

## REGOLAMENTAZIONE PROFESSIONALE, BIOETICA E DEONTOLOGIA APPLICATA (ITO012)

### 1. language

Italian.

### 2. course contents

Coordinator: Prof.ssa Ida GINOSA

Year Course: 3

Semester: 2

UFC: 7

Modules and lecturers:

- BIOETICA (ITO061) - 2 cfu - ssd MED/43 Prof.ssa Barbara CORSANO
- DIRITTO DEL LAVORO (ITO059) - 1 cfu - ssd IUS/07 Dario Vladimiro GAMBÀ
- EDUCAZIONE DELL'ADULTO (ITO063) - 1 cfu - ssd M-PED/01 Prof.ssa Ida GINOSA
- MEDICINA LEGALE (ITO060) - 1 cfu - ssd MED/43 Prof. Moreno BERTONI
- REGOLAMENTO ESERCIZIO PROFESSIONALE E DEONTOLOGICO (ITO062) - 2 cfu - ssd MED/45 Prof.ssa Erminia Ferrante – Prof. Fabio RONDANO

### 3. bibliography

#### Diritto del lavoro

Riva S. Compendio di diritto del lavoro. Napoli: Edizione Simone; ultima edizione.

#### Medicina legale

Macchiarelli L, Feola T. Medicina Legale. Torino: E. Minerva Medica; 2005.

Genovese U, Chiapusso B, Del Sordo S. La Responsabilità professionale dell'Infermiere e la sua tutela assicurativa. Santarcangelo di Romagna (RN): Maggioli Editore; 2014.

#### Bioetica

AAVV (a cura di A.G. Spagnolo), Bioetica e Medical Humanities. SEU, 2021 (in stampa)

Jonsen-Siegler-Winslade, Etica clinica - Un approccio pratico alle decisioni etiche in medicina clinica, McGraw-Hill, 2003.

Spagnolo Ag. Tra eutanasia e accanimento terapeutico: l'etica del prendersi cura. Pg 103-132. In Urso F, Sapio A. L'accompagnamento pastorale del morente e le cure di fine vita. Roma: Edizioni CVS; 2007.

Linee-guida per l'astensione dall'accanimento terapeutico nella pratica neonatologica a cura dell'Università Cattolica del Sacro Cuore, Facoltà di Medicina e Chirurgia "A. Gemelli", Roma, Cattedra di Neonatologia, Istituto e Centro di Bioetica.

Pareri del Comitato Nazionale per la Bioetica (Sedazione palliativa profonda continua nell'imminenza della morte 2016 -Obiezione di coscienza e bioetica 2012 -Rifiuto e rinuncia consapevole al trattamento sanitario nella relazione paziente-medico 2008 - L'alimentazione

e l'idratazione dei pazienti in stato vegetativo persistente 2005 - Dichiarazioni anticipate di trattamento 2003) reperibili sul <http://bioetica.governo.it/it/documenti/pareri-e-risposte/>

### **Regolamentazione esercizio professionale e deontologico**

Federazione Nazionale Ordini delle Professioni sanitarie. Commentario al nuovo Codice Deontologico delle professioni Infermieristiche 2019 – gli e-book *Fnopiempoweringnurses*

Federazione Nazionale Ordini delle Professioni sanitarie. Codice Deontologico delle professioni Infermieristiche, 2019.

Guida all'Esercizio della Professione dell'Infermiere, Ediz. Medico Scientifiche, Torino, 2014.

Il Codice deontologico del Consiglio internazionale degli Infermieri (ICN), 2021.

Conferenza Stato Regioni Seduta del 22 febbraio 2001 (individuazione figura O.S.S.).

E. Borgna, *Le parole che ci salvano* Einaudi editore, Torino; 2020.

Legge 8 marzo 2017, n. 24. "Disposizioni in materia di sicurezza delle cure e della persona assistita, nonché in materia di responsabilità professionale degli esercenti le professioni sanitarie".

F. Fava, D.Simon ed altri autori. *Gli operatori socio sanitari- Tra passato e presente*, editions-L'HarmattanItalia ;2020.

L. Mortari, *La filosofia della cura*, Raffaello Cortina, Milano; 2015.

G. Lazzarini, P.Benetti ed altri autori –*Domiciliarità e/o Residenzialità per il benessere degli anziani non autosufficienti* - Ediz. Studium 2022.

