

NATIONAL STANDARDS

Achievement Standard: Analyze the relationship between ethics and the law and describe sources of the law, the structure of the court system, different classifications of procedural law, and different classifications of substantive law

A. SOURCES OF THE LAW*Level 2 Performance Expectations*

- Explain the Constitution and describe branches of government, as presented therein
- Define statutory law, identify the purposes of statutory law, and describe how a bill becomes a statute
- Define regulations and explain how administrative agencies create regulations

Level 3 Performance Expectations

- Describe the powers and limitations of the federal government as stated in the Constitution
- Identify the basic freedoms guaranteed by the Bill of Rights and describe several key constitutional amendments beyond the Bill of Rights
- Compare and contrast the national constitution with state, territory, and province constitutions
- Determine how courts make law and explain the role of precedent in the legal system

Level 4 Performance Expectations

- Locate, interpret, and apply specific statutes and administrative regulations
- Analyze specific cases by stating the facts, finding the legal questions, applying laws and resolving the issues
- Analyze the constitutionality of various statutes and regulations

B. ETHICS AND THE LAW*Level 1 Performance Expectations*

- Explain a person's responsibility to obey the law
- Identify ethical character traits and values (e.g., honesty, integrity, compassion, and justice)

Level 2 Performance Expectations

- Explain the relationship between law and ethics
- Describe the role of values in constructing an ethical code and a legal system
- Explain a person's responsibility under the law

Level 3 Performance Expectations

- Identify consequences of unethical and illegal conduct
- Describe how to develop an ethical and legal lifestyle
- List the most common sources of the law
- Explain the way social forces may sometimes conflict

Level 4 Performance Expectations

- Compare and contrast various ethical theories
- Analyze and solve difficult ethical and legal problems
- Demonstrate how a rule of law may be a synthesis of conflicting social forces
- Compare and contrast differences in ethical and legal systems from state to state and nation to nation

C. STRUCTURE OF THE COURTS*Level 1 Performance Expectation*

- Explain the function of the courts

Level 2 Performance Expectations

- Describe the basic structure of the national and state court systems
- Distinguish between the roles of legal professionals (e.g., judges, lawyers, etc.)

Level 3 Performance Expectations

- Differentiate between cases that belong within the jurisdiction of the federal and state court systems
- Compare the role of the juvenile courts with the role of other courts
- Explain the role of the national and state appellate courts
- Differentiate between the roles of the U.S. Supreme Court and the state supreme courts

Level 4 Performance Expectations

- Analyze the reasons that certain cases reach the U.S. Supreme Courts

D. CLASSIFICATION OF PROCEDURAL LAW

Level 2 Performance Expectations

- Distinguish between procedural law and substantive law

Level 3 Performance Expectations

- Define litigation
- Define alternate dispute resolution (ADR)
- Explain the advantages and disadvantages of arbitration, mediation and conciliation
- Compare and contrast the steps in a civil law suit with the steps in a criminal prosecution
- List and explain the steps in criminal and civil trials
- Describe the appellate process in criminal and civil cases
- Define the statute of limitations

E. CLASSIFICATION OF SUBSTANTIVE LAW

Level 2 Performance Expectations

- Distinguish between civil and criminal law
- Differentiate between categories of crime (e.g., treason, felony, and misdemeanor)
- Identify different areas of civil law that impact businesses (e.g., tort, contract, and property law)

Level 3 Performance Expectations

- Define different types of business crime (e.g., arson, forgery and embezzlement)
- Determine several defenses to criminal acts (e.g., insanity defense and self-defense)
- Distinguish between a tort and a crime
- Differentiate between and give examples of negligence and intentional torts
- Explain the concepts of the reasonable person test and proximate cause
- Explain the concept of strict liability and describe circumstances under which it is imposed
- Describe the penalties available in criminal law and the remedies available in tort law

Level 4 Performance Expectations

- Differentiate between the penalties for committing felonies and misdemeanors
- Analyze the statutory criteria for imposing the death penalty
- Differentiate between survival statutes and wrongful death statutes

STATE STANDARDS:

