

**BAD 18 Course Outline as of Spring 2019****CATALOG INFORMATION**

Dept and Nbr: BAD 18 Title: LEGAL ENVIRONMENT OF BUS  
 Full Title: The Legal Environment of Business  
 Last Reviewed: 9/14/2020

Units	Course Hours per Week		Nbr of Weeks		Course Hours Total	
Maximum	3.00	Lecture Scheduled	3.00	17.5	Lecture Scheduled	52.50
Minimum	3.00	Lab Scheduled	0	6	Lab Scheduled	0
		Contact DHR	0		Contact DHR	0
		Contact Total	3.00		Contact Total	52.50
		Non-contact DHR	0		Non-contact DHR	0

Total Out of Class Hours: 105.00

Total Student Learning Hours: 157.50

Title 5 Category: AA Degree Applicable

Grading: Grade Only

Repeatability: 00 - Two Repeats if Grade was D, F, NC, or NP

Also Listed As:

Formerly:

**Catalog Description:**

The environmental, social, ethical and political factors which influence the development and operation of the American legal system; law of contracts and sales emphasizing California law and the Uniform Commercial Code. Case methods utilized. Recommended for Business Administration majors intending to transfer to a 4-year institution.

**Prerequisites/Corequisites:****Recommended Preparation:**

Eligibility for ENGL 1A or equivalent

**Limits on Enrollment:****Schedule of Classes Information:**

Description: The environmental, social, ethical and political factors which influence the development and operation of the American legal system; law of contracts and sales emphasizing California law and the Uniform Commercial Code. Case methods utilized. Recommended for Business Administration majors intending to transfer to a 4-year institution. (Grade Only)

Prerequisites/Corequisites:

Recommended: Eligibility for ENGL 1A or equivalent

Limits on Enrollment:

Transfer Credit: CSU;UC.

Repeatability: Two Repeats if Grade was D, F, NC, or NP

## **ARTICULATION, MAJOR, and CERTIFICATION INFORMATION:**

**AS Degree:**      **Area**      Effective:      Inactive:

**CSU GE:**      **Transfer Area**      Effective:      Inactive:

**IGETC:**      **Transfer Area**      Effective:      Inactive:

**CSU Transfer:** Transferable      Effective:      Fall 1981      Inactive:

**UC Transfer:** Transferable      Effective:      Fall 1981      Inactive:

### **CID:**

CID Descriptor: BUS 120      Legal Environment of Business

SRJC Equivalent Course(s):      BAD18

### **Certificate/Major Applicable:**

Certificate Applicable Course

## **COURSE CONTENT**

### **Student Learning Outcomes:**

At the conclusion of this course, the student should be able to:

1. Analyze case law and statutory precedent to identify the necessary correlation between given fact patterns and causes of action within the federal, state, and international legal systems.
2. Determine effects of precedent, documentation, and standards of proof and distinguish between tort and contractual causes of action and their judicial processes.
3. Analyze business operations and the influences and restrictions applicable to the operations.

### **Objectives:**

Upon completion of this course, the student will be able to:

- 1) Compare and contrast the federal, state, and international legal systems.
- 2) Summarize the legal principles of common law and statutory law applicable to a working understanding of administrative, civil, and criminal law.
- 3) Distinguish the primary legal causes of action that affect the business environment including administrative, tort, contract, constitutional, and criminal law.
- 4) Assess the environment for business in employment law, securities law, anti-trust law, consumer protection and environmental protection.
- 5) Understand obligations imposed on businesses.

### **Topics and Scope:**

I. Federal, state, and administrative common law systems of the U.S. vs. international law systems

    A. U.S. common law cases and statutes and their relationship to administrative, civil, and criminal law

- B. Civil law systems, common law systems, and hybrid systems
- C. Legal opinion and precedent; case brief format.
- D. Remedies at law and equity; specific cases of action and their parameters
- II. Constitutional law on federal and state level, as it relates to administrative, civil, tort, criminal and contract law
  - A. Bill of Rights and its application to business and commerce
  - B. Limitations of constitutional protections
    - 1) Equal Protection Clause
    - 2) Due Process Clause
    - 3) Three-prong scrutiny tests
  - C. First Amendment impact on commercial and non-commercial speech in the business environment
- III. Business and the Regulatory Environment
  - A. Constitutional provisions and protections
  - B. Employment, immigration and labor law and discrimination
  - C. Securities laws and protections
  - D. Maintaining competition in the marketplace
  - E. Social Purposes of Law
  - F. Consumer protection laws
  - G. Environmental protection laws
  - H. Ethical and political influences
- IV. Survey of common law torts, elements and remedies in the business environment
  - A. Principles, elements, and case law of negligent, intentional, and strict liability torts
  - B. Specific torts and issues associated with business environments
  - C. Principles of tort law and inherent liabilities and duties
    - 1) Personal torts
    - 2) Business torts
  - D. Intellectual property
    - 1) Protections
    - 2) Liability
    - 3) Internet transactions
- V. Criminal Law
  - A. Primary felonies and misdemeanors
  - B. Crimes vs. torts
  - C. Civil vs. criminal liability
- VI. Contract Law
  - A. Common Law Contracts vs. Sales Law from historical and consumer perspectives
  - B. Essential elements of a contract (common law vs. sales)
  - C. Statute of Frauds and its defenses
  - D. Additional defenses to contract formation and limitations
  - E. Traditional vs. internet contracts
  - F. Duty to mitigate and variables
- VII. Domestic and international business entity forms
  - A. Forms of business entities
    - 1) C-Corporations
    - 2) S-Corporations
    - 3) Partnerships
    - 4) Limited Liability Company (LLC)
    - 5) Sole Proprietorship
  - B. Appropriate form for the specific business

**Assignment:**

1. Reading text weekly of between 19 and 45 pages
2. Case study analysis to determine facts and applicable legal principles of both Common and Sales law
3. Individual and/or group oral presentations
4. Written homework that uses proper legal argument to correlate factual situations and legal principles for Common Law and Sales Law, developing schematic diagrams that demonstrate facts required for legal principles to be applicable (such elements of torts) schematic (4 page minimum)
5. Four to eight multiple choice and/or, true/false examinations
6. Essay exam

**Methods of Evaluation/Basis of Grade:**

**Writing:** Assessment tools that demonstrate writing skills and/or require students to select, organize and explain ideas in writing.

Written homework that correlates factual situations and legal principles. (4 Page Minimum)	Writing 15 - 30%
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**Problem Solving:** Assessment tools, other than exams, that demonstrate competence in computational or non-computational problem solving skills.

Homework problems, Analysis of cases to determine facts and applicable legal principles of both Common Law and Sales Law, developing schematic depicting relationships	Problem solving 20 - 35%
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**Skill Demonstrations:** All skill-based and physical demonstrations used for assessment purposes including skill performance exams.

None	Skill Demonstrations 0 - 0%
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**Exams:** All forms of formal testing, other than skill performance exams.

Multiple choice, true/false, essay; in-class individual and/or group oral presentation/argument concerning factual situations and applicable legal principles	Exams 45 - 50%
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**Other:** Includes any assessment tools that do not logically fit into the above categories.

Attendance and participation	Other Category 5 - 10%
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**Representative Textbooks and Materials:**

Business Law Today, by Roger LeRoy Miller and Gaylord A. Jentz 10 edition Cengage advantage Books, Copyright 2014

