

STRANDS AND STANDARDS

BUSINESS LAW



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.

Intended Grade Level	10-12
Units of Credit	0.5
Core Code	32.02.00.00.130
Concurrent Enrollment Core Code	N/A
Prerequisite	None
Skill Certification Test Number	240
Test Weight	0.5
License Type	CTE and/or Secondary Education 6-12
Required Endorsement(s)	
Endorsement 1	Business and Marketing (CTE/General)
Endorsement 2	Business and Marketing Core
Endorsement 3	N/A

STRAND 1

Analyze the relationship between ethics and the law and explain the origin of today's law.

Standard 1

Identify unethical and illegal conduct while comparing various ethical theories and explain the historical origins of the law, including the golden rule, the greatest good principle, and duty based ethics.

Standard 2

Identify sources of today's law: constitutions (state and federal), common law, statutory law, court decisions, administrative law (regulations), and case law.

Standard 3

Discuss the Constitution including the Bill of Rights as it relate to business, such as commercial speech.

Standard 4

Determine how courts interpret law and explain the role of precedent in the legal system.

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Critical thinking

STRAND 2

Explain the role and function of the court system on the local, state and national levels.

Standard 1

Explain the structure and function of the federal and state court systems.

Standard 2

Identify the types of cases heard in each of the federal and state courts and the difference between original and appellate jurisdiction.

Standard 3

Compare and contrast the juvenile and adult court systems.

Performance Skills

Analyze court decisions relating to current social and legal issues.

- Analyze a resolved, current (within 10 years) business law case from a source other than the textbook.
- Identify the law classification, issue, and question of law/facts in dispute.
- List the material facts, parties involved (defendant, plaintiff, witnesses), principles of law used to arrive at a decision, damages sought.
- If case has been decided, report on decision made and identify the principle(s) of law used to arrive at the decision.

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Critical thinking
- Problem solving

STRAND 3

Discuss procedural law.

Standard 1

Explain the advantages and disadvantages of negotiation, mediation, arbitration, and litigation.

Standard 2

Identify the various parties involved in a court trial (judge, attorneys, plaintiff/prosecutor, defendant, juries (petit and grand), and court reporter).

Standard 3

Compare and contrast the steps in a civil lawsuit with the steps in a criminal prosecution.

Standard 4

Understand the Statute of Limitations as it relates to both criminal and civil law.

Performance Skills (Complete One of the Following)

Participate in a mock trial.

- Actively participate in a mock trial by preparing for and acting your assigned part.
- Understand the setup and expectations of behavior in a courtroom.
- Understand the procedures of a trial (e.g. opening/closing arguments, objections, examination, judgement/verdict).

Analyze a live or prerecorded court session.

- Identify the law classification (criminal or civil case and the specific crime or tort).
- Identify the issue and question of law/facts in dispute.
- List the material facts, parties involved (defendant, plaintiff, witnesses), principles of law used to arrive at a decision, damages sought.
- Report on decision made and identify the principle(s) of law used to arrive at the decision.

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Critical thinking
- Problem solving
- Teamwork
- Communication
- Legal requirements

STRAND 4

Demonstrate an understanding of criminal and civil law as related to business.

Standard 1

Define and identify the different categories of business crimes (felonies and misdemeanors) and associated penalties (restitution, fine, and imprisonment).

Standard 2

Define different types of business crime in both traditional and cyber contexts (forgery, embezzlement, fraud, larceny by false pretenses, perjury, conspiracy, extortion, and bribery).

Standard 3

Understand defenses to criminal charges (e.g., insanity, self-defense, and entrapment).

Standard 4

Define tort and identify the difference between negligence (duty of care, breach of duty, actual injury, and proximate cause), strict liability, defamation (libel and slander), and invasion of privacy.

Standard 5

Understand defenses to civil actions (assumption of risk, contributory negligence, and comparative negligence)

Standard 6

Describe the remedies available in civil law (punitive, compensatory, injunction).

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Critical thinking
- Problem solving
- Legal requirements

STRAND 5

Demonstrate an understanding of contract law.

