## WENDY KATHLEEN MARINER

CURRICULUM VITAE

HOME ADDRESS	10 Francis Avenue Cambridge, MA 02138 U.S.A
BUSINESS ADDRESS	Boston University School of Public Health 715 Albany Street Boston, MA 02118-2526 (617) 358-3160 (Voice)
E-MAIL ADDRESS	wmariner@bu.edu

### **EDUCATION**

1979	M.P.H.	Harvard School of Public Health
1976	LL.M	New York University Law School (Taxation)
1971	J.D.	Columbia University Law School
1968	B.A.	Wellesley College Political Science (Honors)

## ACADEMIC APPOINTMENTS

11/09-Present	Edward R. Utley Professor of Health Law, Boston University School of Public Health
9/00-Present	Professor of Law, Boston University School of Law
10/15-Present	Professor of Medicine, Boston University School of Medicine
7/92-Present	Faculty Director, JD/MPH Dual Degree Program, Boston University School of Public Health
7/92-9/15	Professor of Socio-Medical Sciences and Community Medicine, Boston University School of Medicine
7/92-11/09	Professor of Health Law, Boston University School of Public Health
9/97-9/05	Director, Patients Rights Program, Department of Health Law, Bioethics and Human Rights, Boston University School of Public Health

7/88-9/97	Senior Faculty Member, Law, Medicine and Ethics Program, Boston University Schools of Medicine, Public Health, and Law
9/87-6/92	Associate Professor, Boston University School of Public Health
9/87-6/92	Associate Professor of Socio-Medical Science and Community Medicine, Boston University School of Medicine
7/82-6/05	Lecturer in Social Medicine, Harvard Medical School
7/82-8/87	Assistant Professor of Health Law, Harvard School of Public Health
2/81-6/82	Instructor in Health Law, Harvard School of Public Health
11/79-6/82	Instructor in Social Medicine & Health Policy, Harvard Medical School

# ACADEMIC ACTIVITIES

6/14-Present	Member, Boston University Faculty Grievance Committee
7/10-Present	Program Chair, Program in Health Law & Human Rights, a collaboration between the Department of Health Law, Bioethics & Human Rights, BUSPH, and the Public Health Regulations Analysis Center of the National School of Public Health, New University of Lisbon, Portugal
11/18-2/19	Member, Boston University Faculty Termination Hearing Committee
9/15-5/16	Member, Boston University Task Force on Faculty Diversity and Inclusion
2/15-12/15	Co-Chair, Boston University School of Public Health Strategic Thinking Ad Hoc Steering Group
2/15-12/15	Member, Core Curriculum Evaluation Task Force, Boston University School of Public Health
9/12-8/16	Teaching Awards Committee, Boston University School of Public Health
3/13	Member, Boston University ad hoc Committee on Termination
9/12-4/13	Member, Community Health Sciences Department Chair Search Committee, School of Public Health

6/11-7/12	Member, Boston University Committee on Academic Program Review
3/11-7/12	Member, Health Policy & Management Department Chair Search Committee, School of Public Health
6/10-5/11	Past Chair, Boston University Faculty Council
5/08-5/11	Member, President's Council on the Global University, Boston University
5/08-6/10	Member, Boston University Board of Trustees
5/08-6/10	Chair, Boston University Faculty Council
5/08-4/10	Associate Director of Regulatory Knowledge and Research Ethics, Boston University Clinical and Translational Science Institute
5/08-6/10	Member, Boston University Leadership Group
9/08-6/10	Member, Boston University Council Committee on Faculty Policies; Committee on Budget
7/04-5/11	Member, University Council, Boston University
9/08-10/08	Member, Boston University Honorary Degree Advisory Committee
10/07-12/07	Chair, <i>Ad hoc</i> Committee on Distinguished Professors Program for Boston University
6/07-5/08	Vice Chair and Chair-Elect, Boston University Faculty Council
7/10-5/11	Vice Chair, University Council Committee on Administrative Policies, Boston University
11/05-1/07	Chair, <i>Ad hoc</i> Committee on Gender Equity, Boston University School of Public Health
7/05-6/07	Secretary-Treasurer, Faculty Council, Boston University
7/04-7/05	Member, Faculty Council, Boston University
9/01-6/03	Chair, <i>Ad hoc</i> Committee on Newer Educational Technologies, Boston University Schools of Medicine, Public Health and Dental Medicine
4/00-7/01	Chair, Subcommittee on New Educational Technology, Committee on Faculty Affairs, Boston University School of Medicine