Same as National Standards

UNIT OBJECTIVES:

A. Sources of the Law

- Explain the stages in the evolution of law
- Describe differences between common law and positive law
- Describe differences between law courts and equity courts
- Explain how constitutional, statutory, case, and administrative laws are created
- Explain how to resolve conflicts between constitutional, statutory, case and administrative laws
- Describe the differences between criminal and civil, substantive and procedural, and business and other forms of law

B. Ethics

- Define ethics
- Describe each element of the definition
- Define business ethics
- Differentiate between reason based on consequences and reason based on ethical rules
- Explain how our laws reflect ethics based on consequences and ethics based on reasoning
- Discuss why we are obligated to obey laws

C. The Origin of Our Legal System

- Name the documents written in the course of our nation's founding
- Explain the relationship between the Declaration of Independence and the Constitution
- Discuss how the Constitution has been a shield against violations of basic human rights
- Identify basic human rights protected by the Bill of Rights and subsequent amendments
- Discuss how the constitution created a system of checks and balances
- Explain how the power to govern is divided between the federal and state governments

D. The Courts

- Explain how disputes can be settled without resorting to the courts
- Name different levels of courts and describe their powers
- Identify the source of power of the federal courts
- Name various levels of federal courts and describe their jurisdictions
- Compare the structure of the Pennsylvania state court system with the structure of the federal courts
- Identify typical state courts of specialized jurisdiction
- Discuss the jurisdiction of the various typical state courts

E. Criminal Law

- Define elements that must be present in all crimes
- Describe crimes that commonly occur in the business environment
- Discuss the rights a person has when arrested
- Recognize a person's potential criminal liability for the actions of others
- Understand the justifiability of the common defenses to criminal charges

F. Civil (Tort) Law

- Distinguish a crime from a tort
- Discuss the elements of a tort
- Explain when a person is responsible for another's tort
- Identify common intentional torts
- Define negligence and strict liability
- Discuss what damages are available to victims of torts
- Explain the various stages of a civil suit

ACTIVITIES:

1. Read, write and discuss various principles as they relate to basic legal concepts
2. Examine cases and legal situations and apply concepts learned
3. Variety of activities to meet students' individual learning styles

ASSESSMENTS:

1. Formative and summative quizzes and tests
2. Class and group participation
3. Portfolio
4. Projects

REMEDIATION:

1. Peer tutoring
2. Teacher assistance

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| <p>RESOURCES:</p> <ol style="list-style-type: none">1. <u>Law for Business and Personal Use</u> - John E. Adamson, Norbert J. Mietus, Southwestern Educational Publishing - 15th edition - copyright 20002. Internet3. Various magazines and legal journals | <ol style="list-style-type: none">3. Retesting4. Alternative evaluation5. Independent research <p>ENRICHMENT:</p> <ol style="list-style-type: none">1. Advanced projects and/or case study research |
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COURSE: Business Law

GRADE(S): 9 - 12

UNIT: Contract Law, Law of Sales and Consumer Law

NATIONAL STANDARDS

Achievement Standard: Analyze the relationships between contract law, law of sales and consumer law.

A. CONTRACT LAW

Level 1 Performance Expectations

- Demonstrate an understanding the nature of a contractual relationship

Level 2 Performance Expectations

- List the elements required to create a contract

Level 3 Performance Expectations

- Differentiate between classes of contracts (e.g., bilateral and unilateral , express and implied, and oral and written)
- Explain how offer and acceptance can create contractual rights and duties
- Determine whether or not an agreement is definite enough to be enforced as a contract
- Differentiate between the ways that assent can be undermined (e.g., fraud, nondisclosure, misrepresentation, mistake, duress, and undue influence)
- Define and distinguish between different types of consideration and list the exceptions to the requirements of consideration
- Explain a minor's right to avoid a contract
- Identify categories of people who lack contractual capacity
- Define the concept of unconscionability and compare it to illegality
- List the essential information that should be included in writing under the statute of frauds
- Explain the parole evidence rule
- Describe the various rules applied to the interpretation of contracts
- Explain the various rules applied to contracts involving third parties
- List the ways a contract can be discharged
- Describe breach of contract and the remedies available when a contract is breached

