2019-01-14 Die Regeldichte im Gesundheitswesen ist hoch Schließlich geht es um den Schutz der Bevölkerung Diese gesetzlichen Vorgaben und Rechte zu kennen ist für die Akteure im Gesundheitswesen unumgänglich Das Buch führt in die Querschnittsmaterie ein und skizziert die Einsatzfelder etwa in Krankenhäusern Pflegeheimen oder pharmazeutischen Unternehmen Berücksichtigt werden auch der rechtliche Rahmen der Kranken und Pflegekassen sowie der privaten Versicherungsunternehmen Das Buch richtet sich an Studierende des Gesundheitsmanagements der Gesundheits- und Pflegewissenschaften sowie der Medizin Der Hybride Katharina Reiling, 2016-02-19 English summary Private companies are increasingly obligated to share risk management knowledge with public administration authorities through special interface units Katharina Reiling analyses how this hybrid model eases information transfer from the private to public domain and develops a framework to deal with resultant legal problems German description Den Ausgangspunkt der Untersuchung bildet die Beobachtung dass im Risikorecht die im hergebrachten Verwaltungsrecht als fest gedachte Grenze zwischen öffentlicher und privater Organisation verschwimmt Das zeigt sich in der gesetzlichen Verpflichtung von Unternehmen ihr kognitives Potential durch besondere Organisationseinheiten zu stimulieren und das so gewonnene Risikowissen der Verwaltung weiterzuleiten Daraus entwickelt die Autorin die Grenzfigur des Hybriden als Wissensmittler der Verwaltung Ihre Überlegung ist dabei dass sich die staatliche Überformung der Privatorganisation als eine Reaktion auf die Probleme der Rechtsdurchsetzung in der Risikoverwaltung darstellt Die Behörden müssen Wissen generieren das in erster Linie bei Unternehmen verfügbar ist die Risiken erzeugen Diese sind aber regelmässig nicht zur Kooperation bereit Abschliessend erörtert die Autorin die mit der Transzendierung verbundenen rechtlichen Folgeprobleme für die Gemeinwohlbindung der Verwaltung und den Rechtsschutz der Privatorganisation

Handbuch Bundesverfassungsgericht im politischen System Robert Chr. van Ooyen, Martin H.W. Möllers, 2025-05-07 Das politikwissenschaftliche Standardwerk unterzieht Stellung und Funktion des Bundesverfassungsgerichts im Spannungsfeld von Politik und Recht einer umfassenden sozial und rechtswissenschaftlichen Analyse Vollständig bearbeitet und aktualisiert bietet die dritte Auflage fundierte Einblicke in den politischen Prozess und die rechtspolitischen Implikationen der Verfassungsrechtsprechung Dabei werden theoretische Grundfragen der Verfassungsgerichtsbarkeit methodische Zugänge der Analyse vergleichende Bezüge historische Entwicklungen und Konfliktlinien miteinbezogen Die dritte Auflage beinhaltet 70 Beiträge und ist als Reference Handbuch konzipiert

Medizinrecht Constanze Janda, 2022-11-14 Das Medizinrecht gewann im Rahmen der Corona Pandemie an Bedeutung Es berührt neben dem öffentlichen Recht auch das Zivil sowie Strafrecht Die fünfte bearbeitete und aktualisierte Auflage stellt die Querschnittsmaterie vor Constanze Janda geht auf das Recht der gesetzlichen Krankenkassen das ärztliche Berufsrecht und die Rechtsbeziehungen zwischen Arztinnen und Patientinnen ein Auch das Vertragsarztrecht die Leistungserbringung

durch Krankenhäuser sowie die Versorgung mit Arzneimitteln und das Heil- und Hilfsmittelrecht stellt sie dar. Sie beleuchtet zudem das Arzthaftungsrecht und die strafrechtliche Verantwortlichkeit von Ärzten. Auch die aktuelle Gesetzgebung etwa zum Digitalen Versorgungsgesetz berücksichtigt sie neu in dieser Auflage.

Handbuch des Staatsrechts der Bundesrepublik Deutschland Josef Isensee, Paul Kirchhof, 2003

Handbuch Europarecht Walter Frenz, 2008-10-21

Der EU Reformvertrag von Lissabon bezieht die europäischen Grundrechte formal in das europäische Vertragswerk ein. Das Handbuch ist die erste Darstellung, die auf diesem Rechtszustand aufbaut. Mit dem Vertrag von Lissabon werden einerseits die Grundrechte erheblich aufgewertet, andererseits dürfte sich die Präzisionsdichte deutlich verbessern. Diese Aspekte sind wesentlich für die zunächst dargestellten allgemeinen Lehren. Bei der Erörterung der einzelnen Grundrechte liegt der Schwerpunkt auf wirtschaftsrelevanten und aktuellen Entwicklungen.