3/93-7/01	Member, Committee on Faculty Affairs, Boston University School of Medicine
7/98-Present	Member, Research Committee, Boston University School of Public Health
9/87-6/98	Member, Biomedical Research Support Grants Committee, Boston University School of Public Health
1/99-1/00	Chair, Epidemiology and Biostatistics Department Chair Search Committee, Boston University School of Public Health
10/97-10/99	Faculty Fellow, Faculty Development Program for the Prevention of Alcohol and Other Drug Abuse, Boston University Schools of Public Health, Medicine and Social Work
3/88-6/97	Member, Human Studies Committee, Boston Dept. of Health and Hospitals
8/93-6/94	Chair, <i>Ad hoc</i> Committee on Authorship, Boston University School of Public Health
9/87-11/89	Member, Self-Study Steering Committee, Boston University School of Public Health
7/84-6/88	Member, Health Science Policy Working Group, Division of Health Policy Research and Education, Harvard University
7/86-8/87	Member, Faculty Council, Harvard School of Public Health
7/85-8/87	Member, Committee on Admissions and Degrees, Harvard School of Public Health
7/85-6/86	Chair, Joint Committee on the Status of Women of the Harvard Medical Area (Vice-Chair, 84-85), Harvard Schools of Public Health, Medicine, and Dental Medicine
7/83-6/86	Member, Affirmative Action Committee, Harvard School of Public Health

# MAJOR PROFESSIONAL ACTIVITIES (Speeches not included)

8/20-8/23 Member, American Bar Association Standing Committee on Disaster Response and Preparedness

4/19-present	Member, American Bar Association Task Force on Legal Issues Arising from the 2020 Pandemic (Task Force on the Coronavirus)
5/20-present	ABA Advisor, Uniform Law Commission Study Committee on Public Health Emergency Authorities
8/20-8/21	Immediate Past Chair, American Bar Association, Civil Rights & Social Justice Section
8/19-8/20	Chair, American Bar Association, Civil Rights & Social Justice Section
8/18-8/19	Vice-Chair, American Bar Association, Civil Rights & Social Justice Section
8/17-8/18	Secretary, American Bar Association, Civil Rights & Social Justice Section
12/15-10/18	ABA Section Representative, Uniform Law Commission Study Committee on Declarations of Quarantine
8/11-8/17	Member, Council of the Section of Civil Rights and Social Justice (formerly, Individual Rights and Responsibilities), American Bar Association
8/11-8/17	Member, Special Committee on Bioethics and the Law, American Bar Association
5/11-2/13	Chair, Legal Policy Workgroup, Massachusetts Health Information Exchange-Health Information Technology Council Advisory Committee
4/13-7/13	Program Co-Chair, Fourth Biennial Health Law, Bioethics and Human Rights Seminar, Reading University, London, England, July 24-25, 2013, sponsored by Boston University School of Public Health Department of Health Law, Bioethics and Human Rights and the National School of Public Health of Lisbon University, Lisbon, Portugal
5/10-8/13	Chair, Health Rights and Bioethics Committee, Section of Individual Rights and Responsibilities, American Bar Association
11/11-7/12	Member, Executive Committee, Health Care Quality and Cost Council Advisory Committee, Commonwealth of Massachusetts
4/11-11/11	Program Co-Chair, Third Biennial Health Law, Bioethics and Human Rights Seminar, Faculty of Law, Universidade Federal Fluminense, Rio de Janeiro, Brazil, November 10-11, 2011, sponsored by Boston University School of Public Health Department of Health Law,