B. LAW OF SALES

Level 2 Performance Expectations

- Differentiate between goods, service, and real property contracts

Level 3 Performance Expectations

- Distinguish between a sale of goods and other transactions relating to goods
- Describe the Uniform commercial Code (UCC)
- Explain why the UCC has been adopted by individual states
- Describe the Uniform Computer Information Transactions Act (UCITA), the Uniform Electronic Transactions Act , the Electronic Signatures in Global and National Commerce Act, and the Millennium Digital Commerce Act
- Discuss the issue of taxation and e-commerce

Level 4 Performance Expectations

- Explain when title and risk of loss pass in the sale of goods
- Distinguish between rejection of nonconforming goods and revocation of acceptance
- Identify various types of warranties and describe how each of the warranties may be excluded or modified
- List and explain the remedies of the buyer when the seller breaches the sales contract
- Determine the circumstances in which the parties may limit the damage recovery of the opposing party

- Describe when the statute of limitations usually begins and ends in a sales transaction
- State when a contract for the sale of goods must be evidenced in writing
- List and define the performance obligations of the seller and buyer in a typical sales transaction and define the terms F.O.B., F.A.S., C.I.F., C.F., and C.&F. and state the legal consequences of using them
- Explain the effects of a sale-on-consignment and a sale-on-approval

C. CONSUMER LAW

Level 3 Performance Expectations

- Identify legislation that regulates consumer credit and electronic credit transactions (e.g., Fair Credit Reporting Act, Fair Credit Billing Act, Equal Credit Opportunity Act, Fair Credit Collection Practices Act, and Consumer Credit Protection Act)
- Discuss consumer protection legislation (e.g., Federal Trade Commission Act, Consumer Product Safety Act, and Consumer Leasing Act)

STATE STANDARDS:

Same as National Standards

UNIT OBJECTIVES:

A. Contracts

- List the elements required to form a contract
- Describe requirements of an offer
- Describe how an offer can be ended
- Explain how the parties can create offers that cannot be ended
- Discuss elements of an effective acceptance
- Determine at what point in time an acceptance is effective
- Identify parties who have contractual capacity
- Identify what contracts can be disaffirmed
- Explain the role of capacity in organization
- Describe the statute of frauds
- Discuss consequences of failure to comply with the statute
- Describe what writing satisfies the statute under the common law and the UCC
- Explain how the signature influences enforcement of contracts

B. Law of Sales

- Define sale and explain how the UCC governs the sale of goods
- Identify unconscionable contracts and contracts of adhesion
- Distinguish between payment, delivery, and transfer of title of goods.
- Discuss the benefits and burdens of ownership of property
- Compare the various methods of acquiring property
- Explain the unique role of merchants and why and how they are treated specially by the law
- Explain the need for the statute of frauds
- Discuss the instances in which the statute of frauds will be applied

C. Consumer Law

- Explain why and how the law focuses on the protection of consumers
- Discuss trade practices that are prohibited by consumer law
- Discuss contributions of local and state governments to consumer protection
- Define product liability
- Explain how strict liability law can protect consumers injured by defective products
- Distinguish between implied and express warranties and explain the protection they provide
- Explain the warranty of merchantability and how it may be limited or excluded
- Differentiate between a full and a limited warranty
- Discuss consumer protection legislation

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| <p>ACTIVITIES:</p> <ol style="list-style-type: none"> 1. Read, write and discuss various principles as they relate to contracts, law of sales and consumer law 2. Examine cases and legal situations and apply concepts learned 3. Variety of activities to meet students' individual learning styles <p>RESOURCES:</p> <ol style="list-style-type: none"> 1. <u>Law for Business and Personal Use</u> - John E. Adamson, Norbert J. Mietus, Southwestern Educational Publishing - 15th edition – copyright 2000 2. Internet 3. Various magazines and legal journals | <p>ASSESSMENTS:</p> <ol style="list-style-type: none"> 1. Formative and summative quizzes and tests 2. Class and group participation 3. Portfolio 4. Projects <p>REMEDIATION:</p> <ol style="list-style-type: none"> 1. Peer tutoring 2. Teacher assistance 3. Retesting 4. Alternative evaluation 5. Independent research <p>ENRICHMENT:</p> <ol style="list-style-type: none"> 1. Advanced projects and/or case study research |
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COURSE: Business Law