Besonderes Verwaltungsrecht Dirk Ehlers, Michael Fehling, Hermann Pünder, 2021-06-01

Die Neuauflage des von Achterberg und Pünder in den Jahren 1990/91 erstmals herausgegebene große Lehrbuch zum Besonderen Verwaltungsrecht erscheint nun in dritter Auflage dreibändig mit einem komplett neuen Herausgabeteam in der Reihe C.F.Müller Lehr- und Handbuch. Das Werk erleichtert Juristen die Einarbeitung auch in weniger geläufige Bereiche des Besonderen Verwaltungsrechts und macht immer wieder den Zusammenhang mit der Dogmatik des Allgemeinen Verwaltungsrechts erkennbar. Es schließt aber auch Brücken vom akademischen Verwaltungsrecht in die verzweigte Praxis und führt dem Leser den inneren Zusammenhang der Materien des Besonderen Verwaltungsrechts anschaulich vor Augen. Die Neuauflage zeichnet sich durch eine viel stärkere Einbeziehung des europäischen und des internationalen Rechts sowie der Betonung des Wirtschaftsverwaltungsrechts aus. Das hatte zur Folge, dass ein eigener Band 1 sich nun ausschließlich dem öffentlichen Wirtschaftsrecht widmet. Das Werk richtet sich an Referendare und Berufsanfänger, aber auch an wissenschaftlich interessierte Praktiker in Verwaltung und Anwaltschaft. Band 3 gliedert sich in sechs Hauptteile: Kommunalrecht, Haushalts- und Abgabenrecht, Ordnungsrecht, Sozialrecht, Allgemeines Sozialrecht, Sozialversicherungsrecht, Soziale Hilfe, Förderung und Entscheidung, Bildungsrecht, Recht des öffentlichen Dienstes.

Handbuch Gesundheitsrecht Ingwer Ebsen, 2015-05

Anforderungen an Compliance-Strukturen im Krankenhaus Christoph Leo Gehring, 2023-09-20

Das Werk bietet Handlungsempfehlungen für den Aufbau eines Compliance Management Systems sowie den Umgang mit typischen Compliance Risiken im Krankenhaus und anderen Gesundheitseinrichtungen. Gängige Methoden der Compliance werden adaptiert und so eine Handlungshilfe für die Praxis gegeben. Krankenhaus Compliance ist mehr als die Akkumulation aus Medizinrecht und Compliance. Worin das Mehr und die Fallstricke bei Compliance im Gesundheitswesen bestehen, zeigt das vorliegende Werk. Das Werk ist eine Handlungshilfe beim Aufbau eines CMS, ein Nachschlagewerk für Praktiker und bietet eine Übersicht für Studierende.

Alternativmedizin Katrin Schumacher, 2016-08-17

Trotz der großen Erfolge der naturwissenschaftlich geprägten Schulmedizin gewinnen alternativmedizinische Heilverfahren seit Jahrzehnten stetig an Zulauf. Deren Wert wird in Fachkreisen verbreitet kritisch

beurteilt vor allem mit Blick auf die zunehmende Evidenzbasierung in der Medizin. Trotzdem bieten auch Ärzte verstärkt Alternativen an. Weil es sich bei vielen dieser Verfahren um privat zu finanzierende Leistungen handelt, können finanzielle Interessen der Teilnahme an dem expandierenden alternativmedizinischen Gesundheitsmarkt bestehen. Das führt zu Verunsicherungen in der Beziehung zwischen Arzt und Patient. Die vorliegende Abhandlung untersucht inwieweit die bestehenden gesetzlichen Regelungen dem Pluralismus in der Medizin Rechnung tragen und inwieweit sie der ärztlichen Therapiefreiheit Grenzen setzen. Im Hinblick auf die Stellung alternativmedizinischer Methoden werden haftungsrechtliche, arzneimittelrechtliche und sozialrechtliche Vorschriften einer eingehenden Analyse unterzogen. Das ärztliche Verbot der Zuweisung gegen Entgelt Georg Graml, 2012