	Bioethics and Human Rights and the National School of Public Health of Lisbon University, Lisbon, Portugal
4/10-5/11	Member, Massachusetts eHealth Institute, Privacy and Security Advisory Workgroup; Chair, Legal Policy Committee
10/10-6/11	Member, AIDS @ 30 Conference Boston Steering Committee
2/08-6/09	Member, Committee on Smoking Cessation in Military and Veteran Populations, Institute of Medicine, National Academy of Sciences
11/06-7/12	Member, Health Care Quality and Cost Council Advisory Committee, Commonwealth of Massachusetts
11/06-Present	Member, Editorial Board, Human Rights and the Global Economy
9/06-4/10	Member, Health Rights and Bioethics Committee, Section of Individual Rights and Responsibilities, American Bar Association
8/09-10/09	Program Chair, 6 <sup>th</sup> Annual Boston University Health Law Program Conference, Boston University Schools of Law and Public Health
7/06-6/07	Program Chair, Second Biennial Health Law, Bioethics and Human Rights Seminar, Boston, MA, May 30-31, 2007, sponsored by Boston University School of Public Health Department of Health Law, Bioethics and Human Rights and the National School of Public Health of Lisbon University, Lisbon, Portugal
7/06-6/07	Program Co-Chair, Health Law Professors Conference 2007, Boston University School of Law and American Society of Law, Medicine & Ethics
2/06-8/07	Observer, National Conference of Commissioners on Uniform State Laws, Study Committee on Emergency Recognition of Health Care Licenses (renamed Emergency Volunteer Health Practitioners)
6/04-5/-5	Program Co-Chair, Second Biennial Health Law, Bioethics and Human Rights Seminar, Boston, MA, May 1-2, 2005, sponsored by Boston University School of Public Health Department of Health Law, Bioethics and Human Rights and the National School of Public Health of Lisbon University, Lisbon, Portugal
7/04-Present	Member, Advisory Board, Public Health Law & Policy Abstracts
4/04-7/04	Member, Committee on Patient Education and Informed Consent, Expert Panel on Weight Loss Surgery, a joint project of the

Massachusetts Department of Public Health, Betsy Lehman Center for Patient Education and Medical Error Reduction, and the Coalition for the Prevention of Medical Errors.

11/02-Present	Member, Board of Directors, Massachusetts Public Health Association
2/01-11/03	Member, Study Committee on the Ryan White CARE Act, Institute of Medicine, National Academy of Sciences
6/01-6/05	Member, Advisory Committee, Journal of Health Law
8/00-Present	Member, Board of Editors, Journal of Health Politics, Policy & Law
7/00-Present	Member, New England Coalition for Law and Public Health
5/00-6/01	Project on Ethics and Public Health, The Hastings Center
1/99-1/05	Columnist in Health Law, National Law Journal
9/99-1/01	Member, Centers for Disease Control and Prevention Public Health Law Collaborative
10/95-7/00	Member, Data Protection Advisory Panel, Massachusetts Rate Setting Commission
11/91-9/04	Co-Chair, Committee on Medical Science and Medical Research, Section of Science & Technology, American Bar Association
1993-Present	Member, Board of Editors, Journal of Law, Medicine & Ethics
10/94-11/98	Member, Executive Board, American Public Health Association
1/92-3/99	Contributing Editor, Health Law and Ethics, American Journal of Public Health
3/90-9/95	Member, AIDS Program Advisory Committee, National Institutes of Health
9/92-9/94	Member, Task Force on Law and Clinical Care, Decisions at the End of Life Project, The Hastings Center and Educational Development Corporation
2/93-11/94	Member, Working Group on Health Care Reform, American Bar Association