### **Per il programma del Prof. Rondano**

G. Angelini, *La malattia, un tempo per volere*. Vita e Pensiero, Milano: 2000.

R. Fanciullacci, *L'esperienza etica, per una filosofia delle cose umane*, Orthotes: Nocera (Na): 2012.

### **Testi facoltativi**

E. Borgna, *La comunicazione perduta*, Einaudi, Torino:2015.

F. Rondano, *La relazione educativa empatica*, Queriniana: Brescia, 2016.

### **Educazione degli adulti**

M. Knowles *Quando l'adulto impara*. Milano: Franco Angeli, 2016. Cap 1, Cap 3 da pag 65 a pag 84.

Gli stadi del cambiamento: modello transteorico di Di Clemente e Prochaska in <https://www.dors.it/page.php?idarticolo=3029> (verificato il 24/08/2021).

S. Quadrino. *Il dialogo e la cura. Parole tra medici e pazienti*. Il pensiero Scientifico Editore, Roma: 2019. Cap 5.

Doglio M. *Modi di dire*. Edizioni Change: Torino: 2019. Cap 2.

## **4. learning objectives**

### **Knowledge and understanding - (Dublin 1)**

**At the end of the course, the student will be able to assign appropriate meanings to the teaching contents related to:**

- a) values, principles and moral theories that are the basis of bioethical reflection in clinical nursing practice, learning to decipher the complex ethical issues that the profession poses from time to time;
- b) issues concerning the area of legal and ethical professional responsibility of nurses;
- c) rules on labour law and patterns of employment;
- d) elements characterizing adult learning that, in the educational relationship made by the nurse, can influence people's lifestyles to safeguard their health.

### **Applied knowledge and understanding - (Dublin 2).**

**At the end of the course the student will be able to analyze, interpret and argue, based on appropriate knowledge and rigorous reasoning, emblematic problem situations related to:**

- a) professional responsibility of the nurse;
- b) ethical and bioethical issues that are most frequently addressed by nurses in the exercise of their profession;
- c) difficulties that a nurse may encounter with persons assisted in health education and treatment;
- d) the moral question and its anthropological value;
- e) illness and cure as moral experiences;
- f) an anthropological reading of the themes of the new code of ethics of the nursing professions.

### **Independent judgment - (Dublin 3)**

**At the end of the course the student will be able to critically analyze and evaluate, with rigorous method, with up-to-date knowledge, appropriate information and valid interpretative criteria, topics and problematic situations with particular reference to:**

- a) situations which characterize the professional practice of a nurse in terms of legal, ethical, bioethical and ethical responsibility;
- b) factors of adult learning which may favour or hinder an effective educational relationship.

### **Communication skills - (Dublin 4)**

**At the end of the course the student will be able to answer specific questions and discuss emblematic topics and cases:**

- a) using the correct terminology and syntax in both written and oral form;
- b) expressing itself in a clear, comprehensible and adapted way to the type of interlocutor and his receptive and interpretative abilities.

### **Ability to Learn - (Dublin 5)**

**At the end of the course, the student will be able to self-evaluate their learning skills in relation to teaching topics:**

- a) identifying, on the basis of its intellectual performance and the feedback provided by the teachers, any need for cognitive or methodological compensation/integration;
- b) using independently available information sources to address these needs.

## **5. PREREQUISITES**

Defined in the Student Guide.

## 6. teaching methods

Interactive lessons also include use of institutional platforms.  
Case discussion.  
Watching movies with subsequent discussion, guided by the teacher.  
Group work.  
Integrated lessons with experts.

## 7. other informations

Teachers are available to meet students by appointment.

## 8. methods for verifying learning and for evaluation

There is a final written exam with multiple choice questions and/or open questions and subsequent oral examination. Students with an assessment equal to or greater than 18/30 for each individual module will be admitted to the oral exam. Students with one or two minor deficiencies (16 or 17/30) may be admitted to the oral test sub condicione (The passing of the exam is conditioned by the positivity of the oral test). Students with one or more deficiencies ( 15/30) will not be admitted to the oral exam. The final assessment of the exam will be expressed in thirtieth; the grade results from the weighted average between the written and oral test. Passing the exam requires a minimum vote of 18/30. The student will be able to get the maximum score of 30/30 if the weighted average is at least 29.5/30.

## 9. program

### Labour law

The hierarchy of sources and the relationship between regulatory and negotiating sources in the employment contract.

Reforms of the civil service: evolution and flexibility of the job structure and contractual models in the working relationship with nursing professionals.

Temporary work and the intermediation of labour in the procurement of nursing services.

The Disciplinary Code of the public employee. Behaviours in the office and outside it.

