

Required Courses / 必修课

Energy / Regulatory Courses (3) / 能源 / 管制课程 (任选 3 门)

Environment / Natural Resources (2)/环境 / 自然资源课程 (任选 2 门)

Independent Study Project / 独立研究项目

**Required Courses:**

**必修课:**

**Administrative Law: 3 hours**

行政法：3 学分

Administrative Law addresses the powers of and limitations on administrative agencies, which affect private interests through making rules, adjudicating cases, conducting agency investigations and inspections, and making public pronouncements. Very little coverage is given in this course to the substantive laws that agencies produce through their rule-making power; those subjects are treated in specific substantive courses such as Labor Law, Environmental Law, Unfair Trade, Securities, and so forth. Because of the number and range of federal and state agencies, the Administrative Law course seeks to establish a general frame-work for all agencies. Constitutional principles are examined and applied to administrative problems to ensure that persons affected at various stages of administrative action are protected from arbitrary and unfair treatment. Administrative Law is a procedural course with the U.S. Constitution as the cornerstone. For that reason, Constitutional Law II is a recommended prerequisite. The general scope of the course includes: why administrative agencies are created; why the delegation of authority to agencies is valid under the Constitution; judicial control of agencies, including the Administrative Procedures Act, judicial review, standing, and exhaustion of administrative remedies; and due process requirements.

行政法关注行政机关的职权及对其的限制。行政机关通过制定规章、审理案件、执行检察和调查、发布公开声明的行为对私人利益造成影响。本课程很少涉及行政机关通过规则制定权制定的实体法；诸如劳动法、环境法、不公平贸易和证券法会在专门的实体法课程中讲授。联邦和州属行政机关的数量和范围之大使得行政法课程力求从宏观角度介绍行政机关的整体框架。处理行政问题时审视并应用宪法原则，从而确保在行政行为各个阶段受到影响的个人不至于受到武断和不公正的待遇。由于行政法是一门基于美国宪法的诉讼法，我们推荐学生首先具备宪法 II 的基础。本课程涵盖的主要内容包括：行政机关建立的原因；为什么在宪法之下对行政机关的授权是有效的；对行政机关的司法控制，其中包括行政程序法、司法审查、诉讼资格以及行政救济穷尽原则；合法程序要求。

**Legal Research & Writing for Foreign Students: 2 credit hours**

外国学生法律研究和写作：2 学分

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This required course for LLM students introduces students to the processes and skills needed to research and analyze the law and to communicate that analysis effectively in writing. The course includes consideration of sources of law and legal commentary, legal research methodology, analytical processes and application, writing techniques, rules of citation, and some document formats."

本课程侧重于训练学生如何有效地进行法律的研究、分析和写作。本课程涵盖了以下内容：对法律渊源和法律评论的探讨、法律研究方法、分析过程和应用、写作技巧、文章引用规则以及一些文件格式。

**Legal English: 1 credit hour**

**法律英语：1 学分**

Designed for LLM students, the legal English course focuses on giving non-native English speaking students the knowledge and skills they need to be successful in an English-speaking legal environment, with specific focus on legal vocabulary, oral and written argumentation, public speaking, and the American legal system.

本课程专为法学硕士学生设计，旨在为非英语语言学生提供在英语法律环境中获得成功所必需的知识技能。课程侧重于法律词汇、口头和书面论证、公共演讲以及美国法律体系。

**Introduction to United States Law: 2 credit hours**

**美国法导论：2 学分**

The overall objective of this course is to introduce LLM candidates to the legal system of the United States. This objective can be divided into two parts. The first is to introduce foreign students to the sources and techniques of American law. The second is to introduce students to the organization and substance of American law. Among the topics covered will be the following: (1) historical background; (2) American legal education and the legal profession; (3) the judicial system; (4) case law; (5) the legislative system, statutes, and secondary authority; (6) classification of American law; (7) procedure; (8) private law; and (9) public law.

本课程的主要目标是向学生介绍美国法律制度。这一目标可以分为两部分：首先是向外国学生介绍美国法律的由来和技术；其次是向学生介绍美国法律机构和实质。课程涵盖的内容包括：(1)历史背景；(2)美国法律教育和法律行业；(3)司法体系；(4)判例法；(5)立法体制、法规和二级机构；(6)美国法的分类；(7)程序；(8)私法；(9)公法。

**LLM Seminar: Topics in Sustainable Energy and Resources Law: 2 Credit hours**

**法学硕士研讨班：可持续能源和资源法相关主题：2 学分**

The Seminar on Sustainable Energy and Resources Law will explore diverse advanced topics and viewpoints over energy, natural resources and environmental law, policy, and practice. Discussions topics will vary with each presenter, who will be practitioners in the field as well as law school faculty. The presenters will lend their contemporary real world expertise to the academic discussion, providing students with a space to explore the interplay between energy reliability, sustainable natural resource supplies and a healthy environment.