GRADE(S): 9 - 12

UNIT: Agency and Employment

NATIONAL STANDARDS

Achievement Standard: Analyze the role and importance of agency law and employment law as they relate to the conduct business in the marketplace

A. AGENCY

Level 2 Performance Expectations

- Demonstrate an understanding of the nature of an agency relationship and list the ways agency relationships may be created

Level 3 Performance Expectations

- Distinguish between an agent and individuals such as independent contractors, real estate brokers, bailees, and trustees
- Distinguish between a general power of attorney, a durable power of attorney, and a limited power of attorney
- Explain the different types of agents
- Define ratification and its elements
- Explain the concept of vicarious liability

Level 4 Performance Expectations

- Differentiate between the types of agency authority (e.g., express, incidental, customary and apparent)
- Explain the duties the agent owes the principal and explain the duties the principal owes the agent
- Describe when and how an agent can become liable to a third party in a contract
- List and explain the methods by which an agency can be terminated by acts of the parties and by operation of law
- Explain the principal's liability to third parties when contracting through an agent

B. EMPLOYMENT

Level 1 Performance Expectations

- Demonstrate an understanding of the nature of the employer-employee relationship

Level 2 Performance Expectations

- Explain the doctrine of employment-at-will
- Describe the wrongful discharge exceptions to employment-at-will, including implied contract, promissory estoppels, and public policy tort
- Explain the employment doctrine of implied covenant

Level 3 Performance Expectations

- Explain the relationship of Title VII of the Civil Rights Act to employment
- Explain the difference between disparate treatment and disparate impact in discrimination cases
- Explain the Civil Rights Act of 1991
- Determine what questions can and cannot be asked during an employment interview
- Demonstrate an understanding of the basis on which employees or applicants may be asked to take tests (e.g., aptitude, psychological, polygraph and drug tests)
- Identify legislation that regulates employee rights (e.g., Americans with Disabilities Act, Age Discrimination in Employment Act, Family and Medical Leave Act, and Older Workers Benefit Protection Act)
- Identify legislation that regulates employment conditions (e.g., Fair Labor Standards Act, Immigration Reform and control Act, and Occupational Safety and Health Act)

- Identify legislation that guarantees worker benefits (e.g., unemployment insurance pension protection, workers' compensation, and Social Security legislation)
- Describe the collective-bargaining process
- Identify legislation that regulates union activities (e.g., National Labor Relations Act, Taft-Hartley Act, and Landrum-Griffin Act)

STATE STANDARDS:

Same as National Standards

UNIT OBJECTIVES:

A. Agency

- Describe when an agency relationship exists
- Identify who is qualified to be a principal and who is qualified to be an agent
- Discuss how the law treats principles and agents who lack contractual capacity
- Identify the sources of an agent's authority
- Describe the acts of an agent which bind the principal
- Explain what happens when agent acts outside the scope of express authority
- Describe each fiduciary duty of an agent
- Identify when fiduciary duty has been violated
- Explain the principal's remedies for an agent's violation of a fiduciary duty
- Describe a principal's liabilities
- Describe an agent's liabilities

B. Employment

- Define employment and contrast it with other relationships where one person works for another
- Describe how the terms in employment contracts are created
- Discuss the duties imposed by law on employees
- Describe the employer's duties that arise out of the express terms of the employment contract
- Explain the employer's duties imposed by law
- Explain when an employee is liable for quitting a job
- Describe when an employer is liable for firing an employee
- Explain the rights of a fired employee
- Define illegal discrimination
- Define legal discrimination
- Identify members of protected classes
- Explain how unequal treatment can be proven
- Identify employer's major defenses in discrimination suits
- Explain what constitutes sexual harassment
- Describe the Civil Rights Act of 1964
- Name the laws which make discrimination on the bases of age, pregnancy and disability illegal