Vertragswettbewerb in der GKV unter wettbewerbsrechtlichen Gesichtspunkten Susanne Plettner, 2011. Die Arbeit untersucht die Leistungsbeziehungen zwischen gesetzlichen Krankenkassen und Leistungserbringern unter wettbewerbsrechtlichen Gesichtspunkten. Beleuchtet wird die Frage nach der Anwendbarkeit des Wettbewerbsrechts auf den Abschluss von selektiven Leistungserbringungsverträgen in Abgrenzung zum Kollektivvertragssystem der GKV. Im Mittelpunkt der Arbeit stehen dabei die Entwicklung der gesetzlichen Krankenkassen zu Unternehmen im Zuge der Konsumisierung der Verwaltung und das daraus resultierende Spannungsverhältnis zum nationalen und europäischen Wettbewerbsrecht. Die Abhandlung über das Zusammenspiel von Wettbewerb und Sozialrecht schließt mit rechtspolitischen Überlegungen zu der Frage, wie ein nationales Wettbewerbsrecht für die GKV Leistungserbringung beschaffen sein sollte.

Rechtsfragen der integrierten Versorgung (§§ 140a bis 140h SGB V) Claudia Beule, 2013-03-07. Der Gesetzgeber ergötzte das Leistungserbringerrecht der gesetzlichen Krankenversicherung zum 01.01.2000 um die Vorschriften zur integrierten Versorgung 140a bis 140h SGB V. Er wollte eine verschiedene Leistungssektoren bergreifende Versorgung ermöglichen. Doch die Praxis macht von dieser Möglichkeit bisher so gut wie keinen Gebrauch. Ein Grund hierfür ist, dass das Gesetz selbst viele rechtliche Fragen offenlässt. Welche Leistungssektoren gibt es? Wann ist eine Versorgungsform leistungssektoren bergreifend? Wer kann Vertragspartner eines Vertrages zu einer integrierten Versorgungsform sein? Welche Punkte müssen in einem solchen Vertrag geregelt werden? Die Autorin bietet praktische wertvolle Antworten auf diese und andere Fragen an.

Einrichtungsübergreifende elektronische Patientenakten Uwe Klaus Schneider, 2015-10-31. Uwe K. Schneider untersucht den rechtlichen Rahmen einrichtungsbergreifender elektronischer Patientenakten über die alle bereits erhobenen Gesundheitsdaten jederzeit am Ort der Behandlung verfügbar gemacht werden können. Er veranschaulicht diese Rahmenbedingungen anhand von Regelungsinstrumenten wie der Gewährung finanzieller Anreize für die Nutzung solcher Akten oder gar der Verpflichtung hierzu. Dabei bewegt der Autor sich im Spannungsfeld von Daten und Gesundheitsschutz. Denn diese Akten bieten einerseits die Chance Qualität und Wirtschaftlichkeit der Versorgung zu verbessern. Auf der anderen Seite existieren Risiken, wenn hierfür Patientendaten auf externen Servern vorgehalten und über elektronische Netze ausgetauscht werden. Es droht eine Verflüchtigung von Daten, Verantwortung und Vertrauen im Netz.

Palliativversorgung in der gesetzlichen Krankenversicherung Johanna Föllmer, 2013-12-12 Bedingt durch den demographischen Wandel hat die Palliativversorgung in den letzten Jahren zunehmend an Bedeutung gewonnen. Seit 1997 existieren im Recht der gesetzlichen Krankenversicherung spezielle Regelungen für Schwerstkranke und Sterbende, welche im Mittelpunkt der Arbeit stehen. Es erfolgt zunächst eine Darstellung der Entwicklung von Palliativmedizin und Hospizarbeit sowie eine Einordnung in das krankenversicherungsrechtliche System, wobei auch die Schnittstellen zur Pflegeversicherung behandelt werden. Sodann werden die Rechtsgrundlagen der stationären und ambulanten Hospizversorgung sowie der spezialisierten ambulanten Palliativversorgung untersucht und Probleme in der Umsetzung aufgezeigt. Abschließend widmet sich die Verfasserin der Frage, welche verfassungsrechtlichen Anforderungen an die Ausgestaltung der Palliativversorgung zu stellen sind und ob die existierenden Regelungen vor diesem Hintergrund ausreichend sind. *Karlsruher juristische Bibliographie*, 1997 **Bibliografía jurídica de la integración europea**, 2010 *Bibliographie Juridique de L'intégration Européenne*, 2010

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