

106年公務、關務人員升官等考試、106年交通
事業鐵路、公路、港務人員升資考試試題

代號：10120-19520 全一張
30120-30520 (正面)

等 級：簡任

類科(別)：各類科—公務、各類別—關務

科 目：中華民國憲法與英文

考試時間：2 小時

座號：_____

※注意：禁止使用電子計算器。

甲、申論題部分：(50 分)

(一)不必抄題，作答時請將試題題號及答案依照順序寫在申論試卷上，於本試題上作答者，不予計分。

(二)請以藍、黑色鋼筆或原子筆在申論試卷上作答。

(三)本科目除專門名詞或數理公式外，應使用本國文字作答。

一、A 大學訂定外語畢業標準檢定辦法，規定學生必須通過外語能力畢業標準，經學系、學程主任核定始得畢業。請依大法官相關解釋之意旨，闡明法律保留原則與大學自治之關聯，以及 A 大學訂定外語畢業標準檢定辦法是否已逾越大學自治之範圍？(25 分)

二、依現行精神衛生法之規定，精神病患之強制治療，係由主管機關指定之專科醫師進行強制鑑定決定之。請依大法官相關解釋之意旨，闡明精神病患之強制治療是否應適用法官保留原則？(25 分)

乙、測驗題部分：(50 分)

代號：2101

(一)本測驗試題為單一選擇題，請選出一個正確或最適當的答案，複選作答者，該題不予計分。

(二)共 25 題，每題 2 分，須用 2B 鉛筆在試卡上依題號清楚劃記，於本試題或申論試卷上作答者，不予計分。

- 1 Even though Ted was tired and losing the game, he didn't want to give up. He _____ and won the game in the end.
(A)expounded (B)threatened (C)contemplated (D)persevered
- 2 If credit card holders fail to meet their monthly payment deadline, they can _____ additional charges on the next statement.
(A)incur (B)exert (C)attest (D)usher
- 3 Laser eye surgeons and technicians must be properly trained to handle delicate instruments _____.
(A)admittedly (B)gingerly (C)purportedly (D)suspiciously
- 4 The consumer group _____ a complaint against the marketers of a video product.
(A)filed (B)contended (C)proved (D)judged
- 5 Scholars examine a range of _____ materials, including diaries, letters and books in order to reveal the mysteries of the deceased writer.
(A)archival (B)architectural (C)nocturnal (D)vernal
- 6 You would never believe how much dust _____ the room when I first stepped in.
(A)blanketed (B)beamed (C)initiated (D)illuminated
- 7 We ran out of _____ on the motorway, so we had to call for help.
(A)parole (B)patrol (C)patio (D)petro
- 8 When it comes to different opinions among team members, making a _____ in order to reach an agreement is never an option for Jason because he'd always like to go his own way.
(A)concession (B)probability (C)substitute (D)temptation
- 9 Steve presented what seemed to be a clear argument, but on closer examination it was actually full of _____.
(A)ambiguities (B)regularities (C)logistics (D)reasons
- 10 The supermarket manager has all produce tested for _____ agricultural chemicals to make sure that it is toxin-free.
(A)residual (B)reflexive (C)refusal (D)resigned
- 11 In what used to be a shantytown, the newly constructed high-rise Imperial Towers now loom _____ low-income apartments.
(A)down (B)over (C)under (D)up
- 12 To produce perfume, the chemists search for flowers or fruits that have a _____ taste or smell-something that is unusual or different.
(A)discrete (B)discrepant (C)distinctive (D)distinguished

(請接背面)

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依下文回答第 13 題至第 15 題

Some people are so smart and perceptive that they see 13 others cannot. They are quick, eloquent, analytical, and can find 14 in any plan or situation. These people can contribute much to a project or a business plan. Unfortunately, they are also often lonely because most people like to be with people who are gentle and easy-going, who make them comfortable. Just as extremely clean water cannot keep fish, extremely perceptive people cannot keep friends. Being a smart person is not the same as being a pleasant person. It is your 15, to be smart or to be pleasant.