ACTIVITIES:

1. Read, write and discuss various principles as they relate to contracts, law of sales and consumer law
2. Examine cases and legal situations and apply concepts learned
3. Variety of activities to meet students' individual learning styles

ASSESSMENTS:

1. Formative and summative quizzes and tests
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3. Portfolio
4. Projects

RESOURCES:

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3. Various magazines and legal journals

REMEDIATION:

1. Peer tutoring
2. Teacher assistance
3. Retesting
4. Alternative evaluation
5. Independent research

ENRICHMENT:

1. Advanced projects and/or case study research

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| COURSE: Business Law | GRADE(S): 9 - 12 |
| UNIT: Business Organizations | |

STATE STANDARDS:
Same as National Standards

UNIT OBJECTIVES:

A. Sole Proprietorships and Partnerships

- Discuss the basic attributes of the sole proprietorship, partnership and corporation
- Determine which one form of organization may be best in a particular situation
- Explain the risks of utilizing each form of business organization
- Explain how a partnership is formed
- Identify different types of partnerships and partners
- Discuss the ways in which a partnership can be terminated and what happens when this occurs
- Discuss a partner's rights and duties
- Determine when a partner has authority to act
- Discuss a partner's potential liability

B. Corporations

- Describe what a corporation is and why it is the preferred form of organization for large business firms
- Identify different types of corporations
- Discuss how a corporation is formed
- Explain how a corporation is financed
- Discuss the duties of corporate directors and officers
- Discuss the procedure for terminating a corporation
- Describe the powers of a corporation
- Discuss the rights of a shareholder

C. Limited Liability Companies

- Discuss the advantages and disadvantages of the limited partnership and subchapter S corporation
- Identify the type of information required from members of a limited partnership
- Compare and contrast forming a limited partnership with forming a subchapter S corporation
- Explain how limited liability companies and partnerships are organized
- List the relative advantages of the LLC and LLP
- Identify the disadvantages in an LLC and LLP

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| <p>ACTIVITIES:</p> <ol style="list-style-type: none"> 1. Read, write and discuss various principles as they relate to business organizations 2. Examine cases and legal situations and apply concepts learned 3. Variety of activities to meet students' individual learning styles <p>RESOURCES:</p> <ol style="list-style-type: none"> 1. <u>Law for Business and Personal Use</u> - John E. Adamson, Norbert J. Mietus, Southwestern Educational Publishing - 15th edition – copyright 2000 2. Internet 3. Various magazines and legal journals | <p>ASSESSMENTS:</p> <ol style="list-style-type: none"> 1. Formative and summative quizzes and tests 2. Class and group participation 3. Portfolio 4. Projects <p>REMEDATION:</p> <ol style="list-style-type: none"> 1. Peer tutoring 2. Teacher assistance 3. Retesting 4. Alternative evaluation 5. Independent research <p>ENRICHMENT:</p> <ol style="list-style-type: none"> 1. Advanced projects and/or case study research |
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NATIONAL STANDARDS

Achievement Standard: Explain the legal rules that apply to personal property and real property

A. PERSONAL PROPERTY

Level 2 Performance Expectations

- Define real property, personal property and fixtures and explain why property distinctions are important

Level 3 Performance Expectations

- List different methods by which property is acquired
- Identify forms of co-ownership of personal property
- Explain how a bailment is created and describe the standard of care different bailees are required to exercise over bailed property
- Distinguish between an ordinary bailment and a special bailment
- Define intellectual property and types of intellectual property
- Identify a common carrier's liability for loss or damage to goods

Level 4 Performance Expectations

- Explain the differences of a sale-on-consignment and a sale-on-approval

B. REAL PROPERTY

Level 3 Performance Expectations

- Distinguish among liens, licenses, and easements and explain the differences
- List the major estates in land and describe the major features of each
- List and describe the forms of co-ownership of real property
- Illustrate the method of transferring title (deeding) to real property
- Describe the kinds of rental relationships that landlords and tenants may create

