

 <b>FLORIDA ATLANTIC UNIVERSITY</b>	<b>COURSE CHANGE REQUEST</b> <b>Undergraduate Programs</b>		UUPC Approval <u>2/26/24</u> UFS Approval _____ SCNS Submittal _____ Confirmed _____ Banner Posted _____ Catalog _____
	Department Management Programs College Business		
<b>Current Course Prefix and Number</b> HSA 4423		<b>Current Course Title</b> Health Law	
<i>Syllabus must be attached for ANY changes to current course details. See <u>Template</u>. Please consult and list departments that may be affected by the changes; attach documentation.</i>			
<b>Change title to:</b>  <b>Change prefix</b> From: _____ To: _____ <b>Change course number</b> From: _____ To: _____ <b>Change credits*</b> From: _____ To: _____ <b>Change grading</b> From: _____ To: _____ <b>Change WAC/Gordon Rule status**</b> Add <input type="checkbox"/> Remove <input type="checkbox"/> <b>Change General Education Requirements***</b> Add <input type="checkbox"/> Remove <input type="checkbox"/> <small>*See <u>Definition of a Credit Hour</u>.</small> <small>**WAC/Gordon Rule criteria must be indicated in syllabus and approval attached to this form. See <u>WAC Guidelines</u>.</small> <small>***GE criteria must be indicated in syllabus and approval attached to this form. See <u>Intellectual Foundations Guidelines</u>.</small>		<b>Change description to:</b> Basic knowledge and understanding of the law are essential to the success of any health care executive. Legal issues are a daily consideration in the management of health care operations. This course introduces and explains the most common legal and ethical issues facing health care business leaders, including negligence, intentional torts, contracts, business organizations, crime, compliance, advance directives and both state and Federal health care specific statutes.  <b>Change prerequisites/minimum grades to:</b>  <b>Change corequisites to:</b>  <b>Change registration controls to:</b>  Please list existing and new pre/corequisites, specify AND or OR and include minimum passing grade (default is D-).	
<b>Effective Term/Year for Changes:</b> Fall 2024		<b>Terminate course? Effective Term/Year for Termination:</b>	
<b>Faculty Contact/Email/Phone</b> Dr. Pierre Alexandre / alexandrep@fau.edu / 561-297-3198			
<b>Approved by</b> Department Chair <u>Elyse Williams</u> College Curriculum Chair <u>Julie Arjo</u> College Dean <u>Amel Daw</u> UUPC Chair <u>Korey Sorge</u> Undergraduate Studies Dean <u>Dan Meeroff</u> UFS President _____ Provost _____		<b>Date</b> <u>1/29/2024</u> <u>2/4/24</u> <u>2/4/24</u> <u>2/26/24</u> <u>2/26/24</u> _____ _____	

Email this form and syllabus to [mjenning@fau.edu](mailto:mjenning@fau.edu) seven business days before the UUPC meeting.



## FLORIDA ATLANTIC UNIVERSITY

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**HSA 4423-003 11922**  
**Health Law**  
**Monday 6:30 PM - 9:20 PM**  
**3 Credit(s)**  
**Fall 2024 - 1 Full Term**

### **Instructor Information**

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Clark Parker

**Email:** parkerc@fau.edu

**Office:** FW 114

**Office Hours:** 5:45 - 6:15, and by appointment

**Phone:** (954) 578-3331

**Email:** parkerc@fau.edu

**Work email:** clark.parker@askccg.com

### **Course Description**

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Health Law

Basic knowledge and understanding of the law are essential to the success of any health care executive. Legal issues are a daily consideration in the management of health care operations. This course introduces and explains the most common legal and ethical issues facing health care business leaders, including negligence, intentional torts, contracts, business organizations, crime, compliance, advance directives and both state and Federal health care specific statutes.

### **THIS SYLLIBUS IS SUBJECT TO CHANGE AFTER NOTIFICATION TO STUDENTS**

This Syllabus does not constitute an offer for a contract, nor is it an offer which is intended to induce a student to enroll in this course, nor is it an

offer seeking an acceptance or anything in return from any student. There is nothing contained in this document for which the student has bargained with the instructor.

