Course Description:
Sport managers must be aware of the legal implications of their actions. We live in an increasingly litigious society and have seen a dramatic increase in the number of lawsuits within the realm of sport and physical activity. A future sport professional must understand the law as it pertains to this area, be able to prevent and forestall litigation against your organization, and identify when it is necessary to retain the services of an attorney. The purpose of this course is to provide the student with an understanding of the legal issues involved in the supervision, management and business operations of sport. The course provides a managerial approach to issues and problems that confront sport managers, focusing on legal concepts of risk management, tort, contract, agency, antitrust law, labor law and intellectual property law.

Prerequisites: Graduate standing.

Required Textbook
ISBN 978-1-934432-00-6 - 2nd Edition

Instructional and Assessment Methods
This course will engage students in various instructional opportunities and class activities including lectures, group discussions, guest speakers, and legal research using electronic resources. Written exams, several written assignments, legal case studies and in-class group work will be used for assessment.
Course Objectives
1. To understand the nature of the American legal system.
2. To be cognizant of the potential liability for injuries in the supervision, management, and conduct of sport, and of strategies for limiting liability.
3. To understand the rights and responsibilities of management, employees, participants, and clientele with respect to negligence law, and the potential for management liability.
4. To know the basic components of preventive law planning and to be able to apply them in sport settings.
5. To understand legal issues relevant to sport in the areas of contract, intentional tort, intellectual property, and criminal law.
6. To be able to apply selected legal principles to cases involving civil rights and civil liberties of personnel, participants, and clientele. Particular application is made to civil rights of women, minorities, and persons with disabilities.
7. To increase awareness of current legal issues in sport.
8. To learn to think critically and analytically about the mutual interaction between the law and society.

Course Evaluation
Examinations (Exam One 20% and Exam Two 20%) 40%
Risk Management Assessment Project 20%
Sport Law Research Project and Presentation 20%
Class Participation and Preparation 20%
100%

Assignment of Final Course Grade
100-97%=A+; 96-93%=A; 92-90%=A-; 89-87%=B+; 86-83%=B; 82-80%=B-; 79-77%=C+; 76-73%=C; 72-70%=C-; 69-67%=D+; 66-63%=D; 62-60%=D-; below 60%=F

EVALUATION COMPONENTS:
Examinations 40%
Two exams: Exam One (20%) and Exam Two (20%). Examinations will consist of material that is covered during the class sessions and also material from the text. Students are expected to have an understanding of both the text and class discussion material. The exams will consist of multiple choice and true and false questions (Exam One). Exam Two will focus on legal interpretations of scenarios that require the student to have a complete understanding of the various legal and ethical principles discussed in class and in the readings.

Risk Management Assessment Project 20%
Details distributed in class.

Sport Law - Special Topic Research and Presentation 20%
Students will be assigned to work in a group of 2. Each group will be assigned a special topic or current event that has sport law implications. Presentations will be between 20-25 minutes long and must use PowerPoint and video where appropriate. A one-page outline of the presentation must be copied and distributed to the class before the presentation.

Class Participation and Preparation 20%
Each student is expected to be prepared for class each week, by working through all of the cases and questions at the end of each chapter.
In addition, each student will be assigned to a specific week, when they will be responsible for leading the chapter throughout the class and providing current case law on that particular topic.
COURSE POLICIES

WRITTEN ASSIGNMENT POLICIES

- All Assignments MUST be attempted to achieve a Passing Grade for this class.
- All materials must be original works and not have been submitted for any other course.
- NO assignments will be accepted via email.
- Use a standard cover page on ALL assignments with: your own name and student ID, course number and course name.

Assignments MUST:

- be paginated, one inch margins, double spaced and use a 12 point font.
- have all references cited IN TEXT (APA Style) AND in a REFERENCE LIST at the end of the paper.
- be securely stapled in the top left corner and submitted with only the standard cover page described above. DO NOT submit assignments inside any additional folders.

Attendance

Students are strongly encouraged to attend and participate in all class sessions.
Students shall be excused from class or other scheduled academic activity to observe a religious holy day of their faith with prior written notification via email to the instructor.

Due Dates

Without documented serious and compelling reasons, no paper will be accepted late (late = after the beginning of class on the due date).

Late Penalty is 1% point of the total grade for each 24 hour period late.

eg if assignment is due 12noon Mon. and is submitted 12 noon Wed. student grade will be deducted a full 2% of the entire grade for the course.
An email or phone message to the instructor AND WRITTEN documentation of any illness, medical emergency or death of a close relative will be expected should you miss any exam or assignment deadline.
All quizzes, exams are to be taken at the assigned time. A student late to class on the day of a quiz or announced in-class work will NOT be able to make it up.
No make-up exams will be administered and no Incomplete Grades will be assigned. No extra credit will be awarded. A missed exam or assignment will receive a zero grade.

MYJSU Email, D2L Username and Course Communications

- In order to ensure that you receive all pertinent email communication, you must have a current and accurate email address in the MYJSU system. Please check to make sure your email is updated in MYJSU.
- A D2L account and username is also located within your MYJSU.
- E-mail correspondence will occur throughout the semester. It is the student’s responsibility to check their University email address for announcements, assignments, and other important class information.
- If at any time you feel the need for help, information concerning the course, and/or your standing (grade, attendance, etc.) in the course, SEE YOUR INSTRUCTOR in OFFICE HOURS as soon as possible!
- Final grade notification will be provided by the University Registrar’s Office. Grades will not be posted or provided via telephone.

