

Cass R. Sunstein

VALUING LIFE

HUMANIZING THE
REGULATORY STATE



Valuing Life Humanizing The Regulatory State

Jeffrey A. Friedman



Valuing Life Humanizing The Regulatory State:

Valuing Life Cass R. Sunstein, 2014-09-05 Franklin's algebra Inside government Human consequences or the real world of cost benefit analysis Dignity financial meltdown and other nonquantifiable things Valuing life 1 problems Valuing life 2 solutions The morality of risk What scares us Epilogue four ways to humanize the regulatory state Appendix A Executive Order 13563 of January 18 2011 Appendix B the social cost of carbon Appendix C estimates of benefits and costs of selected federal regulations Appendix D selected examples of breakeven analysis Appendix E values for mortality and morbidity

Valuing Life Cass R. Sunstein, 2022-12-22 Clear explanations and concrete examples of how the behavioral orientation in economics can contribute to the world of cost benefit policy formulation Choice The White House Office of Information and Regulatory Affairs OIRA is the United States regulatory overseer In *Valuing Life* New York Times bestselling author and legal scholar Cass R. Sunstein draws on his firsthand experience as the Administrator of OIRA from 2009 to 2012 to argue that we can humanize regulation and save lives in the process As OIRA Administrator he helped oversee regulation in a broad variety of areas including highway safety health care homeland security immigration energy environmental protection and education This background allows him to describe OIRA and how it works and how it can work better from an on the ground perspective Using real world examples Sunstein makes a compelling case for improving cost benefit analysis a longtime cornerstone of regulatory decision making and for taking account of variables that are hard to quantify such as dignity and personal privacy He also shows how regulatory decisions about health safety and life itself can benefit from behavioral and psychological research including new findings about what scares us and what does not By better accounting for people's fallibility he argues we can create regulation that is at once more human and more likely to achieve its goals In this highly readable synthesis of insights from law policy economics and psychology Sunstein breaks down the intricacies of the regulatory system and offers a new way of thinking about regulation that incorporates human dignity and an insistent focus on the consequences of our choices What happens when the world's leading academic expert on regulation is plunked into the real world of government *Valuing Life* describes both how Sunstein's ideas about regulation influenced his tenure in government and how his experiences in government have influenced his ideas about regulation This immensely rewarding book should be read by everyone who cares about how our government works Eric A. Posner coauthor of *Radical Markets*

The Ethics of Influence Cass R. Sunstein, 2016-08-24 In recent years nudge units or behavioral insights teams have been created in the United States the United Kingdom Germany and other nations All over the world public officials are using the behavioral sciences to protect the environment promote employment and economic growth reduce poverty and increase national security In this book Cass R. Sunstein the eminent legal scholar and best selling co author of *Nudge* 2008 breaks new ground with a deep yet highly readable investigation into the ethical issues surrounding nudges choice architecture and mandates addressing such issues as welfare autonomy self government dignity manipulation and the constraints and

responsibilities of an ethical state Complementing the ethical discussion The Ethics of Influence Government in the Age of Behavioral Science contains a wealth of new data on people s attitudes towards a broad range of nudges choice architecture and mandates Counting Deborah Stone,2020-10-06 Required reading for anyone who s interested in the truth Robert Reich In a post Trumpian world where COVID rates soar and Americans wage near civil war about election results Deborah Stone s Counting promises to transform how we think about numbers Contrary to what you learned in kindergarten counting is more art than arithmetic In fact numbers are just as much creatures of the human imagination as poetry and painting the simplest tally starts with judgments about what counts In a nation whose Constitution originally counted a slave as three fifths of a person and where algorithms disproportionately consign Black Americans to prison it is now more important than ever to understand how numbers can be both weapons of the powerful and tools of resistance With her signature brilliance Robert Kuttner eminent political scientist Deborah Stone delivers a mild altering work Jacob Hacker that shows how being in thrall to numbers is misguided and dangerous New York Times Book Review Ultimate Price Howard Steven Friedman,2021-05-05 How much is a human life worth Individuals families companies and governments routinely place a price on human life The calculations that underlie these price tags are often buried in technical language yet they influence our economy laws behaviors policies health and safety These price tags are often unfair infused as they are with gender racial national and cultural biases that often result in valuing the lives of the young more than the old the rich more than the poor whites more than blacks Americans more than foreigners and relatives more than strangers This is critical since undervalued lives are left less protected and more exposed to risk Howard Steven Friedman explains in simple terms how economists and data scientists at corporations regulatory agencies and insurance companies develop and use these price tags and points a spotlight at their logical flaws and limitations He then forcefully argues against the rampant unfairness in the system Readers will be enlightened shocked and ultimately empowered to confront the price tags we assign to human lives and understand why such calculations matter **Human Rights Law and Corporate Regulation** Jonathan Barrett,2024-10-24 This book argues for an intensely humanist engagement with the company and presents a model of company regulation that is compatible with the protection respect for and fulfilment of human rights Dr Barrett provides a theoretical framing for corporate regulation in the context of human rights States He argues that States which have ratified the fundamental human rights instruments should on principle exclude bodies corporate from the human rights ecosystem except to the degree necessary to respect property rights of humans and human rights in business He therefore develops a neo concession account of the corporation as the basis for a model of corporate regulation to protect human rights The book outlines and recommends the principal features of a company under a neo concession model and the role of regulators in furthering the State s human right obligations It also delves into the potential issues of technological developments including decentralised autonomous organisations and the lessons policymakers can gain from First Nations approaches to business

