



<b>Titel:</b>	<b>HeinOnline</b>
Verfügbarkeit:	online im Hochschulnetz
Link:	<a href="http://heinonline.org/">http://heinonline.org/</a>
Inhalt:	<ul style="list-style-type: none"><li>• Datenbanksammlung</li><li>• Sammlung juristischer Materialien der USA, Großbritanniens und des Commonwealth</li><li>• über 1000 anglo-amerikanische Rechtszeitschriften</li><li>• US-amerikanischen Verträge und Abkommen</li><li>• U.S. Supreme Court Entscheidungen</li><li>• Federal Register 1936 bis heute</li><li>• Rechtswissenschaftliche "Klassiker"</li><li>• Verfassungen aller Staaten, z.T. mit Kommentaren</li></ul>
Suche:	<ul style="list-style-type: none"><li>• Komplexe Suche über alle Datenbanken möglich, feldspezifisch, Kombination von bis zu 6 Kategorien</li><li>• spezifische Suchmöglichkeiten innerhalb der Einzeldatenbanken</li><li>• Browsen innerhalb der Einzeldatenbank</li><li>• Zitationssuche</li><li>• Einsatz von Booleschen Operatoren, Phrasensuche, Eingrenzung auf Felder</li><li>• MyHein: Möglichkeit, die Datenbank an eigene Bedürfnisse anzupassen z.B. durch Abspeichern von Suchanfragen und von Trefferlisten oder durch eToc-Alerts (automatische Meldung von neuen Zeitschriften mit Anzeige der Inhaltsverzeichnisse)</li></ul>



# Inhaltsverzeichnis von HeinOnline

The screenshot shows the HeinOnline website interface. At the top, there is a navigation bar with "All Databases" and user options like "MyHein Profile", "What's New", "Help", "Connect", and "Account". Below the navigation bar is the HeinOnline logo and a search bar with the placeholder text "Search for a term, title, author, or citation ...". To the right of the search bar is a dropdown menu for "All Databases" and a search icon. Below the search bar, there are two main sections: "Browse Databases by Category" and "Browse Databases by Name". The "Browse Databases by Category" section lists various categories such as Canadian Content, Case Law, Current Content Journals, International Resources, International Treaties and Agreements, Journals and Periodicals, and Special Collections. The "Browse Databases by Name" section lists numerous databases, including Law Journal Library, American Bar Association Journals, Core U.S. Journals, Criminal Justice Journals, International & Non-U.S. Law Journals, Most-Cited Law Journals, American Association of Law Libraries (AALL), Association of American Law Schools (AALS), Canada Supreme Court Reports, Civil Rights and Social Justice, Code of Federal Regulations, COVID-19: Pandemics Past and Present, Criminal Justice & Criminology, Early American Case Law, English Reports, European Centre for Minority Issues, Federal Register Library, Gun Regulation and Legislation in America, and International Law Association Reports. There are also two callout boxes with arrows pointing to specific parts of the interface. The first callout box points to the "All Databases" dropdown menu and contains the text: "Über „All Databases“ ist die Auswahl einer Datenbank zur Recherche möglich". The second callout box points to the search bar and contains the text: "Im Suchschlitz kann eine einfache Suche über alle Datenbanken durchgeführt werden, und man findet so Aufsätze, Urteile, etc. Problem: Diese Suche führt meist zu sehr vielen Treffern. Sinnvoll ist es daher, sich auf Datenbanken zu beschränken." A third callout box points to the "Browse Databases by Name" section and contains the text: "Hier kann man sich über die Inhalte der Datenbanken informieren".

Über „All Databases“ ist die Auswahl einer Datenbank zur Recherche möglich

Im Suchschlitz kann eine einfache Suche über alle Datenbanken durchgeführt werden, und man findet so Aufsätze, Urteile, etc. Problem: Diese Suche führt meist zu sehr vielen Treffern. Sinnvoll ist es daher, sich auf Datenbanken zu beschränken.

Hier kann man sich über die Inhalte der Datenbanken informieren



# Suchbeispiel: Gesucht werden Aufsätze zum Urteil des Supreme Court zu „ObamaCare“

The screenshot shows the HeinOnline search interface. At the top left is the HeinOnline logo. A search bar contains the text "Search for a term, title, author, or citation ...". Below the search bar are links for "Advanced Search" and "Search Help". A "Databases" dropdown menu is visible. The main search area is divided into three sections: "Search HeinOnline", "Search the Catalog", and "Citation Navigator". Each section has input fields for search criteria, date filters, and buttons for "Search" and "Clear". The "Search HeinOnline" section includes a "Citation Format Guide" button. The "Search the Catalog" section includes a "Catalog Subjects" button. The "Citation Navigator" section includes a "Get Citation" button and a "Fastcase Case Lookup" section with a dropdown menu for "1L App (1st)".

