

Spengler, J. O., & Hronek, B. B. (2011). *Legal liability in recreation, sports and tourism* (3rd ed.). Urbana, IL: Sagamore Publishing LLC.

LEARNING OBJECTIVES FOR CHAPTERS

Chapter 1 Learning Objectives:

Understand why we live in a litigious society and the importance of managing risk.
Understand the basic differences between civil and criminal law, the types of torts, and the place that negligence fits within the legal system.
Understand the basic types of legal systems in other countries.
Understand the approach to legal research, and the citation system.

Chapter 2 Learning Objectives:

Understand the difference between the federal court system and the state court system, and why we find federal cases in the context of recreation, sport and tourism.
Understand the discovery process, the trial procedure, and the appellate process.

Chapter 3 Learning Objectives:

Understand the elements of negligence and sources of information used to determine the standard of care.

Chapter 4 Learning Objectives:

Understand the concept of strict liability, how it differs from ordinary negligence, and the types of situations that might give rise to a strict liability claim.

Chapter 5 Learning Objectives:

Understand the defenses to negligence, which legal protections shift the responsibility to the plaintiff.
Understand the elements that are needed to make a valid and enforceable waiver, and pitfalls in drafting and implementing a waiver.

Chapter 6 Learning Objectives:

Understand the intentional torts, and their essential elements, of the type where harm occurs to a person.

Chapter 7 Learning Objectives:

Understand the intentional torts that apply to property, both real and personal, and the essential elements of these torts.

Chapter 8 Learning Objectives:

Understand the common defenses to intentional torts discussed in chapters 6 and 7.

Chapter 9 Learning Objectives:

Understand the human rights discussed in this chapter.

Chapter 10 Learning Objectives:

Understand the legal issues and civil legal actions that can arise associated with due process, privacy, speech and religion.

Chapter 11 Learning Objectives:

Understand the protections afforded by Title VII of the Civil Rights Act of 1964, in the context of discrimination, and recreation, sport, and tourism.

Chapter 12 Learning Objectives:

Understand each of the four steps and their components of the risk management process.

Chapter 13 Learning Objectives:

Understand the key risk assessment issues of participant skill, supervision, weather conditions, the physical condition of participants, equipment and playing environment, and timeliness of implementing risk measures.

Chapter 14 Learning Objectives:

Understand the process of conducting a risk assessment.

Chapter 15 Learning Objectives:

Understand the basic types of insurance and how to manage an insurance policy.

Chapter 16 Learning Objectives:

Understand how to protect yourself and your organization when hiring and terminating employees.

Chapter 17 Learning Objectives:

Understand how to avoid the pitfalls associated with claims of sexual harassment while at the same time protecting the rights of the individual(s) making the claim.

Chapter 18 Learning Objectives:

Understand the purposes, objectives, and methods in developing an employee safety and health program.

Chapter 19 Learning Objectives:

Understand the important purposes as well as the legal risks related to developing a accessibility program.

Chapter 20 Learning Objectives:

Understand the importance of a quality employee evaluation program and the problems associated with an inadequate program.

Chapter 21 Learning Objectives:

Understand the standard of care expected in outdoor recreation programs including:

- Water-oriented programs
- Geology (topographical) risks
- Concerns associated with vegetation
- Dangers associated with animals
- Poisonous and disease carrying insects
- Hazards related to weather
- Risks associated with outdoor facilities

Chapter 22 Learning Objectives:

Understand the special risk concerns associated with high adventure and challenge recreation activities such as:

- Whitewater canoeing, kayaking, and rafting
- Backcountry and wilderness activities
- Use of firearms (hunting)
- Horseback riding
- Caving
- Mountain climbing

-Skiing and Snowboarding

Chapter 23 Learning Objectives:

Understand the importance of protection issues including:

1. Protecting people from other people,
2. Protecting the people from the environment,
3. Protecting the environment from the people.

Chapter 24 Learning Objectives:

Understand the importance of why recreation, sports, and tourism supervisors, leaders, and coaches need to provide leadership that recognizes safety and risk issues, and provides for a program that is conducted in a safe manner.

Chapter 25 Learning Objectives:

Understand the importance of providing safe facilities and equipment to participants and visitors in recreation, sports, and tourism activities

Chapter 26 Learning Objectives:

Understand the importance and methods of communicating safety information to employees, participants, and visitors in recreation, sports, and tourism activities.

Chapter 27 Learning Objectives:

Understand the particular importance of making playgrounds safe for children using the information and guidelines available.

Chapter 28 Learning Objectives:

Understand the standard of care required for those providing water-related facilities (water parks), swimming and diving facilities.