Kinesiology and Health Studies
University of Central Oklahoma
KINS 4252 Legal Aspects for Leisure and Fitness Professionals

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Office: 13B  
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Office Hours: 0930-1030 M-F  
Classroom Schedule: 1300-1350 (1:00-1:50)  
Credit Hours: 3

The College of Education and Professional Studies and the Department of Kinesiology and Health Studies are committed to helping students learn by providing a range of transformative learning experiences in discipline knowledge and in the five core areas: leadership; research, creative and scholarly activities; service learning and civic engagement; global and cultural competencies; and health and wellness.

Course Prerequisites: None


General Course Objectives:
1. Be able to differentiate and articulate basic legal concepts
2. Be able to explain the developmental process of laws.
4. Be able to interpret implications of immunity, negligence, and liability in the chosen profession.
5. Be able to appraise the legal ramifications of supervision, medical care, insurance, and personal rights.
6. Be able to evaluate the implications of federal and state laws.
7. Be able to evaluate the legal trends affecting the professions of recreation and exercise/fitness science.
8. Be able to locate and utilize various legal resources in the library.
9. Be able to use critical thinking skills to assess the impact of legal issues as they relate to Kinesiology and Health areas.

Specific Course Objectives:  
(Knowledge, Skills, and Abilities (KSA’s) are indicated for programs seeking accreditation in the Exercise Sciences (as per ACSM’s Guidelines for Exercise Testing and Prescription, 8th edition) via CAAHEP). (Please align KSA’s with course objectives – number will vary by course).

Upon completion of this course, the student will be able to:
1.10.2 Knowledge of the value of appropriate emergency procedures in a health and fitness setting
1.10.9 Knowledge of the value of safety plans, emergency procedures, and first aid techniques needed during fitness evaluations, exercise testing, and exercise training.
1.10.10 Knowledge of the CPT’s responsibilities, limitations, and legal implications of carrying out emergency procedures.
1.10.13 Knowledge of the components of an equipment maintenance/repair program and how it may be used to evaluate the condition of exercise equipment to reduce the potential risk of injury.
1.10.14 Knowledge of the legal implications of documented safety procedures, the use of incident documents, and ongoing safety training.
1.10.17 Ability to identify the components that contribute to the maintenance of a safe environment.

Instructional Methods and Techniques
1. Lecture/
2. Independent study/labs
3. Class and small group discussion/exercises/labs
4. Audio/visual support
5. Other as needed

Method of Evaluation
A = 90% and above; B = 80% and above; C = 70% and above; D = 60% and above; F = below 60%

Course Requirements
Examinations: 1 definition exam (worth 50 pts), 2 content exams (each worth 100 pts) and 1 final (worth 150 pts) will be administered during the course of this class.

There are NO make-up exams. Student’s who participate in University-sanctioned obligations such as choir, athletics, etc., must notify the instructor by the second day of class to review any conflicts with exams or assignments. Examinations must be taken on the scheduled day unless prior arrangements have been made with the instructor. Twenty (20) points will be deducted from any exam scheduled after the original exam date. No exam will be given beyond three days of the original exam date.

Quizzes: Quizzes will be given randomly throughout the course. Quizzes will be over material that should have been read prior to class or material covered in a previous class. Quizzes will be passed out at the beginning of class and will be collected 10 minutes later. If you arrive late to class you will only have the remaining time from the original distribution of the quiz. Missed quizzes cannot be made up.

Homework: All assigned homework will be typed using APA 5th edition formatting. Any homework that is turned in that is not typed will receive a zero. Computer labs are available on campus as well as in Wantland Hall if you do not have access to a computer at your residence. Late homework will be penalized 75% of the value. No work will be accepted after 1 class period after the original due date.

Legal Brief: will be submitted one time during the semester. This written reaction to a legal case should be a minimum of 2 pages in length and not exceed 5 pages, and reflect critical thinking. Students will select legal cases related to KHS and respond to the following items:
Include a summary of the case including complete citation/reference. In the summary you should describe the case, identify the main players, identify the basis of the lawsuit, and describe the findings.

Identify and provide a brief explanation of each legal concept or principle used in the case.

Identify the population(s) of KHS professionals who are impacted by this case and explain your reasoning.

Describe what was the most fascinating to you about this case and explain why.

Identify specific action steps that you can/will implement to take advantage of the knowledge gained from this case.

Attach a complete photocopy of the case to your brief that has each legal concept defined in brief highlighted to reflect the issues addressed in written document.

(Worth 25 pts)

**Risk Management Plan Analysis:** This activity will focus on a specific type of activity and injuries related to the activity and strategies to help prevent these types of injuries. Students will use case law, published standards of practice, and identify risk management strategies to minimize liability exposures related to the activity.

(Worth 50 pts.)

**Class Attendance:** Class attendance is expected. This is an upper level course and students should demonstrate a level of professionalism and responsibility. Participation is an important component of the learning process. Class attendance is worth 30 pts.

0-2 Absences = 30 pts
3 Absences = 15 pts
4 Absences = 0 pts

There are no excused or unexcused absences with the exception of university sanctioned events. Attendance will be kept with a sign in sheet and it will be the student’s responsibility to sign in each class period. Each student will also be expected to participate in the discussions during each class; you are not just doing classroom time.

**Evaluation:** The final grade will be based upon the total points possible at the end of the semester. The points will be comprised of exams, homework, quizzes, attendance, and legal briefs.