Über „Advanced Search“ gelangen sie zu dieser Seite. Hier kann man die Suche noch weiter filtern.

Der Citation Format Guide enthält einen Index mit Fundstellen-abkürzungen. Dort können Sie die gesuchte Abkürzung auswählen und gelangen dann über die Suchmaske zur Fundstelle.



# Suche nach Fundstellen: 550 U.S. 124 (2007)

550 U.S. 124 (2007)|

**Just search for:** 550 U.S. 124 (2007)

**Author:** 550 U.S. 124 (2007)

**Title:** 550 U.S. 124 (2007)

**Citation:** 550 U.S. 124 (2007)

**Catalog:** 550 U.S. 124 (2007)

Current Content Journals  
International Resources  
International Treaties and Agreements  
Journals and Periodicals  
Special Collections

Bei der Eingabe von Suchbegriffen werden direkt 5 Filtermöglichkeiten angeboten:

**Just search for:** :(550 U.S. 124 (2007)  
**citation:**(550 U.S 124 (2007)  
**author:**(550 U.S. 124 (2007) etc.  
Man kann direkt nach diesen Kategorien filtern, ohne auf „Advanced Search“ suchen zu müssen.

Law Journal Library

**HEINONLINE**

citation:(550 U.S. 124)|

Advanced Search | Search Help | Citation Navigator

Databases > Law Journal Library > 550 U.S. (2006) > LibGuide

There are 2 versions of the case 550 U.S. 124 available. Please choose one:

- HeinOnline (PDF version)  
550 U.S. 124 (2007)  
Gonzales, Attorney General v. Carhart et al.
- Fastcase  
Gonzales, Attorney General v. Carhart et al.  
550 U.S. 124 (2007)

Die Suche einer Fundstelle über **Citation** führt zu 2 Treffern. Wenn Sie diese Suche im Bereich **Just search for:** durchführen, erhalten Sie mehrere tausend Treffer.



# Suchbeispiel: Gesucht werden Aufsätze zum Urteil des Supreme Court zu „ObamaCare“

The screenshot shows the HEINONLINE search interface. The search query is 'search all:(obamacare supreme court)' and 232 results are displayed. The results are sorted by Relevance. Two results are visible:

- Tie Votes in the Supreme Court [article]**  
*Minnesota Law Review*, Vol. 101, Issue 1 (November 2016), pp. 245-300  
 Pidot, Justin (Cited 171 times)  
 101 Minn. L. Rev. 245 (2016-2017)  
 PathFinder Subjects: Jurisdiction; Judges; Law and Society; Sentencing and Punishment; Penology; Supreme Court of the United States  
 Turn to page  
 2016 THE VOTES IN THE SUPREME COURT While the Court issued particularly high profile affirmanc- es by equal division this year, other decisions indicated that the Justices may be aware that tie votes threaten their credibility with the public. ...Burwell, the Court considered several consolidated challenges to the contraceptive mandate contained within the Affordable Care Act.” Rather than affirming the lower court decisions by equal division, the Court issued an order after oral argument requesting supplemental briefing on means of accommodating the religious views of the plaintiffs that had never been raised by any party.3 The Court then issued an order remanding the cases to allow the lower courts to consider the views expressed in the supplemental briefs.” ...Robins, the Court again remanded to the lower court without offering a view on the legal issue presented.9 It’s hard to understand ei- ther of these orders as anything other than an effort on the part of the Justices to avoid a tie vote. ...To avoid further erod- ing public confidence in the institution, the Court should seek out those other means. ...See Lyle Denniston, The Legal Fate of **Obamacare**. Round 4, SCOTUSBLOG (Dec. 11, 2015, 6:07 PM), http://www.scotusblog.com/2015/12/the-legal-fate-of-obamacare-round-4-337.
- Virtual Briefing at the Supreme Court [article]**  
*Cornell Law Review*, Vol. 105, Issue 1 (December 2019), pp. 85-136  
 Fisher, Jeffrey L. (Cited 153 times); Larsen, Allison Orr (Cited 359 times)  
 105 Cornell L. Rev. 85 (2019-2020)  
 PathFinder Subjects: Communications Law; Legal Analysis and Writing; Professional Ethics in Law; Science, Technology, and the Law; Supreme Court of the United States; Constitutional Law, Generally; Jurisdiction; Presidency, Executive Branch; Legal History  
 Turn to page  
 The reader of a piece in the New York Times or the Wall Street 160 See, e.g., News Release, ADF to Take Stand for Artistic Freedom at US **Supreme Court** Tuesday, ALLIANCE DEFENDING FREEDOM (Dec. 4, 2017), http:// www.adflegal.org/detailspages/press-release-details/adf-to-take-stand-for-artis- tic-freedom-at-us-supreme-court-tuesday [https://perma.cc/WT37-SNNN] (spelling out the party’s basic arguments and announcing a news conference to take place immediately following oral argument on the **Supreme Court** steps); Press Release, John Kramer, **Supreme Court** Will Hear Case on Whether the 50 States Must Comply with U.S. ...**Supreme Court**: Is the World Bank Group Above the Law?, EARTHRIGHTS INTL (Oct. 31, 2018), https:// earthrights. org/media/today-in-the-u-s-supreme-court-is-the-world-bank-group-above-the-law/ [https://perma.cc/SZ4H-2VEK] (press release immediately after oral argument). 161 Coordinating on the publishing of op-eds is a frequent practice. ...TIMES (Mar. 2, 2015), https:// www.nytimes.com/2015/03/02/opinion/in-king-v-burwell-the-plain- tiffs-misread-obamacare.html [https://perma.cc/MK06-ANMT] (op-ed published days before argument in King v. Burwell, making both legal and policy arguments about why the Court should side with the Government’s interpretation of the Affordable Care Act); Lisa Khan, **The Supreme Court** Cases That Could Give Tech Giants More Power, N.Y. Sachs, The

Auswahl der Datenbank „Most Cited Law Journals“: Suche in den 30 am häufigsten zitierten amerikanischen Rechtszeitschriften

Speicher- und andere Weiterverarbeitungsmöglichkeiten von Treffern

Häufigkeit der Zitierung und des Zugriffs auf diesen Treffer

Möglichkeit zur Individualisierung der Datenbank durch Abspeichern von Treffern, Suchen, eTOC-Alerts



# THE POLITICS OF OBAMACARE: HEALTH CARE, MONEY, AND IDEOLOGY

Richard Kirsch\*

## I. ONE HUNDRED YEARS OF POLITICAL CONTROVERSY

A recent article in *The New Yorker* on the origins of the campaign consulting business provided a fresh reminder—not that one was needed—of how the politics of health care and the politics of politics in the United States are intertwined.<sup>1</sup> *The Lie Factory* described how one of the earliest efforts, by the first two political campaign consultants, was to defeat a 1942 proposal by California Governor Earl Warren to establish a state-run program of health coverage for all of the state's residents.<sup>2</sup>

For some one hundred years, there has been no more fertile political ground on which to play on people's fear of change than health care. As I write in my book, *Fighting for Our Health: The Epic Battle To Make Health Care a Right in the United States*:

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4. *Id.* at 25.

5. Pub. L. No. 111-148, 124 Stat. 119 (2010), amended by Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152, 124 Stat. 1029 (to be codified primarily in scattered sections of 42 U.S.C.).

6. See Kimberley Green Weathers, *Fitting an Elephant Through a Keyhole: America's Struggle with National Health Insurance in the Twentieth Century* 26, 40-41 (May 2004) (unpublished Ph.D. dissertation, University of Houston) (on file with the Fordham Law Review).

7. See *id.* at 45-46.

8. KIRSCH, *supra* note 3, at 26.

9. See EMPLOYMENT AND HEALTH BENEFITS: A CONNECTION AT RISK 63 (Marilyn J. Field & Harold T. Shapiro eds., 1993) (quoting an editorial by Morris Fishbein, editor of JAMA).

10. See Dan Diamond, *How Political Consultants Defeated Health Reform, Again and Again*, FORBES (Oct. 15, 2012, 10:10 PM), <http://www.forbes.com/sites/dandiamond/2012/10/15/how-political-consultants-defeated-health-reform-again-and-again>.

11. Weathers, *supra* note 6, at 125.

Innerhalb der Fußnoten gelangt man über die hellblauen Felder auf die Volltexte dieser Zitate

