SYLLABUS
LEGAL ISSUES IN SPORT MANAGEMENT

Course No.: SMGT 3180 (3 hours)  Room: CAL 203  Spring Semester 2006
EXSC 3180 (3 hours)
Dr. Carl Schraibman  Office:_____  Phone: 545-6738  Hours:_______
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COURSE DISCRIPTION:
Legal issues represent a significant concern for sport managers at all levels of the industry. This course will focus on the three major areas of the law that have a direct impact on the management of sport: tort liability and risk management; contract law; and constitutional law. Upon completion of this course the student will have a basic understanding of the legal issues that are essential for successfully managing a sport enterprise.

TEXTS:

EXPECTATIONS: Upon successful completion of this course the student is expected to acquire the following:

COGNITIVE:
- Gain an understanding of the dynamic and complex nature of the law as it impacts on the sport and recreation industry.
- Recognize that the law is abstract, living, changing, and evolving, yet provides predictability, accountability, protection, and compassion.
- Develop an understanding of how the law is established, the various types of law, and the court system.
- Gain a practical and working understanding of how tort law and risk management, contract law, and constitutional law effect the industry of sport and recreation.
- Be able to identify the Biblical principles that will formulate a Christian worldview as it pertains to administering the law within a sport enterprise.

SKILL:
- Be able to establish the various elements of tort law and how they may be used to protect against negligence.
- Be able to implement a risk management profile.
- Be able to determine organizational compliance within various aspects of constitutional law.
- Be able to perform legal research.
AFFECTIVE:
- Appreciate the importance of the law in protecting the sport organization, its’ employees, and the sporting public.
- Recognize the importance of Christian leadership values in the application of the law as it relates to the sport and recreation industry.

COURSE OUTLINE:

Week One: (1/10-12)
COURSE OVERVIEW AND EXPECTATIONS
LEADERSHIP BIBLE – Time Management (p. 689)
INTRODUCTION TO SPORT LAW
The Legal System

Week Two: (1/17-19)
INTRODUCTION TO SPORT LAW continued
Legal Research
Alternative Dispute Resolution - ADR
LEADERSHIP BIBLE – Justice (p.1055)

Week Three: (1/24-26)
NEGLIGENCE THEORY
Elements of Negligence
Which Parties Are Liable?

Week Four: (1/31-2/2)
NEGLIGENCE THEORY – continued:
Defenses Against Liability
Immunity
LEADERSHIP BIBLE – Integrity (p. 320)

Week Five: (2/7-9)
NEGLIGENCE THEORY – continued:
Waivers/Informed Consent

Week Six: (2/14-16)
SPORT AND RECREATION APPLICATION
Emergency Care
Participant Supervision
Conduct of Activity

Week Seven: (2/21-23)
SPORT AND RECREATION APPLICATION – continued:
Transportation, Products Liability, Human Resource Law
MID TERM EXAM
Week Eight: (2/28-3/2)
INTENTIONAL TORTS

SPRING BREAK (3/6-13) Week Nine

Week Ten: (3/14-16)
RISK MANAGEMENT THEORY
Risk Management Process
Risk Identification and Reduction (D.I.M.)
LEADERSHIP BIBLE – Power and Influence (682)

Week Eleven: (3/21-23)
RISK MANAGEMENT APPLICATION
Crisis Management
Crowd Management

Week Twelve: (3/28-30)
CONTRACT LAW
Contract Essentials
CONTRACT APPLICATIONS
Employment Contracts
LEADERSHIP BIBLE – Interpersonal Relationships (p.1032)

Week Thirteen: (4/4-6)
CONTACT APPLICATIONS – continued:
Letters of Intent
Game, Event, Sponsor Contracts

Week Fourteen: (4/11-13)
CONSTITUTIONAL LAW
Judicial Review
Due Process
Equal Protection

Week Fifteen: (4/18-20)
SPORT LEGISLATION
Gender Equity
Age Discrimination

Week Sixteen: (4/25-27)
Legal Issues Reports

Week Seventeen: 5/2-5
FINAL EXAM
**STUDENT EXPECTATIONS:** The following are expectations for student participation in this course:

- regular class attendance
- completion of all assigned readings and course projects
- positive contribution to class discussions
- all cell phones, pagers, beepers and caps must be off during class

**EVALUATION PROCEDURES:** The final grade will be determined by the students’ performance in the following areas:

- participation in the course expectations noted above - 30%
- executive summaries, course projects - 30%
- performance of unit tests, mid term and final exams - 40%

**REFERENCES:**

“Journal of Sport Management”, NASSM

On Line:  
www.ncaa.org  www.sportbusinessjournal.com  www.law.cornell.edu/topics/sport  

1/4/06
TOPICAL OUTLINE:

Tort Liability
  Tort, Intentional Tort
  Assault and Battery
  Defamation
  Invasion of Privacy
  Negligence, Proximate Cause, Duty, Unreasonable Risk, Standard of Care
  Respondeat Superior
  Good Samaritan Laws
  Government Immunity
  Reasonable Prudent Person

Risk Management
  Foreseeability
  Primary and Secondary Assumption of Risk
  Waiver, Informed Consent
  Comparative Fault
  Reckless Disregard
  Sexual Harassment
  Deliberate Indifference
  Avoidance, Transference, Reduction

Contract Law
  Offer, Acceptance, Consideration
  Legality
  Statute of Frauds
  Monetary Damages
  Actual and Apparent Authority
  Termination for Cause, Reassignment Clause
  Indemnification

Constitutional Law
  Fourth Amendment: Invasion of Privacy, Search and Seizures, Drug Testing
  Fourteenth Amendment: Procedural Due Process, Equal Protection, Affirmative Action
  Article 1 of the Constitution: Antitrust, Labor Laws