Standard 1

Demonstrate understanding of the contractual relationship and list the elements required to create a contract (offer, acceptance, genuine agreement, consideration, capacity and legality).

Standard 2

Identify the classifications of contracts (valid, void, voidable, unenforceable, express, implied, bilateral, unilateral, oral, and written).

Standard 3

Define consideration as it applies to contract law and list examples of valid consideration for both benefit and detriment.

Standard 4

Understand the different ways a contract can be discharged or terminated (substantial performance vs. complete performance, mutual release, accord and satisfaction, novation, impossibility performance, discharge by operation of law).

Standard 5

Differentiate among the ways that a contract can be affirmed (ratification) or disrupted (fraud, non-disclosure, misrepresentation, mistake, duress, undue influence).

Standard 6

Define breach of contract and legal remedies (damages, specific performance, rescission, restitution).

Standard 7

Define the conditions which allow contract rights to be assigned/delegated.

Standard 8

Discuss how you determine contractual capacity (minors, mentally impaired, intoxicated, and language barriers) and the implications of ratification.

Standard 9

Identify contracts that should be in writing under the Statute of Frauds.

Performance Skills

Analyze a contract.

- Identify and verify that all elements of the contract are present.
- Explain the benefits and detriments to each party in the contract.
- Describe any restrictions listed in the contract.
- Analyze the contract for legality.
- Analyze any applicable warranties.

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Critical thinking
- Problem solving
- Communication
- Legal requirements

STRAND 6

Compare and contrast sales and consumer laws.

Standard 1

Describe the Uniform Commercial Code (UCC). Cover and differentiate the Securities and Exchange Act.

Standard 2

Differentiate between goods, services, and real property.

Standard 3

Explain the two types of warranties for sale of goods (expressed and implied).

Standard 4

List and explain consumer protection laws (Truth in Lending Act and Consumer Product Safety Act).

Standard 5

Define unfair and deceptive practices (bait and switch, usury, identify theft, and price fixing) and the cooling-off rule.

Standard 6

Explain when title and risk of loss pass in a sale of goods.

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Critical thinking
- Legal Requirements

STRAND 7

Analyze the role and importance of agency law and employment law as they relate to the conduct of business.

Standard 1

Identify the nature of an agency relationship and discuss the ways agency relationships may be created (express, implied, apparent, and ratification) and terminated.

Standard 2

Explain fiduciary duties (e.g. loyalty, reasonable care and skill, confidentiality, accounting, good faith, and obedience) agents and principals owe each other.

Standard 3

Identify the distinction between employee, independent contractor, and employment at will and demonstrate an understanding of employee rights (job interview, drug testing, background checks, laws affecting minors, collective bargaining, and unemployment compensation).

Standard 4

Identify and discuss employment and justified/unjustified discrimination laws (race, gender, sexual orientation, national origins, religion, physical disability, and age).

Standard 5

Identify legislation that regulates employment rights, conditions and worker benefits (Americans with Disabilities Act, Occupational Safety and Health Act, Fair Labor Standards Act, and Equal Employment Opportunity Act).

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Communication
- Legal Requirements

STRAND 8

Describe the methods of protecting your business and personal assets

Standard 1

Identify the liability protection provided by the different forms of business organizations (sole proprietorship, partnership, limited partnership, corporation and limited liability company).

Standard 2

Discuss the critical differences between patent, copyright, and trademark protection, including civil infringement as a cause of action.

Standard 3

Demonstrate how to protect a trade secret and the civil, criminal (Economic Espionage Act), and employment (non-compete and non-disclosure agreement) ramifications.

Standard 4

Understand how the different types of bankruptcy (Chapter 7 – Liquidation and Chapter 11 – Reorganization) can affect a business' assets and debts.

Workplace Skills

Students will connect their knowledge with current workplace skills including:

- Critical thinking
- Problem solving
- Communication
- Teamwork
- Legal Requirements
- Computational Thinking

Skill Certificate Test Points by Strand

Test Name	Test #	Number of Test Points by Strand										Total Points	Total Questions
		1	2	3	4	5	6	7	8	9	10		
Business Law	240	8	4	11	13	16	6	5	4			67	64