92-93	Member, Steering Committee, Council for International Organizations of Medical Sciences (CIOMS) and the World Health Organization (WHO), International Ethical Guidelines for Biomedical Research Involving Human Subjects (1993)
10/89-10/94	Member, Governing Council, American Public Health Association
10/89-10/94	Chair, Health Law Forum, American Public Health Association
2/92-6/93	Member, Study Committee on the Children's Vaccine Initiative, Institute of Medicine, National Academy of Sciences
9/89-6/91	Consultant, Development of Guidelines for International Testing of HIV Drugs and Vaccines, World Health Organization
2/89	Member, Consultation on Criteria for International Testing of HIV Vaccines, World Health Organization
11/88-6/89	Member, Programme Committee (Law and Ethics), V International Conference on AIDS
5/88-6/90	Member, AIDS Vaccine Liability Project, The Keystone Center
10/87-10/89	Co-Chair, Health Law Forum, American Public Health Association
3/87-3/93	Member, Health Facilities Appeals Board, Commonwealth of Massachusetts
6/88-6/89	Program Chair, Health Law Teachers Conference, American Society of Law & Medicine
9/86-93	Review Essay Editor, Policy, Law, Medicine and Health Care
9/83-8/88	Vice-Chair, Subcommittee on Public Health, Section On Individual Rights & Responsibilities, American Bar Association
5/83-5/85	Chair, Task Force on Health Law Curricula, American Society of Law & Medicine

## OTHER PROFESSIONAL EXPERIENCE

- 6/07 1/08 Consultant to the American Civil Liberties Union (re pandemic preparedness)
- 6/07 7/07 Consultant to Manatt, Phelps & Phillips, LLP (re federal preemption of state laws)

9/06	Faculty Reviewer, Health Law Scholars Workshop, St. Louis University School of Law
3/01 - 7/03	Member, Multidisciplinary Advisory Committee, Study of Legal, Ethical and Medical Issues Associated with the Transmission of Bloodborne Pathogens from Infected Physicians to Patients, University of Virginia, Charlottesville, VA
8/96 - 9/99	Consultant, Research, Treatment and Informed Consent to Gene Therapy, University of North Carolina, School of Medicine, Chapel Hill, NC
1-6/96	Consultant, Informed Consent Standards and Practices for Implantable Medical Devices, The Acadia Institute, Bar Harbor, ME
3/89-6/89	Consultant, Maine Medical Malpractice Liability Study, Public Health Resource Group, Portland, ME
5/79-11/79	Consultant, Palau Political Status Commission, Korror, Palau, Trust Territory of the Pacific Islands
11/78-6/79	Research Associate, Massachusetts Hospital Association, Burlington, MA
4/75-6/78	Attorney, Marshall Morris Powell & Silfen, New York, NY
8/71-4/75	Attorney, Satterlee & Stephens, New York, NY

## HONORS AND AWARDS

Sept 2018	Life Fellow, American Bar Foundation	
June 2014	Fellow, American Bar Foundation	
April 2012	Indiana University 2012 McDonald-Merrill-Ketcham Memorial Lectureship and Award for Excellence in Law and Medicine	
Feb 2012	Boston University Faculty Council Inaugural Lectureship Award	
Oct 2010	Boston University 2011 Scholar/United Methodist Teaching Award	
June 2008	Jay Healey Distinguished Health Law Teacher Award, Health Law Professors and American Society of Law, Medicine & Ethics	
March 2008	St. Louis University School of Law Distinguished Speaker	

June 1999	Norman A. Scotch Award for Excellence in Teaching, Boston
	University School of Public Health

1991 - Present Teaching awards for teaching specific courses

# **RESEARCH AWARDS**

2/17-Present	U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration Indefinite Delivery Indefinite Quantity (SAMHSA IDIQ) No. 283-17-1000 [Domain I-L and Domain III-L]; JBS International, Inc., PI; Wendy K. Mariner, Project Lead, Center for Health Law, Ethics & Human Rights	
5/08-5/13	National Center for Research Resources, National Institutes of Health Clinical and Translational Science Award, 1UL1 RR025771, David Center, MD, PI; Associate Director of Regulatory Knowledge and Research Ethics	
1995-2001	U.S. Agency for International Development, Cooperative Agreement 118-A-00-98-00166-00 with the Boston University Center for International Health: Technical Assistance in Legal and Regulatory Health Reform in the Russian Federation	
1993-1995	U.S. Congress, Office of Technology Assessment, Contract No. K3- 1441.0: AIDS Vaccines, Adverse Reactions, and Compensation	
1990-1993	AmFAR/Michael Bennett Scholar, American Foundation for AIDS Research: AmFAR Scholar Award No. 700213-8-RF, The Future of Legal Entitlement to Care	
1989-1990	Administrative Conference of the United States, Contract No. AC8907041: Preliminary Evaluation of the National Vaccine Injury Compensation Program	
1988-1989	American Foundation for AIDS Research, Research Grant No. 000657: Legal and Ethical Issues in AIDS Vaccine Development	
1985-1986	Dept. of Health & Human Services, Public Health Service, National Center for Health Sciences Research and Health Care Technology Assessment, Research Grant No. HS 05106: Comparison of Compensation Programs for Vaccine Injury	
1982-1983	The Henry J. Kaiser Foundation Faculty Development Grant: Informed Consent in Childhood Immunization: A Demonstration Project	

