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Graduate Institute of Health and Biotechnology Law
Taipei Medical University
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CURRENT EMPLOYMENT

Associate Professor and Director, Graduate Institute of Health and Biotechnology Law, Taipei Medical University

EDUCATION

2013 Doctor of Juridical Science

University of Wisconsin-Madison Law School, Madison, Wisconsin, USA
S.J.D. Dissertation: *Boundary doctrine as a research approach for new governance: the healthcare quality movement and its implication on malpractice liability as a case study*

2009 Master of Laws

University of Wisconsin-Madison Law School, Madison, Wisconsin, USA
LL.M. Thesis: *Governance Networks, Accountability, and the Privacy of Electronic Health Records*

2008 Master of Legal Institutions

University of Wisconsin-Madison Law School, Madison, Wisconsin, USA
Dean's Scholar Award

2004 Master of Arts

Graduate Institute of National Development, National Taiwan University, Taipei, Taiwan
M.A. Thesis: *Communicative Functions of Court in a Democratic Plural Society*

2001 Bachelor of Laws

Department of Law, College of law, National Taiwan University, Taipei, Taiwan

PUBLICATIONS

ENGLISH

- **Liang, C**, *Rethinking the Tort Liability System and Patient Safety: From the Conventional Wisdom to Learning from Litigation*, 12(1) INDIANA HEALTH L. REV. 327 (2015).
- Trubek, L.G., Oliver, T.R., **Liang, C**, Mokrohisky, M., and Campbell, T., *Improving Cancer Outcomes through Strong Networks and Regulatory Frameworks: Lessons from the United States and the European Union*, 14(1) J. HEALTH CARE L. & POL'Y 119 (2011).

MANDARIN

- **Liang, C.**, *On Judicial Review in the Covid-19 Pandemic: Court as a Guardian of the Rule of Law in the State of Exception?*, 49 CHUNG YUAN FIN. & ECON. L. REV. (forthcoming) (梁志鳴，法院作為法治例外狀態的守門人：論 Covid-19 防疫下的司法審查，中原財經法學 2022 年第 49 期，已接受)。
- **Liang, C.**, *On the historical development of medical alternative dispute resolution in the US: Lessons for Taiwan*, EURAMERICA (forthcoming) (梁志鳴，論美國訴訟外醫療紛爭處理之歷史發展經驗——兼評我國現狀之反省與展望，歐美研究，已接受)。
- **Liao, J. & Liang, C.**, *The Scope of Practices and Informed Consent for Nurse Practitioners*, 26 J. L. & MED. 77 (2020) (廖仁鐸、梁志鳴，專科護理師執業範圍與說明義務範圍界限之探討，醫事法學，2020 年 12 月第 26 卷 1、2 期合輯，頁 77-96)。
- **Liang, C. & Chia, W.**, *On Medical Disputes and Legal Education*, in LEGAL EDUCATION FOR THE FUTURE DEVELOPMENT OF MEDICINE 1-25 (2020) (梁志鳴、賈文宇，論醫療糾紛與法學教育，收錄於《醫療發展相對應之法學教育》，元照出版社，2020 年 1 月，頁 1-25 (非匿名審查))。
- **Liang, C.**, *Theorizing Interdisciplinary Legal Application and Reasoning with Sociological Theories: The Debates between Local Custom and National Standard in the U.S. and between Medical Norm and Medical Standard in Taiwan as Examples*, 24 ACADEMIA SINICA L. J. 1 (2019) (梁志鳴，論跨領域法律解釋適用之原則與挑戰——慣習與全國水準之辯證及我國醫療常規與醫療水準之論戰為例，中研院法學期刊，2019 年 3 月第 24 期，頁 255-361)。
- **Liang, C.**, *Evaluating the Medical Adverse Event Prevention and Resolution Act from the Perspective of Patient Safety Risk Management (2)*, 21 TAIWAN HEALTH L. REPORT 137 (2018) (梁志鳴，評醫療事故預防及處理法草案：以病人安全風險管理為中心(下)，月旦醫事法報告，2018 年 7 月第 21 期，頁 137-155)。
- **Liang, C.**, *Evaluating the Medical Adverse Event Prevention and Resolution Act from the Perspective of Patient Safety Risk Management (1)*, 20 TAIWAN HEALTH L. REPORT 144 (2018) (梁志鳴，評醫療事故預防及處理法草案：以病人安全風險管理為中心(上)，月旦醫事法報告，2018 年 6 月第 20 期，頁 144-168)。
- **Liang, C. & Liu, H.**, *A comparative analysis of the roles and functions of hospital legal departments in Taiwan and the US*, 54 TUNGSHAI UNI. L. J. 99-148 (2018) (梁志鳴、劉汗曦，醫法互動最前線：台美醫療機構法務部門之實證比較分析，東海大學法學研究，2018 年 4 月第 54 期，頁 99-148)。
- **Liang, C. & Chang, C.**, *The Weakening Judicial Review of Administrative Power in Taiwan: The Regulation of Dishonest Drug Price Reporting under the National Health Insurance as a Case Study*,