**Grading Scale:**

90-100% A
80-89% B
70-79% C
60-69% D
59-below F

- A final grade of “C” or better is required of all majors in KHS.

**General Notes**

- Students interested in strengthening personal writing skills may contact the Writing Center at “Tutoring Central” in West Hall, 974-2487.
Fatal Error Policy:
All written assignments must meet minimal presentation standards to be acceptable. These standards address spelling, punctuation, format and basic grammar. The term Fatal Errors refers to technical American English errors of form. Specifically, they include the following:

a) each different word misspelled;
b) each sentence fragment;
c) each run-on sentence or comma splice;
d) each mistake in capitalization;
e) each serious error in punctuation that obscures meaning;
f) each error in verb tense or subject/verb agreement;
g) lack of conformity with assignment format; and,
h) each improper citation, or lack of citation, where one is needed.

Papers with more than three (3) fatal errors marked by an instructor on any one page, or more than 12 non-repeated errors for the entire document will be returned to the student and subject to 20% off the grade immediately and may be subject to 10% off for each day until the paper is returned corrected.

Instructors will determine the number of resubmissions allowed for each assignment. Final course papers (where there is no time for a resubmission) will be docked one percent of the grade for each error including one percent off for each repeated error.

Ethical conduct is expected in this course; academic dishonesty will not be tolerated. Academic dishonesty includes, but is not limited to: plagiarizing; cheating on exams or in the preparation of academic work; copying from tests, reports, etc.; collaborating with others without prior authorization; reuse of work in more than one class without informing the instructor; possessing contents of an un-administered examination; and using materials during a test not authorized by the instructor. While collaboration with cohorts in study groups is encouraged, each student is responsible for his or her own work. Students may not, under any circumstances, turn in work that has been prepared by someone else.

Disciplinary action (as outlined by the Code of Student Conduct) will result in one of the following at the instructor’s discretion:

- A substitute assignment or examination
- A reduced grade for the assignment, examination, or course
- A grade of zero of F for the assignment, examination, or course
- A grade of F for the course

*NOTE: UCO subscribes to the Turnitin.com plagiarism prevention service. Students agree that by taking this course, all required assignments may be subject to submission for textual similarity review to Turnitin.com for the detection of plagiarism. All submitted assignments will be included as source documents in the Turnitin.com restricted access reference database for the purpose of detecting plagiarism of such assignments. Use of the Turnitin.com service is subject to the Terms and Conditions of Use posted on the Turnitin.com website. Turnitin.com is just one of various plagiarism prevention tools and methods which may be utilized by your
faculty instructor during the term of the semester. In the UCO Student Handbook, there is a process for contesting any plagiarism allegations against you.

**Special Accommodations:** The University of Central Oklahoma complies with Section 504 of the Rehabilitation Act of 1973 and the American with Disabilities Act of 1990. Students with disabilities who need special accommodations must make their requests by contacting Disability Support Services, at (405) 974-2516. The DSS Office is located in the Nigh University Center, Room 309. Students should also notify the instructor of special accommodation needs by the end of the first week of class.

“If an emergency occurs that prevents the administration of a final examination, the student’s final course grade will be calculated based on the work in the course completed to that point in time and the faculty member’s considered judgment. Final exams will not be rescheduled, and a grade of “I” will not be given as a result of the missed exam.”

**UCO Weather Line:** 974-2002 or access weather related closing info at www.uco.edu

Please see the Academic Affairs’ “Student Information Sheet and Syllabus Attachment” @ http://www.uco.edu/academic-affairs/files/aa-forms/faculty/StudentInfoSheet.pdf (USE APPROPRIATE LINK)

**Course -- *Tentative Schedule***

*The above schedule is tentative and can be changed at the discretion of the Instructor.

<table>
<thead>
<tr>
<th>Week</th>
<th>Topic</th>
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<tbody>
<tr>
<td>Week 1</td>
<td>Legal terms and definitions</td>
</tr>
<tr>
<td>Week 2</td>
<td>Definition exam/ Legal system/ Legal research</td>
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<tr>
<td>Week 3</td>
<td>Business Structure/ Negligence</td>
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<tr>
<td>Week 4</td>
<td>Negligence/Liability</td>
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<tr>
<td>Week 5</td>
<td>Defenses against negligence/ Immunity</td>
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<tr>
<td>Week 6</td>
<td>Exam 1/ Waivers and Releases</td>
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<td>Week 7</td>
<td>Agreements related to inherent risks/ Premise Liability</td>
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<td>Week 8</td>
<td>Property Law/ Emergency care</td>
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<td>Week 9</td>
<td>Supervision</td>
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<td>Week 10</td>
<td>Transportation/ Product liability</td>
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<td>Week 11</td>
<td>Exam 2/ Case study</td>
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<td>Week 12</td>
<td>Case study / Risk Management Process</td>
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<td>Week 13</td>
<td>Risk Management Process /Standards or practice</td>
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<td>Week 14</td>
<td>Standards of practice / Audits in Risk Management</td>
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<tr>
<td>Week 15</td>
<td>Audits in Risk Management</td>
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<tr>
<td>Week 16</td>
<td>Case studies and review</td>
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**COMPREHENSIVE FINAL EXAM -- 1300- 1450 (1:00pm-2:50pm) December 13th**