- July 1981Fellow, National Endowment for the Humanities, Justice and Health<br/>Care Delivery Seminar for Professional School Faculty
- **BAR ADMISSIONS:** Commonwealth of Massachusetts State of New York [inactive] United States District Courts for the District of Massachusetts and the Southern District of New York [inactive] United States Tax Court [inactive]

#### PUBLICATIONS

#### BOOKS

Mariner WK, Annas GJ, Huberfeld N, Ulrich MR. *Public Health Law, Third Edition*. New York: Carolina Academic Press 2019

Mariner WK, Annas GJ, Huberfeld N, Ulrich MR. *Public Health Law, Third Edition, Teachers Manual.* New York: Carolina Academic Press 2019

Mariner WK, Annas GJ. *Public Health Law, Second Edition*. New York: LexisNexis 2014

Mariner WK, Annas GJ. Public Health Law, Second Edition, Teachers Manual. New York: LexisNexis 2014

Mariner WK, Lobato de Faria, P., eds. *Law and Ethics in Rationing Access to Care in a High-Cost Global Economy*. Calouste Gulbenkian Foundation 2008.

Wing K, Mariner WK, Annas GJ, Strouse D. *Public Health Law*. New York: LexisNexis 2007

Wing K, Mariner WK, Annas GJ, Strouse D. *Public Health Law, Teachers Manual.* New York: LexisNexis 2007

#### ORIGINAL REPORTS AND PEER REVIEWED ARTICLES

 Mariner WK. The Affordable Care Act: Up for a Final Vote?, *Human Rights* Magazine Sept 2020; 45(4):2-5 (and editor of issue); <u>https://www.americanbar.org/groups/crsj/publications/human\_rights\_magazine\_home\_/health-matters-in-elections/the-affordable-care-act/</u>

- 2. Mariner WK. Voting Matters. *Human Rights Magazine* Feb 2020; 45:1; <u>https://www.americanbar.org/groups/crsj/publications/human rights magazine home/voting-rights/voting-matters/</u>
- 3. Ulrich MR, Mariner WK. Quarantine and the federal role in epidemics. *Southern Methodist Univ. Law Review*. Spring 2018; 71(2):391-444; https://scholar.smu.edu/smulr/vol71/iss2/2/.
- 4. Mariner WK, Annas GJ. A culture of health and human rights. *Health Affairs*. 2016; 35(11): 1999-2004; <u>http://content.healthaffairs.org/content/35/11/1999.full.</u>
- 5. Mariner WK. Beyond lifestyle: Governing the social determinants of health. *American Journal of Law & Medicine*. 2016; 42: 284-309; <u>http://journals.sagepub.com/doi/full/10.1177/0098858816658268</u>.
- 6. Mariner WK. Reconsidering constitutional protection for health information privacy. *Univ. Pennsylvania Journal of Constitutional Law.* 2016; 18(3): 975-1054; <u>http://scholarship.law.upenn.edu/jcl/vol18/iss3/6/</u>.
- Annas GJ, Mariner WK. (Public) Health and Human Rights in Practice. *Journal of Health Politics, Policy and Law.* 2016; 41(1): 129-139. http://jhppl.dukejournals.org/content/41/1/129.full.pdf+html.
- Mariner WK. The picture begins to assert itself: Rules of construction for Essential Health Benefits in health insurance plans subject to the Affordable Care Act. *Annals* of *Health Law*. Summer 2015; 24(2): 437-469. <u>http://www.annalsofhealthlaw.com/annalsofhealthlaw/vol\_24\_issue\_2?pg=35#pg35</u>
- Mariner WK, Annas GJ. Informed consent and the First Amendment. New England Journal of Medicine. 2015; 372(14): 1285-1287. <u>http://www.nejm.org/doi/full/10.1056/NEJMp1501190</u>
- 10. Mariner WK. Allocating responsibility for health care decisions under the United States Affordable Care Act. *Revista Portuguesa de Saúde Pública*. 2014; 32(2): 144-150.
- 11. Mariner WK. Paternalism, public health, and behavioral economics: A problematic combination. *Connecticut Law Review*. 2014; 40(5): 1817-1838.
- 12. Mariner WK. Health insurance is dead; long live health insurance. *American Journal* of Law & Medicine. 2014; 40(2/3): 194-213. http://www.aslme.org/Back\_Issues\_And\_Articles?journal=AJLM&year=2014&volu me=40&number=2&type=A#A1518.