- 47 NAT. TAIWAN UNI. L. J. 491-561 (2018) (梁志鳴、張兆恬，我國全民健保藥價不實申報管制架構初探：兼論管制國家司法監督角色的弱化，2018年3月第47卷2期，頁491-561)。
- **Liang, C.**, *Admission of Expert Testimony in American Courts: From Frye to Daubert*, 216 FORMOSA TRANS. L. REV. 1-13 (2017) (梁志鳴，美國法院採用專家證言之審查標準：從 Frye 到 Daubert 原則的歷史演進，萬國法律，2017年12月第216期，頁1-13)。
 - **Liang, C.**, *Truth, Expert Review of Medical Disputes, and the Future of Medical Malpractice Dispute Resolution: Gearing towards an Early Liability Assessment Scheme*, 2 TAIWAN HEALTH L. REPORT 173 (2016) (梁志鳴，真相、鑑定與醫療糾紛處理的未來：走向事故責任的早期評估，月旦醫事法報告，2016年10月第2期，頁173-180)。
 - Sheridan, D. & **Liang, C.**, *The “So What” Question of Taiwan Studies: The Changing Academic Market of North America and the Future Development of NATSA*, in CROSSING DISCIPLINES AND GENERATIONS: 20 YEARS OF NATSA 183 (2016) (謝力登、梁志鳴，對台灣研究 “So What” 問題的深思：從北美學術市場結構反省 NATSA 發展策略 (2012-2014)，收錄於《跨界跨代的台灣研究：北美台灣研究學會 (NATSA) 二十年》，巨流出版社，2016年7月，頁183-205)。
 - **Liang, C.**, *The Regulatory Approach to Workplace Violence in Healthcare*, 206 FORMOSA TRANS. L. REV. 19 (2016) (梁志鳴，醫療暴力風險行政管制策略分析，萬國法律，2016年4月第206期，頁19-38)。

CONFERENCE PRESENTATIONS

ENGLISH

- **Liang, C.**, Leflar, R., Wu, C., *Taiwan’s Medical Injury Law in Action*. Presentation at the 2022 Law and Society Annual Conference (The Global Meeting on Law and Society), July 13-July 16, 2022 (Full paper presentation, non-presenting author).
- Lee, S., Tsai, J., & **Liang, C.**, *Risk Communication in the Context of Global Pandemic: A Topic Modeling Analysis of Daily COVID-19 Briefing in Taiwan and New Zealand*. Virtual presentation at the 2021 Law and Society Annual Conference, May 27-May 30, 2021 (PPT presentation, non-presenting author).
- **Liang, C.**, *Toward an expanded paradigm for new legal realism: the evolving doctrinal criteria for medical negligence in Taiwan as an example*. Virtual presentation at the 2020 Law and Society Annual Conference, May 28-May 31, 2020 (Full paper presentation).
- **Liang, C.**, Leflar, R., Wu, C., *Medical Injury Compensation Systems in Taiwan*. Virtual presentation at the 2020 Law and Society Annual Conference, May 28-May 31, 2020 (PPT presentation, non-

presenting author).

