

Utah Business Education & Information Technology (BEIT)

BUSINESS LAW

Units of Credit: Semester (.5)

CIP Code: 520441

Prerequisite: None

COURSE DESCRIPTION

Students will gain an understanding of the law as it relates to them currently and the implications of the law in their future lives as well as the lives of their family and friends. They will also work to gain an understanding of basic legal vocabulary.

The course will include an understanding of the court system at the local, state, and national level. Students will gain an understanding of contract law, their rights and responsibilities as citizens, utilization of financial transactions, employment and agency relationships, and the understanding of the regulations governing different types of business organizations. As a culminating project, students will participate in one or more mock trials.

CORE STANDARDS

STANDARD 0000-01	Analyze the relationship between ethics and the law.
OBJECTIVES 0101	Identify ethical character traits (e.g., honesty, integrity, compassion, justice).
0102	Describe the role of values in constructing an ethical code and a legal system.
0103	Identify consequences of unethical and illegal conduct.
0104	Compare various ethical theories and explain the way social forces may sometimes conflict.
STANDARD 0000-02	Explain the origin of today's law.
OBJECTIVES 0201	Identify sources of today's law: constitutions (state and federal), common law, statutory law, court decisions, and state administrative law.
0202	Discuss the Constitution, particularly the Bill of Rights and additional amendments.
0203	Determine how courts make law and explain the role of precedent in the legal system.
STANDARD 0000-03	Explain the role and function of the court system on the local, state and national levels.
OBJECTIVES 0301	Explain the structure and function of the federal and state court systems.
0302	Identify the types of cases heard in each of the federal and state courts and the differences between original and appellate jurisdiction.
0303	Compare and contrast the juvenile and adult court systems.
0304	Analyze court decisions relating to current social and legal issues.
0305	Identify the various people involved in a court trial: judge, attorneys, plaintiff/prosecutor, defendant, jury, paralegals, etc.

STANDARD 0000-04	Discuss the process of litigation.
OBJECTIVES 0401	Explain the advantages and disadvantages of negotiation, arbitration, mediation, and conciliation.
0402	Compare and contrast the steps in a civil law suit with the steps in a criminal prosecution.
0403	Differentiate among categories of criminal law: such as felonies, misdemeanors and infractions.
0404	Identify different areas of civil law, such as torts, contracts, and property.
0405	Define different types of business crimes, such as forgery, fraud, embezzlement and perjury.
0406	Determine defenses to criminal acts, such as insanity-defense and self-defense.
0407	Explain the concepts of the reasonable person test and proximate cause.
0408	Describe the penalties available for criminal law and the remedies available in tort law.
STANDARD 0000-05	Demonstrate an understanding of contract law.
OBJECTIVES 0501	Demonstrate an understanding of the nature of a contractual relationship and list the elements required to create a contract (e.g., offer, acceptance, genuine agreement, consideration, capacity and legality).
0502	Identify the classifications of contracts: valid, void, voidable, unenforceable, express, implied, bilateral, unilateral, oral, written, and written under seal.
0503	Define consideration as it applies to contract law and list examples of valid consideration for both benefit and detriment.
0504	Differentiate among the ways that a contract can be disrupted, such as fraud, non-disclosure, misrepresentation, mistake, duress, and undue influence.
0505	Define breach of contract and name legal remedies available for resolution.
0506	Define the conditions which allow contract rights to be assigned/delegated.
0507	Name the ways a contract may be terminated or discharged.
0508	Define the Statute of Limitations (Repose).
0509	Explain a minor's right to avoid a contract or ratify a contract. Identify others who lack contractual capacity.
0510	List which contracts should be in writing under the Statute of Frauds.
STANDARD 0000-06	Compare and contrast sales and consumer laws.
OBJECTIVES 0601	Differentiate among goods, services, and real property contracts.
0602	Explain when title and risk of loss pass in a sale of goods.
0603	Explain the two types of warranties for sale of goods: expressed and implied.
0604	Identify various Administrative Agencies which regulate consumer credit, including the Uniform Commercial Code.
0605	List and explain consumer protection laws.
0606	Define common, unfair and deceptive practices such as: bait and switch, usury, identity theft, unlawful door-to-door sales, deceptive service estimates, fraudulent misrepresentations, etc.
	Analyze the role and importance of agency law and employment law as they relate