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|----|----------------|--------------|--------------|--------------|
| 13 | (A)what | (B)why | (C)how | (D)which |
| 14 | (A)diction | (B)death | (C)fiction | (D)fault |
| 15 | (A)free ticket | (B)free meal | (C)free will | (D)free fall |

依下文回答第 16 題至第 20 題

With the collapse of the Ming dynasty in 1644, China came under the rule of foreign invaders again. The Manchu 16 were essentially the same people as the Ruzhen who had established Jin dynasty in north China 500 years ago. Despite their 17 origin, the Manchus had long admired China and adapted important aspects of the Ming imperial system in their new dynasty, the Qing dynasty. The Qing emperors were determined to be 18 legitimate rulers rather than resented as usurpers to the throne. In the face of domestic 19, prolonged armed resistance, and Chinese antipathy toward invading “barbarians,” they managed to rule. They succeeded in 20 authority and revitalizing the state. Indeed, the Qing dynasty came to represent the most successful synthesis in Chinese history of Chinese and non-Chinese institutions, lasting nearly 300 years until the institution of imperial rule was overthrown by revolution in 1911.

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|----|----------------|----------------|----------------|----------------|
| 16 | (A)councilors | (B)conquerors | (C)concubines | (D)comrades |
| 17 | (A)numeric | (B)nomadic | (C)nominal | (D)narrative |
| 18 | (A)accepted as | (B)accepted of | (C)accepted by | (D)accepted to |
| 19 | (A)terror | (B)turmoil | (C)terminal | (D)turbo |
| 20 | (A)retarding | (B)restating | (C)retaining | (D)resolving |

依下文回答第 21 題至第 25 題

The Greeks invented philosophy. The word itself comes from the Greek, meaning “love of wisdom.” From the sixth century B.C.E. until the fourth century B.C.E., Greek thinkers throughout the Hellenic world started addressing a wide range of questions about the nature of the universe and the meaning of life.

It is a mystery why the Greeks, beginning around the sixth century B.C.E., were the first to pursue sustained philosophical inquiry. But since they lacked palace bureaucracies or professional priests, no vested interests stood opposed to free speculation and observation. In addition, because literacy was widespread—owing to the simplified Greek alphabet—and because new military tactics and governmental institutions gradually strengthened their ideals of equality, the Greeks came to believe that they were different from others, especially their Persian neighbors, and began ever more to speculate on the reasons for the differences. Finally, their relative indifference to material needs and the availability of leisure time offered the Greeks unprecedented opportunities for reflection.

- 21 What is the main idea of this passage?
- (A)It is about different meanings of the word “philosophy” in Greek.
(B)It is about the meaning of the word “philosophy” and reasons why it began in Greece.
(C)It is about how vested interests helped the Greeks develop free speculation.
(D)It is about how literacy and ideals of equality distinguished the Greeks from Persians.
- 22 What is the Greek meaning of the word “philosophy”?
- (A)love of life (B)love of Greek (C)love of wisdom (D)love of universe
- 23 Which of the following is closest in meaning to the underlined expression “addressing a wide range of questions”?
- (A)Speak directly to someone about a series of questions
(B)Tackle a variety of situations and issues
(C)Write about a variety of situations on an addressed envelope
(D)Give a formal critique of a variety of problems
- 24 According to the passage, which of the following may NOT be included in the philosophical inquiry of the Greeks?
- (A)The meaning of life (B)The regularities of nature
(C)The nature of the universe (D)The Greek alphabet
- 25 Which one of the following is a reason why the Greeks were able to invent philosophy?
- (A)They worried more about material needs and had less time to reflect.
(B)They suffered from palace bureaucracies and professional priests who stood against free speculation.
(C)The simplified Greek alphabet made it hard for people to read and think.
(D)Literacy and strengthened ideals of equality helped the Greeks to reflect more on many abstract subjects.