- **Liang, C.**, *A psychological narrative of medical dispute resolution: Information disclosure in the aftermath of adverse outcome in Taiwan as an example*. Paper presented at the 2019 Law and Society Annual Conference, Washington D.C., USA, May 30-June 2, 2019 (PTT presentation).
- **Liang, C.**, *Engaging legal boundary in the context of medical malpractice dispute resolution: direct hospital liability in Taiwan and US as an example*. Paper presented at the 2018 Asian Law and Society Annual Conference, Bond University, Gold Coast, Australia, November 29-December 1, 2018 (Full paper presentation).
- **Liang, C.**, *Is Honesty the Best Policy?: A qualitative investigation of the concept of truth in medical malpractice dispute resolution in Taiwan*. Presentation given at the 2018 Law and Society Annual Conference, Toronto, Canada, June 7-10, 2018 (PPT presentation).
- **Liang, C.**, *A socio-legal analysis of informed consent in Taiwan as an example of interdisciplinary translation*. Presentation given at the 2017 Asian Law and Society Annual Conference, Hsinchu, Taiwan, December 15-16, 2017 (PPT presentation).
- **Liang, C.**, *From linguistic to system approach to interdisciplinary translation: Examining structural coupling mechanisms in the context of medical malpractice dispute resolution*. Paper presented at the 2017 Law and Society Annual Conference, Mexico City, Mexico, June 20-23, 2017 (Full paper presentation).
- **Liang, C.**, *Legal uncertainty, legal boundary, and Niklas Luhmann's system theory of law: early clarification of responsibility in medical malpractice disputes as a tort reform proposal*. Presentation given at the 2016 Law and Society Annual Conference, New Orleans, USA, June 2-5, 2016 (Full paper presentation).
- **Liang, C.**, *An Exploratory Attempt to Theorize the Concept of Legal Boundary: The Trend in Medical Malpractice Regulation in Taiwan as an Example*. Presentation given at the 2015 East Asian Law and Society Annual Conference, Tokyo, Japan, August 4- 6, 2015 (PPT presentation).
- **Liang, C.**, *Litigation and Patient Safety: How Malpractice Claims Help Healthcare Organizations Learn from Mistakes*. Paper presented at the Law and Society 2014 Annual Conference, Minneapolis, MN, May 29-June 1, 2014 (Full paper presentation).
- **Liang, C.**, *Reviewing the judicial quest for reliable boundary vehicles: A brief history of judicial attempts to coordinate law and medicine in the context of malpractice litigation*. Paper presented at the Law and Society 2013 Annual Conference, Boston, MA, May 30-June 2, 2013 (Full paper presentation).
- **Liang, C.**, *Law, Governance, and Patient Safety: Full Disclosure and Apology Following Adverse Events as an Example*. Paper presented at the 8th Inter-University Graduate Conference, held in

Cornell Law School, Ithaca, NY, April 13-14, 2012 (Full paper presentation).

- Trubek, L.G., Oliver, T.R., **Liang, C.**, Mokrohisky, M., and Campbell, T., *Better: Fighting Cancer through Improved Governance*. Paper presented at the symposium, “Smart Regulation: Can New Types of Governance Improve Health?” held in University of Wisconsin-Madison, October 2009.