Level 4 Performance Expectations

- Describe the function of warranty and quitclaim deeds
- Determine methods of transferring real property other than by sale
- Distinguish between a lease and a deed
- Explain the rights and obligations of landlords and tenants on termination of a lease
- Identify federal and state statutes that affect the landlord-tenant relationship

STATE STANDARDS:

Same as National Standards

UNIT OBJECTIVES:

A. Property

- Distinguish between real, tangible personal and intangible personal property
- Determine what body of law governs various transactions for the purchase of goods and/or services
- Discuss types of intellectual property
- Discuss ways of acquiring property
- Distinguish between mislaid and lost property
- Identify legal limitations on the use of property

- Distinguish between the basic ways to own property
- Describe the features of each form of co-ownership
- Identify legal names for parties to a bailment
- Determine when a bailment arises and ends
- Identify types of bailments
- Identify the duties of bailees and bailors
- Describe how to modify a bailee's duty of care
- List the most common types of bailments
- Describe the legal features of the most common types of bailments

B. Real Property

- Identify physical and legal elements of real property
- Describe major tests used to distinguish real and personal property
- Classify items as real or personal
- Describe major estates in land
- Identify legal names of parties involved in deeding realty
- Describe processes for transferring ownership of land
- Describe legal characteristics of a lease
- Identify parties to a lease
- Describe various leasehold estates
- Explain tenants rights to use a property
- Explain how a lease can be transferred
- Explain the duty to pay rent
- Describe the lessor's rights when rent is not paid and the lessor's duties to maintain the premises
- Explain when the lessor is liable for injuries on the property
- Describe the lessor's duties under the Fair Housing Act

ACTIVITIES:

1. Read, write and discuss various principles as they relate to property
2. Examine cases and legal situations and apply concepts learned
3. Variety of activities to meet students' individual learning styles

RESOURCES:

1. Law for Business and Personal Use - John E. Adamson, Norbert J. Mietus, Southwestern Educational Publishing - 15th edition – copyright 2000
2. Internet
3. Various magazines and legal journals

ASSESSMENTS:

1. Formative and summative quizzes and tests
2. Class and group participation
3. Portfolio
4. Projects

REMEDIATION:

1. Peer tutoring
2. Teacher assistance
3. Retesting
4. Alternative evaluation
5. Independent research

ENRICHMENT:

Advanced projects and/or case study research

NATIONAL STANDARDS

Achievement Standard: Analyze the functions of commercial paper, insurance, secured transactions, and bankruptcy.

A. COMMERCIAL PAPER*Level 3 Performance Expectations*

- Explain the importance and function of commercial paper
- Demonstrate an understanding of the concept of negotiability and distinguish it from assignability
- Identify and explain the essential elements of a negotiable instrument
- Describe different types of negotiable instruments and different types of endorsements
- Explain contractual relationships between a bank and its customers
- Describe stop-payment orders
- Describe legal effects of forgeries and material alterations

Level 4 Performance Expectations

- Explain differences between negotiation of order paper and negotiation of bearer paper
- Explain the importance of warranty liability and its relationship to endorsement liability
- List the requirements for becoming a holder in due course
- Distinguish between an ordinary holder and a holder in due course and explain the rights of a holder in due course
- List and explain the universal defenses available against all holders
- Describe how the rights of a holder in due course have been limited by the Federal Trade Commission
- Distinguish between primary parties and secondary parties
- Describe presentment for payment and presentment for acceptance
- List and explain various methods of discharge and distinguish the discharge of individual parties from the discharge of all parties

B. SECURED TRANSACTIONS*Level 3 Performance Expectations*

- Describe a secured transaction and explain the requirements for creating a valid security interest
- Define major types of collateral

Level 4 Performance Expectations

- Compare two methods used to create a security interest
- Compare secured credit sales of consumer goods and secured credit sales of inventory
- Explain the rights of the parties upon the debtor's default

C. BANKRUPTCY*Level 3 Performance Expectations*

- Describe and discuss the various aspects of bankruptcy (e.g., Chapter 7 – Liquidation, Chapter 11 – Reorganization, and Chapter 13 – Reorganization of Debts)
- Compare differences between voluntary bankruptcy and involuntary bankruptcy
- Explain the procedure for the administration of the debtor's estate