## **Boca Raton Campus - Fleming Hall, Room 427**

### **Instructional Method**

This class will be provided via live lectures in the class room. There will be no provisions for remote learning, excepting unforeseen circumstances, such as another pandemic, etc. The lecture will not be recorded by the professor and will be available only during the scheduled class meeting times in the class room on campus.

### **Required Texts/Materials**

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#### **Legal Aspects of Health Care Administration**

**ISBN:** 9781284127188

**Publisher:** Jones & Bartlett Learning

**Edition:** 13th

#### **Legal Aspects of Health Care Administration**

**ISBN:** 9781284127188

**Publisher:** Jones & Bartlett Learning

**Edition:** 13th

#### **Legal Aspects of Health Care Administration (w/Nav2 Advantage Acc)**

**ISBN:** 9781284127171

**Publisher:** Jones & Bartlett Learning

**Edition:** 13th

### **Course Objectives/Student Learning Outcomes**

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This course is a presentation of the legal responsibilities and constraints of health administration, nursing and allied health practice at all levels. Emphasis on basic and fundamental legal concepts, as well as sources and organization of the United States legal system, malpractice, civil and

criminal law and procedure and other relevant issues as set out below. This class is designed to allow students to identify the basic legal issues which they are most likely to encounter in their healthcare careers. The course also reviews case law decisions, statutes, and regulations involving legal responsibilities of health professionals.

Students will be able to understand the basic operation and sources of U.S. and state law as it applies to the general business community with a focus on healthcare. Students will be able to identify issues that require specific action and whether professional legal involvement is needed, as well as methods of proper liability avoidance.

## **Faculty Rights and Responsibilities**

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Florida Atlantic University respects the rights of instructors to teach and students to learn. Maintenance of these rights requires classroom conditions that do not impede their exercise. To ensure these rights, faculty members have the prerogative to:

- Establish and implement academic standards.
- Establish and enforce reasonable behavior standards in each class.
- Recommend disciplinary action for students whose behavior may be judged as disruptive under the Student Code of Conduct [University Regulation 4.007](#).

## **Disability Policy**

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In compliance with the Americans with Disabilities Act Amendments Act (ADAAA), students who require reasonable accommodations due to a disability to properly execute coursework must register with Student Accessibility Services (SAS) and follow all SAS procedures. SAS has offices across three of FAU's campuses – Boca Raton, Davie and Jupiter – however disability services are available for students on all campuses. For more information, please visit the SAS website at [www.fau.edu/sas/](http://www.fau.edu/sas/).

## **Course Evaluation Method**

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### **Course Evaluation Method**

Grades will be determined solely by exam scores.

There are no additional graded components for this class and there will be no additional opportunities for extra credit. The composition of the course grade is as follows:

There are no assignments for the production of papers or other such work to be graded.

Regular Exams scores = 70% of the final grade

Final Exam score = 30% of the final grade

There will be SIX (6) Regular Exams, and a Final Exam, which together produce the final grade.

The lowest Regular Exam grade will be “dropped”, (not included), when calculating the final grade.

The Final Exam will be comprehensive. The Final exam grade will not be dropped.

The score for the Syllabus Quiz / Practice Exam will not count toward the final grade.

The instructor reserves the discretion to curve the grades for the entire class for any examination, depending on the highest grade on the examination.

Because the lowest Exam score will be dropped when calculating the final grade, there will be no make-ups for missed exams, except as set out below.

Grade Calculation Method:

To calculate your grade the following:

1. Total your highest 5 Regular Exam Scores. (Do not include your lowest Regular Exam score)
2. Divide the sum of your highest Regular Exam scores by 5.

3. Multiply the dividend, (result of step 2), by .7 (70%)
4. Multiply the grade of your Final Exam score by .3 (30%)
5. Add the result of steps 3 and 4
6. Round the decimals up to the first whole number.
7. That is your final score.
8. See the Grading Scale for your grade that will be submitted to the University.

The final score will be rounded up to a whole number which will be the basis for the letter grade submitted to the university as your course grade.