STANDARD 0000-07	to the conduct of business.
OBJECTIVES 0701	Demonstrate an understanding of the nature of an agency relationship and list the ways agency relationships may be created.
0702	Explain duties agents and principals owe each other as well as liabilities to third parties.
0703	List and explain the methods by which an agency can be terminated by acts of the parties and by operation of law.
0704	Demonstrate an understanding of the nature of the employer-employee relationship, including independent contractors.
0705	Explain the difference between justified and unjustified discrimination.
0706	Demonstrate an understanding of employee rights (e.g., employment interview, testing, laws affecting minors and collective bargaining).
0707	Identify legislation that regulates employment rights, conditions and worker benefits (e.g., Americans with Disabilities Act, Occupational Safety and Health Act, Fair Labor Standards Acts, Equal Employment Opportunity Commission and unemployment insurance).
STANDARD 0000-08	Describe the major types of business organizations.
OBJECTIVES 0801	Identify and discuss the characteristics of business organizations: sole proprietorship, partnership, limited partnership, corporation (profit and non-profit), franchise and limited liability company.
0802	Discuss privately and publicly held corporations and the role they play in the stock market.
0803	Describe the various aspects of bankruptcy (e.g., Chapter 7--Liquidation, Chapter 11--Reorganization, and Chapter 13--Reorganization of Debts).
STANDARD 0000-09 OPTIONAL *	Explain the legal rules that apply to personal and real property. *This section is not included in the State Competency Test.
OBJECTIVES 0901	Define real property, personal property, and fixtures and explain why property distinctions are important.
0902	List different methods of acquiring property and transferring title (e.g., renting, leasing, or purchasing, contract for sale, deed, title search, abstract of title, mortgage, etc.), including the effects of liens.
0903	Explain how a bailment is created and describe the standard of care different bailees are required to exercise over bailed property.
0904	Define intellectual property (e.g., patents, copyrights and trademarks).
0905	Identify a common carrier's liability for loss or damage to goods.
STANDARD 0000-10 OPTIONAL *	Analyze the functions of negotiable instruments, insurance, and secured transactions. *This section is not included in the State Competency Test.
OBJECTIVES 1001	Identify and explain the essential elements of negotiable instruments and different types of endorsements.
1002	List the requirements for becoming a holder in due course.
1003	Define the term insurance and list the different types of insurance available (e.g., personal, automobile, etc.).
1004	Describe a secured transaction and list the major types of collateral.

STANDARD 0000-11 OPTIONAL*	Explain how advances in computer technology impact such areas as property law, contract law, and criminal law. *This section is not included in the State Competency Test.
OBJECTIVES 1101	Demonstrate an understanding of computer law as it relates to computer hacking, software piracy, source code, software license, copyright law, Internet and e-mail.
STANDARD 0000-12 OPTIONAL*	Determine the appropriateness of wills and trusts in estate planning. *This section is not included in the State Competency Test.
OBJECTIVES 1201	Identify the requirements of a formal will and indicate the ways a will can be revoked or altered.
1202	Explain what happens to a decedent's estate when a person dies without a will.
1203	Identify the responsibilities of an executor or administrator in the settlement of an estate.
1204	Differentiate among the various types of trusts, such as charitable, private, spendthrift, revocable, and irrevocable trusts.
STANDARD 0000-13 OPTIONAL*	Explain the legal rules that apply to marriage, divorce and child custody. *This section is not included in the State Competency Test.
OBJECTIVES 1301	Define marriage and explain the rights and obligations that are involved in marriage.
1302	Understand concepts relating to marriage such as age requirements, prenuptial agreements, common law, and types of marriages prohibited by law.
1303	Contrast annulment, divorce, and dissolution proceedings and explain some of the typical grounds for divorce.
1304	Describe the law as it relates to the distribution of property in divorce as well as child custody and child support.