This is a thought provoking volume that will appeal to scholars in the disciplines of human rights law and corporate governance as well as policymakers and regulators interested in regulating business for greater societal good *How America Stacks Up* Edward Alden, Rebecca Strauss, 2016-02-01 American leadership in the world is built on the foundation of its economic strength Yet the United States faces enormous economic competition abroad and threats to its economy at home In *How America Stacks Up* Economic Competitiveness and U S Policy Edward Alden Bernard L Schwartz senior fellow at the Council on Foreign Relations and director of the Renewing America initiative and Rebecca Strauss associate director of Renewing America focus on those areas of economic policy that are the most important for reinforcing America s competitive strengths Covering education transportation trade and investment corporate tax worker retraining regulation debt and deficits and innovation *How America Stacks Up* shows how in a highly competitive global economy these seemingly domestic issues are all crucial to U S success in the global economy The line between domestic economic policy and foreign economic policy is now almost invisible and getting these policies right matters for more than just U S living standards The United States ability to influence world events rests on a robust competitive economy But without further investment in education infrastructure and innovation Alden and Strauss show the United States runs the risk of endangering its greatest competitive advantage Through insightful analysis and engaging graphics *How America Stacks Up* outlines the challenges faced by the United States and prescribes solutions that will ensure a healthy competitive U S economy for years to come

Controllable Artificial Intelligence and the Future of Law Hugo Luz dos Santos, 2025-11-08 This book broaches the newly crafted concept of algorithmic dictatorship that draws on a plethora of human biases that creep into the algorithm and feeds into an automated decision that comes to the expense of citizens lives freedoms health property fair lending and credit scoring This book sheds a keen light on the slew of reasons in view of which artificial intelligence should be both interpretable and controllable as opposed to merely explainable The reason for that is straightforward the skewed data baked into the bigoted algorithms machine biases spawns harrowing effects with which criminal justice has been grappling for a long haul drawn out Tallyingly and perhaps unsurprisingly law enforcement evinces biases that run along both gender and race lines No surprise springs from the fact that computer generated algorithms that propel predictive policing are often flagged as tools whereby racial discrimination abounds It should not therefore be pegged as flabbergasting that this sort of shady algorithmic governance is a byproduct of a grueling algorithmic dictatorship that is shaping up to crumble the foundations of Rule of Law upon which stands modern societies This is one of the key takeaways of this book Disturbingly enough brain computer interfaces are poised to be converted into shady tools to collate gauge thoughts emotions sentiments and crime related information that would be otherwise inaccessible to the governments rogue nations or unscrupulous actors prying eyes Much to our dismay an eerily dystopian world is unfolding before our very eyes This is the gist of transhumanism a byproduct of convolutional neural networks that revolve around deep learning genetic algorithms that will overhaul the

current legal landscape beyond recognition This book charts the path ahead as to draw set in stone boundaries to prevent jurisdictions from careening into the chaos of genetic plutocracy that should be wished away War and Chance Jeffrey A. Friedman, 2019-04-01 Uncertainty surrounds every major decision in international politics Yet there is almost always room for reasonable people to disagree about what that uncertainty entails No one can reliably predict the outbreak of armed conflict forecast economic recessions anticipate terrorist attacks or estimate the countless other risks that shape foreign policy choices Many scholars and practitioners therefore believe that it is better to keep foreign policy debates focused on the facts that it is at best a waste of time to debate uncertain judgments that will often prove to be wrong In *War and Chance* Jeffrey A Friedman shows how foreign policy officials often try to avoid the challenge of assessing uncertainty and argues that this behavior undermines high stakes decision making Drawing on an innovative combination of historical and experimental evidence he explains how foreign policy analysts can assess uncertainty in a manner that is theoretically coherent empirically meaningful politically defensible practically useful and sometimes logically necessary for making sound choices Each of these claims contradicts widespread skepticism about the value of probabilistic reasoning in international politics and shows how placing greater emphasis on assessing uncertainty can improve nearly any foreign policy debate A clear eyed examination of the logic psychology and politics of assessing uncertainty *War and Chance* provides scholars and practitioners with new foundations for understanding one of the most controversial elements of foreign policy discourse