### **Review Exam Scores**

YOU MUST REVIEW YOUR EXAMS AFTER THEY ARE GRADED! All students are required to review their exam scores after the grades are posted. If a student has an issue with a score, the student must let me know prior to the next exam. I will not entertain any questions, at the end of the semester, from a student stating that they took an exam but did not receive a score for the exam, or that the score posted was not what the student believes they earned. Students are required to maintain cognizance of their grades throughout the semester.

### **Syllabus Quiz**

Students are required to successfully complete the Syllabus Quiz on Canvas within the posted access time frame, as a condition of and to be permitted to take Exam 1. If a student does not successfully complete the Syllabus Quiz, the student will not be permitted to take Exam 1 and Exam 1 will be counted as a zero.

The purpose of this Syllabus Quiz is to require the student to study and learn the syllabus so that the student will be prepared for each lecture, understand the policies of the course and so that the student will not miss an exam because the student didn't know the time or date, as well as forcing the student to review and understand how the course is graded.

Students are required to score 100% on the Syllabus Quiz in order to obtain credit for its completion. Students may take the Syllabus Quiz as many times as required to obtain credit and be qualified to take Exam 1.

Students are encouraged to print a copy of the Syllabus and refer to it while taking the Syllabus Quiz.

There are no exceptions to this requirement.

**ALL Exams, INCLUDING the FINAL EXAM, Are Taken on Canvas**

All exams will be taken on Canvas, on-line, over a two day/40-hour period, EXCEPT the Final Exam. The FINAL EXAM, schedule, time and duration is set by the University. All exam dates and times are set out below in the Course Outline.

Regular Exams are set on two-week intervals. Access to each Regular Exam will begin at 7:00 a.m. on Friday and continue through 11:00 p.m. on Saturday. The dates for exams are posted in the "Course Outline" section of this Syllabus, below. You MUST take exams during the allotted time period.

All exams will be taken on Canvas, using the Respondus Lockdown browser and Respondus Monitor. A link for Respondus Lockdown Browser is provided on the Canvas shell.

You should prepare for the on-line exams as you would for an in-class examination and I strongly suggest you plan to take the exam early in the availability period. Technical issues, such as an overloaded server, or the dog ate your computer, or because of an electricity outage, or because you

had no internet access from your location because a bus crashed into a telephone company junction box on Mother's day after you finished taking a shower because you had reindeer fever, etc., can happen. These things tend to occur especially if you wait until the last minute to take the exams.

Stated once again, because the lowest Regular Exam score will be dropped, and because you have two days to take the exams, there will be no make-ups for missed exams, except as set out below.

Once you open the exam, you will have a limited amount of time to complete the exam. The time period to answer exam questions will vary according each exam. Therefore, you will need to know the material well in order to finish the exam and receive a passing grade.

Canvas will close the exam at precisely 11:00p.m., whether you are finished or not. Please allow yourself the full time allotted to take the exams; you will need to begin the exams WELL before 11:00p.m.

All exams are CLOSED BOOK/CLOSED NOTES/CLOSEDCOMPUTER. This means that you must complete the exam on your own, based on your own knowledge and understanding of the material. You shall not access any information that is not in your brain. There shall be no collaboration with another student or person nor the use of any study materials, whether printed or from the Internet or otherwise. Students are cautioned to keep in mind the University's Code of Academic Integrity and to be assured that I will pursue all sanctions available if you violate this code of conduct.

Be advised: I copy and paste students answers on exams, that do not correspond to my lectures or the text and materials provided, into my internet browser and other search tools which are at my disposal. If the words in your answer(s) matches the words that I find in my investigation, such as what I find on Wikipedia, or any other source where I find your answer, you will receive a zero for that exam; Summarily.

Mixing the words around won't buttress your argument of originality. There will be no notice or discussion prior to my issuing your score of zero for that exam.

I reject in advance, your response to my issuing you a zero that you memorized your answer to an exam question from a source that I find on the internet, or from any other source not provided in the lecture, supplemental materials or textbook for this course. I will be happy to meet you at the Dean's office to discuss the issue of your score of zero for that exam.

Further, as stated herein, you will be subject to all Florida Atlantic University policies regarding academic misconduct, and all other laws, rules or policies that may apply.