本研讨班侧重探讨能源、自然资源和环境法、政策和实践相关的各类高级话题和观点。研讨班将邀请领域内的从业人员以及法学院教授主讲，因而每期的话题也随着主讲人的不同而各异。主讲人将把现实世界的专业知识融入学术讨论中，帮助学生了解能源可靠性、可持续自然资源供应和健康环境之间的相互作用。

**Energy / Regulatory Courses (Pick 3):**  
**能源 / 管制课程（任选3门）**

**Basic Oil & Gas: 3 credit hours**

**基础石油和天然气法：3 学分**

Course combines practice-oriented skills with applying what the student has learned in property, contracts, and torts to a specialized field. Emphasis includes: (1) Accumulation, Ownership & Conservation of oil and gas; (2) the oil & gas lease; (3) Covenants implied in the oil & gas lease; (4) Nature & protection of interests in oil & gas; (5) Titles & conveyance; (6) Pooling & unitization (partial coverage).

本课程侧重于训练学生将所学的产权、合同和侵权方面的知识应用于专门领域的的能力。课程重点包括：(1)石油和天然气的积累、所有权与保护；(2)石油和天然气开采租约；(3)石油和天然气开采租约的默认条款；(4)石油和天然气利益的属性和保护；(5)头衔和运输；(6)联合开发和联合经营。

**Advanced Oil & Gas: 3 credit hours**

**高级石油和天然气法：3 学分**

AO&G focuses on the complex web of legal relationships involved in oil and gas exploration and development, from geophysical exploration to product marketing. Course will examine (1) oil and gas leases on federal Indian and state lands; (2) regulatory procedures for and legal effects of pooling and unitization on private and federal lands; (3) purpose, structure, and judicial interpretation of oil and gas instruments; and (4) impact of environmental law on oil and gas exploration and production.

Prerequisites: Basic Oil & Gas

本课程侧重于石油和天然气勘探和开采相关的、从地球物理勘探到产品营销的复杂法律关系。课程将探讨：(1)在联邦印第安和州土地上的石油和天然气开采租约；(2)在私人和联邦土地上的联合开发和联合经营的监管程序和法律效力；(3)石油和天然气仪器的目的、结构和司法解释；(4)环境法对石油和天然气勘探开采的影响。

所需基础课程：基础石油和天然气法

**International Energy & Natural Resources Law: 3 credit hours**

**国际能源和自然资源法：3 学分**

An examination of international legal principles applicable to the exploitation of energy resources in the oceans, Antarctica, and outer space.

本课程探讨适用于在海洋、南极以及外太空勘探能源和资源的国际法律原则。

**Regulated Industries: 3 credit hours**

**管制产业：3 学分**

The study of why and how governments economically regulate businesses. For purposes of this course, economic regulation includes regulating market entry, service quality, prices. Over the last 25 years, it has also included establishing regulations designed to make markets workably competitive in lieu of imposing pervasive economic regulation. Topics covered include theories justifying economic regulation of businesses, theories of regulatory failure, public utility regulatory concepts and methods, economic regulation of the natural gas industry, economic regulation of the electric power industry, and, perhaps, and introduction into government interference in the marketplace to encourage the development and use of renewable energy technologies.

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本课程将研究政府对商业进行经济管制的原因和方法。经济管制包括管制市场进入、服务质量和价格。在过去的 25 年里，经济管制还包括制定规则以确保市场具备有效的竞争性，而非强制实行无孔不入的经济法规。本课程还将探讨经济管制背后的理论、监管失效理论、公用事业管制原则和方法、天然气产业的经济管制、电力行业的经济管制，以及政府对市场进行干预以鼓励可再生能源技术的开发和使用。

**Environment / Natural Resources (Pick 2):**

**环境 / 自然资源课程（任选 2 门）**

**Environmental Law: 3 credit hours**

环境法：3 学分

This course is a survey of major common law and statutory responses to environmental threats, but also concentrates on certain statutes. The goal is not to provide all the information necessary to practice environmental law, but rather to provide comprehension of the nature of the problem and the universe of potential responses. The major statutes, as interpreted in the courts, are examined as examples of how various strategies are implemented.

本课程侧重介绍主要的普通法以及对环境威胁的法定反应，同时还将就一些法令进行集中探讨。课程的目的不在于为学生提供使其能从事环境法实践所需的所有信息，而在于使他们了解问题的性质以及潜在反应的共通性。适用于法庭的主要法令将得到详细的讲解，学生能从本课程了解各种策略是如何得到应用的。

**International Environmental Law: 3 credit hours**

国际环境法：3 学分

This course applies the principles of international law to international environmental problems, and also considers environmental law treaties. While topics include acid rain, ozone layer depletion, radioactive fallout, hazardous waste disposal, toxic pollutants, and population growth, the focus of the course currently is global climate issues. Students will do a paper rather than a final. Students who wish to take the course for 3 credit hours will write two papers. Students taking the 2-hour seminar will write a 25-30 page paper on climate issues. Students who choose the 3-hour seminar will write a 25-30 page paper on climate issues and a shorter paper of approximately 13-15 pages on a related topic. Students will have the opportunity to have their work included in a chapter on energy and environmental issues related to climate change.

