

102年公務人員特種考試關務人員考試、102年公務人員特種考試稅務人員考試、102年公務人員特種考試海岸巡防人員考試、102年公務人員特種考試移民行政人員考試、102年特種考試退除役軍人轉任公務人員考試及102年國軍上校以上軍官轉任公務人員考試試題

等 別：少將轉任考試

類(科)別：一般行政

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。

- 一、國家得以公權力之強制手段，向人民課徵無報償性質之金錢或具有金錢價值之給付，請參照憲法等相關規定與司法院大法官解釋，論述對人民特別公課與規費之納稅義務以及租稅法定主義。(25 分)
- 二、國家賠償責任係指當公務員違法侵害人民之自由或權利時，人民得依法律向國家請求賠償之一種基本權利，請參照憲法與相關法律規定，論述其法源依據及適用範圍。(25 分)

乙、測驗題部分：(50 分)

代號：1621

- (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 Middle and high schools are particularly relevant settings for examining youth ethnic identity, as adolescence is a common time for _____ of one's self and origin.
(A) deployment (B) implement (C) exploration (D) penetration
- 2 Many earlier studies examined perceptions of sexual harassment in a fairly _____ way without recognizing the dynamic nature of social realities.
(A) erotic (B) exclusive (C) inclusive (D) static
- 3 The country's economic future is seriously _____ by the mass emigration of professional experienced workers.
(A) corroborated (B) distributed (C) jeopardized (D) subsidized
- 4 The spring water, fed by mountain snow, percolates through the ground for 15 years before it _____ in the town.
(A) contracts (B) emerges (C) implicates (D) renovates
- 5 Michael Jackson had become a worldwide _____ since he was a kid, and everything he did or said would make front-page news all over the world.
(A) appearance (B) masterpiece (C) phenomenon (D) uniqueness

- 6 The Immigration computer system at Taiwan's Taoyuan International Airport was finally fixed at 5:10 p.m. yesterday after more than 30 hours of system _____.
(A) interfaces (B) jeopardies (C) malfunctions (D) intermissions
- 7 Young children find bright colors more visually appealing than _____ ones. They prefer these colors and respond more positively than they do to darkish and dim ones.
(A) baffled (B) corrupted (C) dazzled (D) muted
- 8 The _____ rate in India has shown major sign of improvement in the last decade, and the current rate for people who can read and write stands at 74.04 percent.
(A) cultivation (B) knowledge (C) literacy (D) performance
- 9 Sally had to call the police for help because her ex-boyfriend continued to _____ her with violent threats and unwelcomed visits at all hours of the day.
(A) authorize (B) encounter (C) harass (D) pollute
- 10 After an hour of negotiation, the supplier and the buyer made a _____ in the price to reach a mutually beneficial deal.
(A) complication (B) compliment (C) comprehension (D) compromise
- 11 To achieve long-term success, global companies need to both satisfy universal drives and take care of the _____ differences between countries and cultures.
(A) ambiguous (B) ambivalent (C) identical (D) idiosyncratic
- 12 The Country Museum has constantly inducted new members into the museum—sharing their talents and dedication to the preservation and _____ of country arts.
(A) discrimination (B) indignation (C) manipulation (D) perpetuation
- 13 If you plan to make the video for professional use, you may need to obtain permission to use published music in order to avoid copyright _____.
(A) feasibility (B) infringement (C) miscellany (D) parenthesis
- 14 It is hard to judge a stone in the rough. Diamonds tend to lose at least 50% of their weight during the _____ process.
(A) distracting (B) polishing (C) retrieving (D) squeezing
- 15 The accuracy of the analysis depends on the _____ of the data supplied. There will be fewer mistakes in an analysis with a thorough survey of the information collected.
(A) correlation (B) integrity (C) paradox (D) scarcity

- 16 Asiana Airlines is famous for its _____ cabin staff service. In fact, it won the World's Best Cabin Staff Award at 2011 World Airline Awards.
- (A) eccentric (B) impeccable (C) redundant (D) sentimental
- 17 The medicine-men of the Apache are the most influential personages, claiming to have supernatural power through their many deities and their knowledge of the occult and ominous.
- (A) The claim of having supernatural power and having connections with gods and their knowledge has great influence on the Apache medicine-men's personality.
- (B) The Apache medicine-men are supernatural figures possessed by gods who give them knowledge of the underworld.
- (C) The Apache medicine-men, who claim to possess supernatural power through their gods and their knowledge of the mysterious world, play a very vital role in the tribe.
- (D) The claim of the Apache medicine-men about their supernatural power has great influence on the deities and mythical knowledge of the tribe.
- 18 John still wouldn't own up to the fact that he had made a mistake of selling the house.
- (A) After the house was sold, John said, in fact, he didn't want to sell it.
- (B) John didn't want to admit that selling the house was not a good idea.
- (C) Although John didn't like his own house, he still kept it for a long time.
- (D) Because John did not own the house, he couldn't sell it.
- 19 In Japan, relationships between people are greatly affected by duty and obligation. What other people believe or think has a more powerful impact than what an individual believes.
- (A) In Japan, public approval plays a great role in relationships.
- (B) In Japan, duty and obligation are affected by personal beliefs.
- (C) In Japan, a person's worth is determined by what he does in public.
- (D) In Japan, it's the duty of individuals to sway the beliefs of other people.
- 20 Bollywood, the Hindi film industry, until now ruled by stars mostly in their 40s, is looking to attract younger audiences with sexier, funnier storylines and younger casts.
- (A) Bollywood is going through a makeover to appeal to younger audiences.
- (B) The current actors have been hesitant to look for younger people to work with.
- (C) The Hindi film industry is keeping its traditions by changing storylines and actors.
- (D) Most stars in their 40s are uncomfortable with storylines that need to be updated.

- 21 Calm *per se* does not appear in the vocabulary of those who study personality and temperament.
- (A) Researchers of personality and temperament challenge the belief that some people are born to be calmer than the others.
 - (B) Researchers of personality and temperament do not use the word “calm” as a label to describe one’s innate personal traits.
 - (C) Researchers of personality and temperament believe that people can achieve different degrees of calmness through learning.
 - (D) Researchers of personality and temperament do not use the word “calm” to describe the participants in their research studies.

編號第 22 題至第 25 題為篇章結構，各題請依文意，從四個選項中選出最合適者，各題答案內容不重複。

Japanese people are known as conservative. They are conservative in preserving their cultural traditions. Japan’s traditional culture is both distinctive and exclusive. Anybody or anything that is not pure Japanese is conspicuous to Japanese. 22 Virtually all Japanese become discriminating. 23 The slightest variation from a very narrow norm in appearance and behavior is considered un-Japanese. It is, therefore, not acceptable. 24 It eventually becomes the basic concept of Japanese identity. Anyone who does not demonstrate the element to the proper degree is no longer considered truly Japanese. Anyone who wishes to be accepted would definitely compromise. 25

- 22 (A) In other words, the impure elements are alien black on Japanese white.
(B) *Nihon* means “Japan” and *Teki* “being suitable and compatible.”
(C) And, that means efforts, struggles, and sometimes abandonment.
(D) That discriminating power exists in every aspect of life.
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