Because the exams are taken on Canvas and are essentially on the honor system and are taken away from a controlled test taking environment, and because I maintain a high expectation of your academic aptitude, study ability, exam preparation and moral integrity, the time for each exam will be limited to as little as I deem necessary for you to answer the questions. Some questions require more time than others to read, absorb and consider. Most do not take a long time to answer. Therefore, the time for each question will be fairly limited.

All exams are set to allow the student to see all of the questions at one time, to answer any question in any order and submit the completed exam when the student is ready. However, as stated above, the exam will close after the allotted time has expired.

If you are faced with a technical issue that is beyond your control while you are taking an exam which prevents you from completing the exam, take a "screen shot" if you are able, and email me immediately. Timeliness is essential on your part. I may, and probably will not, respond immediately. With the information you provide, I can have the ability to consider

exceptions to my general policy of not allowing make-up exams. I retain all discretion, determination and decision as to what is reasonably beyond your control.

If I am convinced beyond a reasonable doubt that you copied any material from any source and included that as your answer on an exam, I will summarily issue a Zero (0) for that exam. You will not be able to drop that zero as exam score your lowest grade. That zero exam score will be calculated in your final grade. You will have all appeal rights to this decision. I will be happy to meet you at the Dean's office and I will abide by any decision issued by University authorities.

### **Code of Academic Integrity**

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Students at Florida Atlantic University are expected to maintain the highest ethical standards. Academic dishonesty is considered a serious breach of these ethical standards, because it interferes with the university mission to provide a high quality education in which no student enjoys an unfair advantage over any other. Academic dishonesty is also destructive of the university community, which is grounded in a system of mutual trust and places high value on personal integrity and individual responsibility. Harsh penalties are associated with academic dishonesty. For more information, see [University Regulation 4.001](#).

### **Attendance Policy Statement**

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Students are expected to attend all their scheduled University classes and to satisfy all academic objectives as outlined by the instructor. The effect of absences upon grades is determined by the instructor, and the University reserves the right to deal at any time with individual cases of non-attendance. Students are responsible for arranging to make up work missed because of legitimate class absence, such as illness, family emergencies, military obligation, court-imposed legal obligations, or participation in University-approved activities. Examples of University-approved reasons for absences include participating on an athletic or scholastic team, musical and theatrical performances, and debate activities. It is the student's responsibility to give the instructor notice prior to any anticipated absences and within a reasonable amount of time after an unanticipated absence, ordinarily by the next scheduled class meeting. Instructors must allow each student who is absent for a University-approved reason the opportunity to make up work missed without any reduction in the student's final course grade as a direct result of such absence.

I will not provide to a student who will be or was absent from a class meeting a preview or review of the following:

Notes, lecture precise, special instruction, office meetings, or other efforts, (with the exception of extraordinary circumstances to be determined by the instructor).

## **Religious Accommodation Policy Statement**

In accordance with the rules of the Florida Board of Education and Florida law, students have the right to reasonable accommodations from the University in order to observe religious practices and beliefs regarding admissions, registration, class attendance, and the scheduling of examinations and work assignments. University Regulation 2.007, Religious Observances, sets forth this policy for FAU and may be accessed on the FAU website at [www.fau.edu/regulations](http://www.fau.edu/regulations).

Any student who feels aggrieved regarding religious accommodations may present a grievance to the director of Equal Opportunity Programs. Any such grievances will follow Florida Atlantic University's established grievance procedure regarding alleged discrimination.

## **Time Commitment Per Credit Hour**

For traditionally delivered courses, not less than one (1) hour of classroom or direct faculty instruction each week for fifteen (15) weeks per Fall or Spring semester, and a minimum of two (2) hours of out-of-class student work for each credit hour. Equivalent time and effort are required for Summer Semesters, which usually have a shortened timeframe. Fully Online courses, hybrid, shortened, intensive format courses, and other non-traditional modes of delivery will demonstrate equivalent time and effort.