本课程将国际法的原则应用于国际环境问题，同时探讨环境法条约。课程覆盖面广，内容包括酸雨、臭氧空洞、放射性尘埃、危险废物处置、有毒污染物以及人口增长。然而本课程重点关注的是全球气候问题。课程要求学生完成论文，而非期末考试。希望通过上课的形式完成 3 个学分的学生需要完成 2 篇论文。而对于选择通过参加研讨班完成 2 学分的学生，则要求针对气候问题完成一篇 25 至 30 页的论文。至于那些希望通过参加研讨班完成 3 学分的学生，则需要完成一篇 25 至 30 页的关于气候问题的论文，同时完成一篇相关课题的 13 至 15 页的论文。学生的文章将有机会被收录在与环境变化相关的能源和环境问题的章节里。

**Native American Natural Resources Law: 3 credit hours**

美国印第安自然资源法：3 学分

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This course concentrates on resource-related issues in the field of federal Indian law. The course begins with an interdisciplinary look at way(s) Indians and non-Indians view and interact with the natural world. There is a brief overview of the basic concepts of federal Indian law. This overview serves as a refresher for those students who have taken the Indian law course, and as the necessary background for those students who have not. The remainder of the course focuses on specific issues: property rights, land use and environmental protection, natural resources development, taxation of lands and natural resources, water rights, treaty rights to hunt and fish, and international approaches to indigenous property rights.

本课程侧重于联邦印第安法范畴内与资源相关的问题。课程从跨学科的角度探讨印第安以及非印第安人是如何看待自然世界并与之互动的。课程还将简单介绍联邦印第安法的基本理念，这不仅能够帮助修过印第安法的学生加深认识，对于从未修过印第安法的学生也可提供必不可少的背景知识。除此之外，本课程关注的问题还包括：产权、土地使用和环境保护、自然资源开发、土地和自然资源税、水权、狩猎和捕鱼的条约权利以及国际土著产权。

### **Natural Resources & Environmental Law on Federal Lands: 3 credit hours**

#### **联邦土地自然资源和环法：3 学分**

This course deals with what has been called "public land law". Therefore, it chronicles the competing claims to the resources contained on and in federally owned lands. Among these lands are our National Parks, National Forests, Wilderness Areas, Wildlife Refuges, and lands managed by the Bureau of Land Management. Much of the western United States is impacted by one or more of these land management systems. Among the resources of these lands are minerals, recreation, fish and wildlife, forage for grazing, water, wilderness, and timber. In examining the specific regimes developed to manage these lands and resources, special attention is given to two more general environmental laws: the national Environmental Policy Act and the Endangered Species Act, which govern federal actions throughout the United States.

本课程关注何谓“公共土地法”。课程将审视对联邦政府土地上的资源相互对抗的主张。涵盖的联邦土地包括国家公园、国家森林、荒野保护区、野生动物保护区以及土地管理局管理的土地。美国西部的很多地区都受到其中一种或多种土地管理体制的影响。这些土地上的资源包括矿产、旅游资源、鱼类和野生动物、放牧用牧草、水、荒野和木材。在探讨土地和资源管理相关的具体制度的同时，课程还将重点关注两项总辖全美联邦法案的普通环境法：国家环境政策法和濒危物种法案。

### **Water Law: 3 credit hours**

#### **水法：3 学分**

Covers major methods by which the various states allocate the rights to use water among competing water uses and users. In essence, this is an advanced Property law class that examines how water users obtain property rights to use water. It is not an environmental law class - water quality issues are covered only tangentially. Topics include basic facts about water supplies, the major legal systems for allocating surface water, the major legal systems for allocating ground water, Federal Reserved Water Rights, methods of resolving interstate water supply disputes, and, perhaps, various Public Trust doctrines.

本课程涵盖了各州在竞争性用水和用水户间分配用水权利的主要办法。简而言之，这是一项审视用水户如何获得水权以及用水的高级产权法。水法不属于环境法范畴，本课程仅偶尔触及水质量的问题。课程主要涵盖的内容包括水供应、地表水分配的主要法律制度、地下水分配的主要法律制度、印第安人水权、解决州与州间用水争端的办法以及各类公共信托原则。

**Independent Study Project:**

**独立研究项目:**

**2 credit hours:** Students are required to submit a substantial research paper to be approved and graded by two faculty members who have agreed to serve in this role.

2 学分 学生需要完成并提交一份深入的研究性论文，同时需要两名教授同意担任其论文的评阅人，提交的论文必须得到这两名评阅人的认可和评分。