- Mariner WK. Did legal education fail health reform? And how health law can help. *Indiana Health Law Review*. 2013; 10: 1–37. http://mckinneylaw.iu.edu/ihlr/pdf/vol10p1.pdf.
- Mariner WK, Annas GJ. Limiting "sugary drinks" to reduce obesity Who decides? *New England Journal of Medicine*. 2013; 368:1763-1765; DOI: 10.1056/NEJMp1303706; <u>http://www.nejm.org/doi/full/10.1056/NEJMp1303706</u>.
- Mariner WK, Annas GJ, Glantz LH. Reframing federalism the Affordable Care Act (and broccoli) in the Supreme Court. *New England Journal of Medicine*. 2012; 367: 1154–1158; <u>http://www.nejm.org/doi/full/10.1056/NEJMhle1208437</u>, July 18, 2012).
- Mariner WK. The Affordable Care Act and health promotion: The role of insurance in defining responsibility for health risks and costs. *Duquesne Law Review*. 2012; 50:271–331.
- 17. Mariner WK. The Affordable Care Act individual coverage requirement: Ways to frame the commerce clause issue. *Annals of Health Law.* 2012; 21:45–62.
- Annas GJ, Mariner WK. Women and children last—the predictable effects of proposed federal funding cuts. *New England Journal of Medicine*. 2011; 364:1590-1591 (first published online at <u>http://www.nejm.org/doi/full/10.1056/NEJMp1102915</u>, April 6, 2011).
- Mariner WK, Annas GJ, Glantz LH. Can Congress make you buy broccoli? And why that's a hard question. *New England Journal of Medicine*. 2011; 364:201-203 (first published online at <u>http://www.nejm.org/doi/full/10.1056/NEJMp1014367</u>, Dec. 22, 2010).
- Mariner WK, Annas GJ. Health insurance politics in federal court. *New England Journal of Medicine*. 2010; 363: 1300-1301 (first published online at <a href="http://www.nejm.org/doi/full/10.1056/NEJMp1009054">http://www.nejm.org/doi/full/10.1056/NEJMp1009054</a>, August 25, 2010).
- Mariner WK. Health reform: What's insurance got to do with it? Recognizing health insurance as a separate species of insurance. *American Journal of Law & Medicine*. 2010; 36: 436-451.
- 22. Lobato de Faria P, Mariner WK, Annas GJ. Defining health law or the Edgewood Syndrome. *Revista Portuguesa de Saúde Pública*. 2010; 25: 117-125.
- 23. Mariner WK, Annas GJ, Parmet WE. Pandemic preparedness: A return to the rule of law. *Drexel Law Review*. 2009; 1: 341-382.
- 24. Mariner WK. Toward an architecture of health law. *American Journal of Law & Medicine*. 2009; 35: 67-87. (Translated into Chinese and reprinted with permission in

Collection of Translations in Health Law, Health Law Department, Capital Medical University, Beijing).