## **Course Grading Scale**

<b>Letter Grade</b>	<b>Letter Grade</b>
A	94 - 100%
A-	90 - 93%
B+	87 - 89%
B	83 - 86%
B-	80 - 82%

Letter Grade	Letter Grade
C+	77 - 79%
C	73 - 76%
C-	70 - 72%
D+	67 - 69%
D	63 - 66%
D-	60 - 62%
F	Below 60

## **Grade Appeal Process**

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You may request a review of the final course grade when you believe that one of the following conditions apply:

- There was a computational or recording error in the grading.
- The grading process used non-academic criteria.
- There was a gross violation of the instructor's own grading system.

[University Regulation 4.002](#) of the University Regulations contains information on the grade appeals process

## **Policy on Make-up Tests, Late work, and Incompletes**

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### **Policy on Makeup Tests**

You MUST take exams during the allotted time period. No make-ups for exams are allowed, other than for the observance of religious holy days or university sanctioned athletic event, in which the student is a participant of the team or individual sport, or for any student for good cause shown, at my discretion. The student-athlete must inform me via email at least one week/7 days prior to the exam in order to qualify to make up an exam. Make-up for religious reasons must be requested via email at least one week/7 days prior to the exam in order to qualify to make up an exam. See the section of this document for specific information on religious accommodations and

review the Course Outline section of this syllabus for the schedule of exams. Because there will be no make-ups, I will drop the lowest exam grade for the semester, except the final exam.

If you miss an exam, you will be unable to view that exam when preparing for the Final Exam. Do not miss exams.

### **Policy on the Recording of Lectures**

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Students enrolled in this course may record video or audio of class lectures for their own personal educational use. A class lecture is defined as a formal or methodical oral presentation as part of a university course intended to present information or teach students about a particular subject.

Recording class activities other than class lectures, including but not limited to student presentations (whether individually or as part of a group), class discussion (except when incidental to and incorporated within a class lecture), labs, clinical presentations such as patient history, academic exercises involving student participation, test or examination administrations, field trips, and private conversations between students in the class or between a student and the lecturer, is prohibited.

Recordings may not be used as a substitute for class participation or class attendance and may not be published or shared without the written consent of the faculty member. Failure to adhere to these requirements may constitute a violation of the University's Student Code of Conduct and/or the Code of Academic Integrity.

### **Counseling and Psychological Services (CAPS) Center**

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Life as a university student can be challenging physically, mentally and emotionally. Students who find stress negatively affecting their ability to achieve academic or personal goals may wish to consider utilizing FAU's Counseling and Psychological Services (CAPS) Center. CAPS provides FAU students a range of services – individual counseling, support meetings, and psychiatric services, to name a few – offered to help improve and maintain emotional well-being. For more information, go to

<http://www.fau.edu/counseling/>

### **Student Support Services and Online Resources**

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- [Center for Learning and Student Success \(CLASS\)](#)
- [Counseling and Psychological Services \(CAPS\)](#)
- [FAU Libraries](#)
- [Math Learning Center](#)
- [Office of Information Technology Helpdesk](#)

- [Office of International Programs and Study Abroad](#)
- [Office of Undergraduate Research and Inquiry \(OURI\)](#)
- [Science Learning Center](#)
- [Speaking Center](#)
- [Student Accessibility Services](#)
- [Student Athlete Success Center \(SASC\)](#)
- [Testing and Certification](#)
- [Test Preparation](#)
- [University Academic Advising Services](#)
- [University Center for Excellence in Writing \(UCEW\)](#)
- [Writing Across the Curriculum \(WAC\)](#)

## **Course Topical Outline**

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### **COURSE OUTLINE**

Lecture Number/ Class Meeting Date	Module Subjects	Chapters / Material To Be Discussed
Monday, Aug 21 Introduction	Intro to subject; Expectations from students & professor; Syllabus review; Syllabus Quiz / Practice Exam review.	Intro to subject; Expectations from students & professor; Syllabus review; Syllabus Quiz / Practice Exam review.
August 25-26 Friday/Saturday Syllabus Quiz	SYLLABUS QUIZ / PRACTICE EXAM  ON CANVAS  Mandatory condition for access to Exam 1	Opens Friday, August 25 at 7a.m.  Closes Saturday, August 26 at 11p.m.