Multidisciplinary Dynamics of Mediation Hugo Luz dos Santos, 2025-09-15 This book casts an analytical eye on the legal dynamics of mediation premised on a multidisciplinary approach This is the very first book to meld mediation and applied psychology with a view to portray the myriad of cognitive biases with which the great bulk of legal actors grapple tussle with in mediation settings The overriding goal of this book is to provide a multidisciplinary comprehensive and full fledged framework to legal dynamics of mediation while emphasizing the paramount importance of incorporative mediation to protect the fundamental rights of the weakest disputant in the room something that has not been done yet This book is the very first one to provide a framework frame of reference to the usage of artificial intelligence in the remit of both mediation settings and Restorative Relationship Session RRS *Regulating Risks in the European Union* Maria Weimer, Anniek de Ruijter, 2017-10-05 A growing body of EU law and regulation is preoccupied with the protection of EU citizens from health and environmental risks Which chemicals are safe and should be allowed on the market How should the EU respond to public health emergencies such as Ebola and other infectious diseases Regulatory responses to these questions confront deep uncertainty limited knowledge and societal contestation In a time where the use of scientific expertise in EU policy making is particularly contested this book offers a timely contribution to both the academic and policy debate on the role of specialised expertise in EU public decision making on risk and technology as well as on its intertwinement with executive power It draws on insights from law governance political sciences and science and technology studies bringing together leading scholars in

this field Contributions are drawn together by a shared theoretical perspective namely by their use of co production as an analytical lens to study the intricate interplay between techno scientific expertise and EU executive power By so doing this collection produces highly original insights into the development of the EU administrative state as well as into the role of regulatory science in its construction This book will be useful to scholars practitioners and policy makers working on risk regulation and the role of expertise in public decision making

Advanced Introduction to Public Policy B. G.

Peters,2021-02-26 In this updated second edition internationally renowned scholar B Guy Peters provides a succinct introduction to public policy and illustrates the design approach to policy problems Peters demonstrates how decision makers can make more effective choices and why a design approach to public intervention can improve policy formulation

The Oxford Handbook of Ethics and Economics Mark D. White,2019 This Oxford Handbook explores the various ways ethics can does and should inform economic theory and practice With esteemed contributors from economics and philosophy it

highlights the close relationship between ethics and economics in the past and lays a foundation for further integration going forward

American Public Policy B. Guy Peters,2018-08-02 This updated edition of American Public Policy by B Guy Peters provides a comprehensive yet accessible overview of the policy making process from procedural approaches and policy instruments to in depth analysis of specific policy issues The Eleventh Edition considers how policy has been impacted by recent economic and political developments Not shying away from the complexity of governmental procedure Peters ensures that the mechanisms of the policy process are understandable through insightful discussions of topical policy areas

Yale Law Journal: Volume 124, Number 4 - January-February 2015 Yale Law Journal,2015-02-04 The contents of the January February 2015 issue of the Yale Law Journal Volume 124 Number 4 are Articles Cost Benefit Analysis of Financial Regulation Case Studies and Implications John C Coates IV Beyond the Indian Commerce Clause Gregory Ablavsky Essays On Evidence Proving Frye as a Matter of Law Science and History Jill Lepore The End of Jurisprudence Scott Hershovitz Notes Against the Tide Connecticut Oystering Hybrid Property and the Survival of the Commons Zachary C M Arnold Perceptions of Taxing and Spending A Survey Experiment Conor Clarke Edward Fox Comments The Psychology of Punishment and the Puzzle of Why Tortfeasor Death Defeats Liability for Punitive Damages Roseanna Sommers The Case for Regulating Fully Autonomous Weapons John Lewis From Child Protection to Children s Rights Rethinking Homosexual Propaganda Bans in Human Rights Law Ryan Thoreson Quality ebook formatting includes fully linked footnotes and an active Table of Contents including linked Contents for all individual Articles Notes and Essays proper Bluebook formatting and active URLs in footnotes

The ^AFree Speech Century Geoffrey R. Stone, Lee C. Bollinger,2018-11-02 In The Free Speech Century two of America s leading First Amendment scholars Lee C Bollinger and Geoffrey R Stone have gathered a group of the nation s leading constitutional scholars Cass Sunstein Lawrence Lessig Laurence Tribe Kathleen Sullivan Catherine McKinnon and others to evaluate the development of free speech doctrine since the Supreme Court s first decision on the meaning of the