Computer Use and Classroom Etiquette

In the classroom, students to use computers only for class-related activities such as taking notes, following the lecture on Web-based PowerPoint slides that the instructor has posted, or finding Web sites to which the instructor directs students at the time of the lecture. Students should abstain from “surfing the web” and/or engaging in IM’s during class, the teacher reserves the right to close the computer, or ask the student to leave the class. This will affect your participation in the class.
SAN JOSE STATE UNIVERSITY POLICIES

All SJSU Policies in the Catalog, Schedule of Classes and Academic Senate apply to this course (see http://info.sjsu.edu/static/catalog/policies.html)

Dropping and Adding
Students are responsible for understanding the policies and procedures about add/drop, grade forgiveness, etc. The current year academic calendar should be consulted http://www.sjsu.edu/calendars/
Information about the latest changes and news is available at the Advising Hub at http://www.sjsu.edu/advising/

Academic integrity
Students should know that the University’s Academic Integrity Policy is available at http://www.sjsu.edu/studentconduct/Students/Student_Academic_Integrity_Process/ and the Senate Policy is located at http://www.sjsu.edu/senate/S07-2.htm
Instances of academic dishonesty will not be tolerated. Cheating on exams or plagiarism (presenting the work of another as your own, or the use of another person’s ideas without giving proper credit) will result in a failing grade and sanctions by the University. For this class, all assignments are to be completed by the individual student unless otherwise specified.
Your own commitment to learning, as evidenced by your enrollment at San Jose State University and the University’s integrity policy, require you to be honest in all your academic course work. Faculty members are required to report ALL infractions to the office of Student Conduct and Ethical Development. http://www.sjsu.edu/studentconduct/

Campus Policy in Compliance with the American Disabilities Act
If you need course adaptations or accommodations because of a disability, or if you need to make special arrangements in case the building must be evacuated, please make an appointment with me as soon as possible, or see me during office hours. Presidential Directive 97-03 requires that students with disabilities requesting accommodations must register with the Disability Resource Center (DRC) at http://www.drc.sjsu.edu/ to establish a record of their disability.

SJSU Writing Center
The SJSU Writing Center is located in Room 126 in Clark Hall. It is staffed by professional instructors and upper-division or graduate-level writing specialists from each of the seven SJSU colleges. Our writing specialists have met a rigorous GPA requirement, and they are well trained to assist all students at all levels within all disciplines to become better writers. The Writing Center website is located at http://www.sjsu.edu/writingcenter/

Peer Mentor Center
The Peer Mentor Center is located on the 1st floor of Clark Hall in the Academic Success Center. The Peer Mentor Center is staffed with Peer Mentors who excel in helping students manage university life, tackling problems that range from academic challenges to interpersonal struggles. Peer Mentor services are free and available on a drop-in basis, no reservation required. The Peer Mentor Center website is located at http://www.sjsu.edu/muse/peermentor/

CASA Student Success Center
Provides advising for undergraduate students majoring in Kinesiology or other programs offered in CASA Departments and Schools. http://www.sjsu.edu/casa/ssc/
PART I: INTRODUCTORY LEGAL CONCEPTS

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<td>Introduction to the Managerial Approach</td>
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PART II: HUMAN RESOURCE MANAGEMENT

*Legal topics include:* Contract basics, employment contracts, employment at will, employer liability for acts of employees, agency agreements, athlete agent legislation, labor law. State action, authority of amateur athletic associations, judicial deference, due process, equal protection, first amendment expression and religion issues, fourth amendment and drug testing, Title IX gender equity, sexual harassment, race/sex discrimination, and ADA.

| Week 4  | Employment Relations Issues                                                        | Chapter 4 and 5                               |
| Feb 18  | Employer Liability for Actions of Employees and Others                             |                                               |
| Week 5  | Hiring, Promotion, Termination, Compensation, and Leave                           | Chapter 6                                     |
| Feb 25  |                                                                                   |                                               |
| Week 6  | Harassment and Employee Expression Issues                                         | Virtual Class                                 |
| Mar 4   |                                                                                   | Chapter 7                                     |
| Week 7  | Working Conditions                                                                | Chapter 8                                     |
| Mar 11  |                                                                                   |                                               |
| Week 8  | EXAM ONE in class.                                                                | EXAM ONE                                      |
| Mar 18  |                                                                                   |                                               |

SJSU SPRING BREAK
March 25-April 1, 2013
PART IV: OPERATIONS MANAGEMENT

Legal topics include: Torts, negligence, constitutional challenges to stadium financing plans, ticketing scalping, insurance, facility lease agreements, ADA, vicarious liability, premises liability, waivers, and intentional torts.

| Week 10 | April 8 | Participant Liability Issues  
| Defenses Against Negligence  
| Duties of Care and Supervision | Chapter 15  
| Defenses against Negligence  
| PowerPoint  
| Article: 14 Duties of Care |

| Week 11 | April 15 | Premises Liability and Facility/Event Issues | Chapter 16 |

| Week 12 | April 22 | Use of Waivers and Exculpatory Clauses  
| Article “Can you say Exculpatory Agreement”? | Chapter 17 |

| Week 13 | April 29 | Participant Violence in Sport | Chapter 18 |

PART V: Current Legal and Ethical Issues Presentations

| Week 14 | May 6 | Research Project Student Presentations  
| Groups 1-4 |

| Week 15 | May 13 | Research Project Student Presentations  
| Last Day of Class  
| Groups 5-6 |

MONDAY | May 20 | Exam Two as SCHEDULED according the SJSU Final Exam Schedule  