Monday, Aug 28 Lecture 1	Introduction to the American Legal System; U.S. Constitution	Pozgar Text Chapter 2, pp 20-30 Supplemental Materials
Monday, Sept 4 LABOR DAY NO CLASS MEETING	NO CLASS MEETING LABOAR DAY	NO CLASS MEETING LABOAR DAY
Monday, Sept 11 Lecture 2	Administrative Law: Federal and Florida; Civil Procedure and Trial Practice	Pozgar Text Chapter 8, pp 140-148; (review pp 24-25) Supplemental Materials;
September 15-16 Regular Exam 1	EXAM 1 ON CANVAS	Opens Friday, September 15 at 7a.m. Closes Saturday September 16 at 11p.m.
Monday, Sept 18 Lecture 3	Torts - Elements of Negligence in Civil Law; Strict Liability; Res Ipsa Loquitur;	Pozgar Text: Chapter 3; Review pp 224- 256- Cases of negligence pp 149-151 - Res Ipsa Loquitur; Supplemental Materials
Monday, Sept 25 Lecture 4	Intentional Torts; Defenses to Torts: Damages	Pozgar Text: Chapter 4 pp 158-160; 164-166 - Defenses to Torts; Damages: 169-172

		Supplemental Materials;
Sept 29-30 Regular Exam 2	EXAM 2 ON CANVAS	Opens Friday, September 29 at 7a.m.  Closes Saturday, September 30 at 11p.m.
Monday, Oct 2 Lecture 5	Contracts	Pozgar Text pp. 118- 119; 122-123  Supplemental Materials;
Monday, Oct 9 Lecture 6	Business Organizations; Agency; Respondeat Superior	Pozgar Text: p 178  Pp 186-187 – Respondeat Superior  p 121 – Agency  Supplemental Materials
October 13-14 Regular Exam 3	EXAM 3 ON CANVAS	Opens Friday, October 13 at 7a.m.  Closes Saturday, October 14 at 11p.m.
Monday, Oct 16 Lecture 7	Criminal Law	Pozgar Text:  pp 88-91;  Supplemental Materials
Monday, Oct 23 Lecture 8	Compliance and Compliance Programs;  Medicare/Medicaid Fraud; Health Insurance Portability and Accountability Act (HIPAA)	Pozgar Text:  p – 183  pp – 91-100  pp – 345-347, pp – 394- 395

		Supplemental Materials
October 27-28 Regular Exam 4	EXAM 4 ON CANVAS	Opens Friday, October 27 at 7a.m.  Closes Saturday, October 28 at 11p.m.
Monday, Oct 30 Lecture 9	Patient Consent; Legal Reporting Requirements; Medical Records;	Pozgar Text: pp. 369-384 pp. 502-506 pp. 342, 348-349, 358-359  Supplemental Materials
Monday, Nov 6 Lecture 10	End-of-Life Issues; Patient Rights; Risk Management	Pozgar Text: Chapter 17, 5 pp. 385-394
November 10-12 Regular Exam 5	EXAM 5 ON CANVAS Extra Day for Veterans' Day	Opens Friday, November 10 at 7a.m.  Closes Sunday, November 12 at 11p.m.
Monday, Nov 13 Lecture 11	Employment at Will; Employee Rights & Responsibilities; Professional Liability Insurance;	Pozgar Text Chapters 20, 21  Supplemental Materials pp. 131-136
Monday, Nov 20 Lecture 12	Labor Relations; Independent Contractors	Pozgar Text Chapter pp. 516-518, 520, 524-527

		Independent Contractors pp. 121-122  Supplemental Materials
Monday, Nov 27  Q&A for Final	Q&A for Final	
November 28-29  TUESDAY &  WEDNESDAY  Regular Exam 6	EXAM 6  ON CANVAS   OUT OF REGULAR ORDER	Opens Tuesday, November 28 at 7a.m.  Closes Wednesday, November 29 at 11p.m.
MONDAY, DEC 11  COMPREHENSIVE FINAL EXAM ON CANVAS  7:00 p.m. to 9:30 p.m.	COMPREHENSIVE FINAL EXAM ON CANVAS  MONDAY, DECEMBER 11  7:00 p.m. to 9:30 p.m.	COMPREHENSIVE FINAL EXAM ON CANVAS  MONDAY, DECEMBER 11  7:00 p.m. to 9:30 p.m..