- 25. Mariner WK. Social solidarity and personal responsibility in health reform. In:WK Mariner & PL de Faria, eds., *Law and Ethics in Rationing Access to Care in a High-Cost Global Economy*. Calouste Gulbenkian Foundation, 2008: 79-115.
- 26. Mariner WK. Social solidarity and personal responsibility in health reform. Connecticut Insurance Law Journal. 2008; 14(2): 199-228. <u>http://insurancejournal.org/wp-content/uploads/2011/07/13.pdf</u>
- Mariner WK. Legal responsibility to research subjects: liability and compensation for injury. In: EJ Emmanuel et al. eds., *The Oxford Textbook of Clinical Research Ethics*. Oxford University Press 2008: 682-696.
- Mariner WK. Mission creep: public health surveillance and medical privacy. Boston University Law Review. 2007; 87: 347-395. <u>http://www.bu.edu/law/journals-</u> archive/bulr/volume87n2/documents/marinerv.2.pdf
- 29. Mariner WK. Law in the name of public health: Ignoring freedoms and entitlements. In: Clare Dalton, ed., *Progressive Lawyering, Globalization and Markets: Rethinking Ideology and Strategy*, William S. Hein & Co. 2007: 309-341.
- 30. Mariner WK. Medicine and public health: crossing legal boundaries. *Journal of Health Care Law & Policy*. 2007; 10: 121-151. Reprinted in Sabitha A, ed., *Public Health: Enforcement and Law*, Amicus Books, Hyderabad, India. 2008: 1-42.
- 31. Mariner WK. The role of law in controlling epidemics: lessons from TB, HIV and SARS. In: *The Role of Health Law, Bioethics and Human Rights to Promote a Safer and Healthier World*, Paula Lobato de Faria, ed., Lisbon: Luso-American Foundation, 2006: 123-182.
- 32. Mariner WK. Law and public health: Beyond emergency preparedness. *Journal of Health Law.* 2005; 38: 247-285.
- James Sabin, Robert Fanelli, Helen Flaherty, Nawfal Istfan, Wendy Mariner, Janet Nally Barnes, Janey S.A. Pratt, Laura Rossi, Patricia Samour. Best practice guidelines on informed consent for weight loss surgery patients. *Obesity Research*. 2005; 13: 250-253.
- Mariner WK, Annas GJ, Glantz LH. Jacobson v. Massachusetts: It's Not Your Great-Great-Grandfather's Public Health Law. *American Journal of Public Health*. 2005; 95: 581-590.
- 35. Mariner WK. The Supreme Court's limitation of managed-care liability. *The New England Journal of Medicine*. 2004; 352(13): 1347-1352.

http://www.nejm.org/doi/full/10.1056/NEJMlim042143. Author's reply to comments: *The New England Journal of Medicine*. 2005;352(2):202-203. https://www.nejm.org/doi/full/10.1056/NEJM200501133520219

- 36. Mariner WK. Can consumer-choice plans satisfy patients? Problems with theory and practice in health insurance contracts. *Brooklyn Law Review*. 2004; 69(2): 485-542.
- 37. Mariner WK. Public health and law: past and future visions. *Journal of Health Politics, Policy and Law.* 2003; 28(2-3): 525-552.
- 38. Mariner WK. Taking informed consent seriously in global HIV vaccine research. Journal of Acquired Immune Deficiency Syndromes. 2003; 32(2): 117-123.
- Mariner WK. Independent external review of health maintenance organizations' medical necessity decisions. *New England Journal of Medicine*. 2002; 347: 2178-2182. <u>http://www.nejm.org/doi/full/10.1056/NEJMlim021769</u>.
- 40. Mariner WK. Managed care liability. *Journal of Public Health Policy*. 2002; 22(2): 238-241.
- 41. Mariner WK, Miller FH. *Medical Error Reporting: Professional Tensions Between Confidentiality & Liability*, Issue Brief, Massachusetts Health Policy Forum, Boston, MA (November 2001), available at: www.sihp.brandeis.edu/mhpf/prof liability Issue Brief.pdf.
- 42. Mariner WK. Slouching toward managed care liability: reflections on doctrinal boundaries, paradigm shifts, and incremental reform. *Journal of Law, Medicine & Ethics*. Fall & Winter, 2001; 29(3-4): 253-277. http://onlinelibrary.wiley.com/doi/10.1111/j.1748-720X.2001.tb00347.x/epdf.
- 43. Mariner WK. Legal issues in HIV/AIDS prevention and treatment in the Russian Federation Summary and Conclusions of the Boston University HIV/AIDS Project. 3 May 2001. <u>http://pdf.usaid.gov/pdf\_docs/PNACQ547.pdf</u>.
- 44. Mariner WK, Feeley FG. The role of law in Russian health reform: report to the United States Agency for International Development, March 2001. <u>http://pdf.usaid.gov/pdf\_docs/PNACQ545.pdf</u>.
- 45. Mariner WK. The merger between public health and health law—the US situation. In European Health Forum Gastein 2000: *Congress Report*. International Forum Gastein, Bad Hofgastein, Austria, 2001; 173-179.
- 46. Mariner WK. The search for public health ethics. *Leadership in Public Health*. Fall, 2000; 5: 3-10