MANDARIN

- **Liang, C.** & Hsu, C., *A Social Network Analysis of Empirical Legal Studies in Taiwan*. Presentation given at the 2020 Academic Sinica Empirical Legal Studies Workshop, Taipei, Taiwan, September 2-3, 2020 (PPT presentation) (梁志鳴、許菁芳，我國實證法學期刊文獻的社會網絡分析，中研院 2020 法實證研究工作坊，2020 年 9 月 2-3 日，會議以中文舉行)。
- **Liang, C.**, *Is Honesty the Best Policy?: An empirical investigation of the concept of truth in medical malpractice dispute resolution in Taiwan*. Presentation given at the International Medical Dispute Resolution Conference, Taipei, Taiwan, November 2-3, 2018 (PPT presentation) (醫療爭議與法學教育，國際醫事紛爭研討會暨第九屆醫病關係論壇，會議以中文舉行)。
- **Liang, C.**, *Is Honesty the Best Policy?: An empirical investigation of the concept of truth in medical malpractice dispute resolution in Taiwan*. Presentation given at the 2016 Taiwan Law and Society Conference, Hsinchu, Taiwan, October 6-7, 2016 (PPT presentation) (誠實為上策：我國訴訟外醫糾處理場域中真相角色之實證分析，第一屆法與社會研討會暨第四屆基礎法學年會，會議以中文舉行)。
- **Liang, C.**, *Exploring the regulatory function of the judiciary: An analysis of legal disputes on categorization of the insured under the National Health Insurance*. Paper presented at the 8th Administrative Law Theory and Practice Conference, Taipei, Taiwan, November 21, 2015 (Full paper presentation) (全民健保投保身分實務爭議分析—從法院管制功能切入，第八屆行政法理論與實務研討會，會議以中文舉行)。
- **Liang, C.**, *Law and Patient Safety Regulation*. Paper presented at the New Scholar Forum, National Taiwan University Public Law Research Center, Taipei, Taiwan, November 25, 2014 (Full paper presentation) (病人安全作為管制領域及其所涉之法律議題，新秀論壇，台灣大學法律學院公法中心，預計 2014 年 11 月 25 日，會議以中文舉行)。

AREAS OF SPECIALIZATION

- Administrative Law
- Constitutional Law

- Democratic Theory
- Governance and Regulation
- Law and Society
- Health Law and Medical Dispute Resolution
- New Governance

COURSES TAUGHT

- Healthcare Law and Regulation in Taiwan
- Research Ethics
- Risk Governance and Public Health Law
- The National Health Insurance Act of Taiwan
- Theory and Practice of Medical Malpractice Dispute Resolution in Taiwan

MEMBERSHIP AND SERVICE ACTIVITIES

- Member of the Law and Society Association, from 2014~
- Member of the Asian Law and Society Association, from 2017~
- Member of the Society of Law and Medicine, Taiwan, from 2016~
- Member of the Taiwan Society of Health Law, from 2016~
- Member of the Board of Directors of the Taiwan Ass'n of Harmony Medicare & Patient, 2016~
- Staff of the North American Taiwan Studies Association, from June 2009 to June 2014
 - Secretary, from June 2013 to June 2014
 - Consultant, from June 2012 to June 2013
 - President, from June 2011 to June 2012
 - Staff member, from June 2009 to June 2011

AWARDS

2020-2022 Ministry of Science and Technology Research Grant, *On risk governance and administrative law continued : A comparison of how law interacts with regulatory policy-making in Taiwan and the US* (\$70,000)

2018-2020 Ministry of Science and Technology Research Grant, *On risk governance and administrative law: judicial review under the context of National Health Insurance Healthcare Providers Contract as an example* (\$40,000)

2016-2018 Ministry of Science and Technology Research Grant, *Honesty is the best policy: An empirical study of the role of truth in no-trial medical dispute resolution in Taiwan* (\$40,000)

2015-2017 Ministry of Science and Technology Research Grant, *Medical Negligence and Patient Safety : How Litigation Facilitates Learning from Mistakes by Healthcare Organizations* (\$35,000)

2015-2016 Taipei Medical University Research Grant for New Research Personnel (\$17,000)

2011, 2013 Conference travel grant, UW-Madison Law School (\$650, \$1200)

2011-2013 The Republic of China Ministry of Education Study Abroad Scholarship (\$32,000)

2008-2013 UW-Madison Law School Scholarship

2008-2013 Tuition waiver \$30,000

2008-2011 Health insurance waiver \$6,000

2008-2010 Living expenses support \$25,000

2008 Dean's Scholar Award of the 2008 Master of Legal Institutions class

PAST WORK EXPERIENCES

2014-2015 **Post-doctoral Researcher, Research Institute for the Humanities and Social Sciences, Ministry of Science and Technology of Taiwan**

- Continued dissertation research on patient safety and medical dispute resolution

2013-2014 **Associate Outreach Specialist, UW-Madison Law School East Asian Legal Studies Center**

- Implemented advanced training outreach programs concerned with China
- Developed detailed program plans for each outreach program
- Worked with program faculty and auxiliary personnel to develop materials, in Chinese and/or English, as needed for programmatic offerings