Mobbing. Environmental incompatibility. Disciplinary sanctions and forms of dismissal.

Responsibility of the professional and responsibility of the Organization. Simulations of disciplinary proceedings on school cases.

The management of sensitive data by the professional. The data controller and the procedure manager: role of the nurse. Method and validity of the consent of the interested party. The role of third parties appointed by the interested party and the limits of the mandate. The right of rectification and the c.d. "right to be forgotten". The new regulation of privacy in healthcare. Outline of the most recent reforms of labour law (Fornero, Poletti, Di Maio, Decreto Dignità, Decreto Meloni). Outline on the reform of the Gelli law on the responsibility of health care personnel.

### Regulation of professional and professional practice

The meaning of the Code of Ethics in the regulation of professional practice.

Clinical governance: ethical-ethical duty of the nurse in the continuous promotion and safety of care.

Ethics, ethics in the field of skills and responsibility in acting nursing.

Historical traditions "be" nurses in the past and present.

Nurses: central figure in the process of offering and guaranteeing health to citizens

Professional associations: historical, cultural and aggregative aspects; purpose, development, motivations that push to belong/ not to belong to a professional association.

Relations with the citizens.

Nursing specializations: current issues and perspectives

The security position and the conscience clause

The Professional Order: purposes, structure, operation.

Liberal profession and ENPAPI in the framework of the regulation of professional practice.

Relationships with the support figures with whom the Nurse collaborates: working relationship with the OSS, profile analysis, assignment of skills assigned to them; principles of responsibility of the Nurse in professional integration; the double "control" the principle of "reliance-not reliance" on the work of the OSS.

The "clinical reasoning" conceptual and method assumptions applied in a case of malpractice: reflections on the phenomenon, such as corrective actions consistent with ethical decisions

A study of 8 hours will be held by Prof. Dario Rondano on the following topics:

the moral question as a fundamental anthropological experience;

the correct discussion and solution of an ethical dilemma;

anthropological reading of the themes and values present in the Code of Ethics of nursing professions.

## **Bioethics**

Basic concepts of general Bioethics: theories and principles. The principle of dual effect. The therapeutic principle.

Introduction to clinical bioethics: the triple level of clinical bioethics, substantive and procedural bioethics.

Methodologies of clinical bioethics. The casuistic method of the four criteria of Albert Jonsen in the light of ontologically founded personalism:

1. medical indications: the doctor-patient relationship, the meaning of the health acts, therapies and treatments, therapeutic harassment, euthanasia, concepts of proportionality/ disproportion, ordinariness/ extraordinary means, medical indications in pediatrics;
2. patient preferences: freedom and responsibility, decision-making ability, communication healthcare-patient, information and consent, characteristics of consent. The refusal or the conscious renunciation of the treatments. The advanced declarations of treatment (DAT) and the comparison with the consent. Analysis of the text of law 22/12/2017 n. 219 on "Norms in matter of informed consent and dispositions anticipated of treatment", the

anticipated planning of the treatments/the shared decisional process

3. quality of life: quality of life in medicine: subjective assessment and objective evaluation.

Palliative care. Ethics and quality of life in neonatology. The Groningen Protocol. Guidelines to avoid therapeutic overkill in the preterm newborn. The perinatal hospice.

4. contextual aspects: contextual aspects in the evaluation of clinical situations (confidentiality, role of religion, economic aspects, clinical trials, organisational factors, allocation of human, economic-financial and technological resources)

Early life issues. The biological status of the human embryo.

End-of-life issues: the ethical relevance of continuous/intermittent deep palliative sedation; death assessment: cardio-respiratory and neurological criteria; bioethics of transplants.

## **Forensic medicine**

Criminal Forensics: The offences punishable by the law; the offence, the penalty; the concept of guilt, premeditation, intent; connection of cause; crimes against life, personal safety, maternity, family, public health, sexual freedom.

Forensic medicine in the field of social security (accidents at work and occupational diseases, disability, disability).

Ethical and regulatory aspects in the health professions from the medical-legal point of view.

Complaints, reporting, reporting.

Responsibility in the professional, criminal, civil, administrative and ethical spheres.

Injuries and medical trauma - legal.

Tanatology. Death assessment and transplant medicine.

## **Adult education**

Adult learning: features and main theories.

Change the behaviors that affect health: the person as a system; the decision balance.

The Transtheoretical model of diclemente change and Prochaska

Dialogue and care: differences between speech and information; barrier methods in communication with the assisted person; active listening; professional interview.