Level 4 Performance Expectations

- Identify debts that are not extinguished by bankruptcy
- Discuss the distribution of the estate on liquidation
- Identify and discuss alternatives to bankruptcy

D. INSURANCE

Level 3 Performance Expectations

- Define insurance and differentiate between requirements for an insurable interest for property insurance and those needed for life insurance
- Compare and contrast the different types of life insurance (e.g., ordinary, limited payment, endowment and term)

STATE STANDARDS:

Same as National Standards

UNIT OBJECTIVES:

A. Commercial Paper

- Define commercial paper
- Explain the importance of being a holder in due course
- Explain how to qualify as a holder in due course
- Discuss the ways commercial paper is discharged
- Discuss the rights and duties involved in electronic fund transfers

B. Secured Transactions

- Distinguish between debtors and creditors
- Discuss the importance of protecting both creditors and debtors
- Describe a secured transaction
- Explain how security interests are created and perfected
- Determine how and when security interests are terminated

C. Bankruptcy

- Discuss the laws that protect creditors
- Explain how liens are created
- Explain how liens can protect creditors' rights
- Discuss the laws that protect debtors
- Discuss the advantages and disadvantages of using credit cards
- Explain bankruptcy procedures
- Identify the various types of bankruptcy
- Discuss the limitations of bankruptcy in discharging debts

D. Insurance

- Discuss the common types of insurance
- Identify when an insurable interest is present
- Discuss the types of coverage provided by property and casualty insurance
- Discuss coverage provided in an automobile insurance policy
- Identify common provisions in life insurance contracts
- Explain the types of social insurance

ACTIVITIES:

1. Read, write and discuss various principles as they relate to commercial paper, insurance, secured transactions and bankruptcy
2. Examine cases and legal situations and apply concepts learned
3. Variety of activities to meet students' individual learning styles

ASSESSMENTS:

1. Formative and summative quizzes and tests
2. Class and group participation
3. Portfolio
4. Projects

REMEDIATION:

1. Peer tutoring
2. Teacher assistance
3. Retesting

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| <p>RESOURCES:</p> <ol style="list-style-type: none">1. <u>Law for Business and Personal Use</u> - John E. Adamson, Norbert J. Mietus, Southwestern Educational Publishing - 15th edition – copyright 20002. Internet3. Various magazines and legal journals | <ol style="list-style-type: none">4. Alternative evaluation5. Independent research <p>ENRICHMENT:</p> <ol style="list-style-type: none">1. Advanced projects and/or case study research |
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| COURSE: Business Law | GRADE(S): 9 - 12 |
| UNIT: Computer Law | |

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| <p>NATIONAL STANDARDS</p> <p>Achievement Standard: Explain how advances in computer technology impact such areas as property law, contract law and criminal law</p> <p>A. BASICS OF COMPUTER LAW <i>Level 3 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Define key terms involved in computer law <p>B. OWNERSHIP ISSUES <i>Level 4 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Determine whether a particular computer program would be protected by labeling it a trade secret <input type="checkbox"/> Determine when a computer program can be protected by a patent and explain the steps in applying for the patent <input type="checkbox"/> Determine when a computer program can be protected by a copyright and explain the steps in applying for the copyright <input type="checkbox"/> Identify the circumstances that constitute the violation of computer program copyright <input type="checkbox"/> Explain the Anti-Cyber Squatting Consumer Protection Act as it deals with trademark remedies <p>C. CONTRACT ISSUES <i>Level 4 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Determine when computer-related contracts are service contracts and when they are sale-of-good contracts <input type="checkbox"/> Explain the need for source code escrow agreements <input type="checkbox"/> Outline various claims and defenses that are available in civil suits involving computer contracts <p>D. CRIMINAL LAW AND PRIVACY ISSUES <i>Level 4 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Analyze how technological advances may have created business practices that may be in conflict with the laws governing invasion of privacy <input type="checkbox"/> Explain how common law, constitutional law, statutory law, and administrative regulations can be used to prevent the use of computers to invade privacy <input type="checkbox"/> Outline the various types of federal and state statutes design to combat computer crime <p>E. E-COMMERCE <i>Level 4 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Explain the impact of existing law on e-commerce <input type="checkbox"/> Discuss problems of jurisdiction in relation to e-commerce <input type="checkbox"/> Discuss the nature of authentication problems, digital signatures, and domain name disputes |
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| <p>STATE STANDARDS:</p> <p>Same as National Standards</p> |
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| <p>UNIT OBJECTIVES:</p> <p>A. Computer Law</p> <ul style="list-style-type: none"> <input type="checkbox"/> Describe the foundations of Cyber Law |
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- Discuss evolving issues in Cyberspace
- Discuss Internet issues involving trademarks and intellectual property
- Discuss Internet issues involving contracts
- Describe Internet issues involving privacy rights
- Discuss Internet issues involving freedom of speech