- 47. Mariner WK. What recourse?—liability for managed care decisions and the Employee Retirement Income Security Act. *The New England Journal of Medicine*. 2000; 343(8): 592-596.
  http://www.nejm.org/doi/full/10.1056/NEJM200008243430823.
- 48. Mariner WK. The common law of human experimentation. In: TH Murray, MJ Mehlman, eds., *Encyclopedia of Ethical, Legal, and Policy Issues in Biotechnology*. New York, NY: John Wiley & Sons, Inc., 2000. Revised second edition, 2002, also available at <u>http://www.mrw.interscience.wiley.com/eelpib/index.html</u>.
- 49. Mariner WK. Going Hollywood with patient rights in managed care. *Journal of the American Medical Association*. 1999; 281(9): 861.
- 50. Mariner WK. Standards of care and standard form contracts: distinguishing patient rights and consumer rights in managed care. *Journal of Contemporary Health Law and Policy*. 1998; 15: 1-55. scholarship. law.edu/jchlp/vol15/iss1/3/.
- 51. Glantz LH, Annas GJ, Grodin, MA, Mariner WK. Research in developing countries: taking "benefit" seriously. *Hastings Center Report.* 1998; 28(6): 38-42.
- 52. Mariner WK. Physician assisted suicide and the Supreme Court: putting the constitutional claim to rest. *American Journal of Public Health*. 1997; 87(12): 2058-2062.
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Speeches not included in CV.

### UNIVERSITY COURSES TAUGHT

Boston University School of Public Health 2016 – Present Health Systems, Policy & Law Health Insurance and the Affordable Care Act 2016 – Present Public Health Law (Capstone Seminar) 2004 - Present2002 - 2016Essentials of Public Health Law 2001 - 2015Health Insurance. Health Reform and the Law 2013 - 2015Healthcare Rationing: Medicine, Markets & Morals (co-instructor) 2006 - 2010Regulation of Research with Human Subjects (co-instructor) 2006 - 2008Doctoral Seminar in Public Health Law (co-instructor) 2000 - 2003Legal Regulation of Health Risks Health Insurance, Managed Care and Law 1998 - 20001988 - 2001Introduction to Health Law 1990 – Present Directed Studies in Health Law 1990 – Present Directed Research in Health Law 1988 - 1999The Law of Health Care Organizations 1987 - 1989Faculty Seminar on AIDS

Boston University School of Law

2016 – 2018 Public Health Law

2001 – 2016 Health Insurance and the Affordable Care Act

Boston University School of Medicine

1990 – 2010 Essentials of Public Health; and Disease and Therapy (Health Law Module co-instructor)

#### Boston University Medical Center

June 2014 Academy for Collaborative Innovation & Transformation, guest lecturer

Harvard School of Public Health

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- 1986 1987 Seminar in Law and Public Policy
- 1982 1987 Tutorial in Public Health Law

Harvard Medical School

1979 – 1982 Seminar in Preventive and Social Medicine