First Amendment and to assess where it might be headed in the future

The Cambridge Handbook of Marketing and the Law

Jacob E. Gersen, Joel H. Steckel, 2023-07-13 This handbook examines a wide range of current legal and policy issues at the intersection of marketing and the law Focusing on legal outcomes that depend on measurements and interpretations of consumer and firm behavior the chapters explore how consumers form preferences perceptions and beliefs and how marketers influence them Specific questions include the following How should trademark litigation be valued and patent damages assessed What are the challenges in doing so What divides certain marketing claims between fact and fiction Can a litigant establish secondary meaning without a survey How can one extract evidence on consumer behavior with the explosion of social media This unique volume at the intersection of marketing and the law brings together an international roster of scholars to answer these questions and more

The Virtues of Captain America

Mark D. White, 2024-07-11 Learn how Captain America's timeless ethical code is just as relevant in the twenty first century as it was during the 1940s Captain America or simply Cap provides an example of the virtues that define personal excellence as well as the ideals and principles upon which the United States of America was founded In The Virtues of Captain America philosopher and long time comics fan Mark D White shows us that this fictional superhero's old fashioned moral code is exactly what we need today to restore kindness and respect in our personal and civic lives Presenting Captain America's personal morality within a virtue ethics framework the book opens with an introduction to basic concepts in moral and political philosophy and addresses issues surrounding the use of fictional characters as role models The following chapters examine Captain America in detail exploring the individual virtues that Cap exemplifies the qualities that describe his moral character his particular brand of patriotism his ongoing battle with fascism his personal vision of the American Dream his moral integrity and sense of honor and much more Now in its second edition The Virtues of Captain America is updated to include all the new developments in Captain America's saga including new examples from the last ten years of Captain America's appearances in Marvel Comics New coverage of the recent Secret Empire storyline in which Captain America was brainwashed by the fascist organization Hydra features new sections examining the nature of fascism and how Captain America's character and virtues were affected by the change This edition also offers new material on Sam Wilson formerly Captain America's partner the Falcon who recently became Captain America himself and how his interpretation of the role compares to Steve Rogers Showing how we can be better people if we pay attention to the choices made by the Sentinel of Liberty The Virtues of Captain America Examines the moral and political philosophy behind 80 years of Captain America comics and movies in a light hearted often humorous tone Demonstrates that the core principles and judgment exhibited by Captain America in the 1940s remain relevant in the twenty first century Describes the basic themes of Captain America's ethics such as courage humility perseverance honesty and loyalty Illustrates how Captain America stands for the basic ideals of America not its politics or government Requiring no background in philosophy or familiarity with the source material the second edition of The Virtues

of Captain America Modern Day Lessons on Character from a World War II Superhero remains a must read for everyone wanting to make ethical decisions in complex real world situations and tackle the personal and political issues of today with integrity and respect

Optimal Regulation and the Law of International Trade Boris Rigod,2015-11-13 Are the limitations imposed on World Trade Organization WTO members right to regulate efficient This is a question that is only scarcely if ever analysed in existing literature Boris Rigod aims to provide an answer to this fundamental concern Using the tools of economic analysis and in particular the concept of economic efficiency as a benchmark the author states that domestic regulatory measures should only be subject to scrutiny by WTO bodies when they cause negative international externalities through terms of trade manipulations He then suggests that WTO law applied by the WTO judiciary can prevent WTO members from attaining optimal levels of regulation By applying a law and economics methodology Rigod provides an innovative solution to the problem of how to reconcile members regulatory autonomy and WTO rules as well as offering a novel analytical framework for assessing domestic regulations in the light of WTO law

A Practical Guide for Policy Analysis Eugene Bardach, Eric M. Patashnik,2015-08-19 In the Fifth Edition of A Practical Guide for Policy Analysis The Eightfold Path to More Effective Problem Solving Eugene Bardach and new co author Eric Patashnik draw on more than 40 years of experience teaching students to be effective accurate and persuasive policy analysts This bestselling handbook presents dozens of concrete tips interesting case studies and step by step strategies that are easily applicable for the budding analyst as well as the seasoned professional In this new edition Bardach and Patashnik update many examples to reflect the shifting landscape of policy issues A new section with advice on how to undertake policy design in addition to making policy choices makes the book even more engaging Readers will also appreciate a sample document of real world policy analysis suggestions for developing creative out of the box solutions and tips for working with clients

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Valuing Life Humanizing The Regulatory State Introduction

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