ACTIVITIES:

1. Read, write and discuss various principles as they relate to computer law
2. Examine cases and legal situations and apply concepts learned
3. Variety of activities to meet students' individual learning styles

RESOURCES:

1. Law for Business and Personal Use - John E. Adamson, Norbert J. Mietus, Southwestern Educational Publishing - 15th edition – copyright 2000
2. Internet
3. Various magazines and legal journals

ASSESSMENTS:

1. Formative and summative quizzes and tests
2. Class and group participation
3. Portfolio
4. Projects

REMEDIATION:

1. Peer tutoring
2. Teacher assistance
3. Retesting
4. Alternative evaluation
5. Independent research

ENRICHMENT:

1. Advanced projects and/or case study research

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| COURSE: Business Law | GRADE(S): 9 - 12 |
| UNIT: Wills, Trusts And Estates | |

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| <p>NATIONAL STANDARDS</p> <p>Achievement Standard: Determine the appropriateness of wills and trusts in estate planning</p> <p>A. WILLS</p> <p><i>Level 3 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Define testamentary capacity and testamentary intent <input type="checkbox"/> Identify the requirements necessary for a valid will <input type="checkbox"/> Distinguish between signing, attesting and publishing a will <input type="checkbox"/> Explain how a will may be modified or revoked <input type="checkbox"/> Distinguish between the protection given to spouses and to children under the law of wills <input type="checkbox"/> Explain what happens to a decedent's estate when a person dies without a will <p><i>Level 4 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Identify the responsibilities of a personal representative or executor or administrator in the settlement of an estate <input type="checkbox"/> Describe the probating and contesting of a will <p>B. TRUSTS</p> <p><i>Level 3 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Identify the key characteristics of trusts <input type="checkbox"/> Explain advantages and disadvantages of establishing a trust <input type="checkbox"/> Differentiate between the various types of trusts (e.g., charitable, private, spendthrift, revocable, and irrevocable trusts) <p><i>Level 4 Performance Expectations</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> Identify the powers and duties of trustees <input type="checkbox"/> Identify the rights and duties of beneficiaries |
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| <p>STATE STANDARDS:</p> <p>Same as National Standards</p> |
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| <p>UNIT OBJECTIVES:</p> <p>A. Wills</p> <ul style="list-style-type: none"> <input type="checkbox"/> Explain why an orderly distribution of a decedent's estate is necessary <input type="checkbox"/> Discuss the benefits of making a will <input type="checkbox"/> Describe how a valid will is made <p>B. Trusts</p> <ul style="list-style-type: none"> <input type="checkbox"/> Explain the usefulness of trusts <input type="checkbox"/> Name and describe the various types of trusts <input type="checkbox"/> Distinguish between express and implied trusts |
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| <p>ACTIVITIES:</p> <ol style="list-style-type: none"> 1. Read, Write and Discuss various principles as they relate to wills, trusts and estates 2. Examine cases and legal situations and apply concepts learned | <p>ASSESSMENTS:</p> <ol style="list-style-type: none"> 1. Formative and summative quizzes and tests 2. Class and group participation 3. Portfolio 4. Projects |
|---|--|

3. Variety of activities to meet students' individual learning styles

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