

110年公務人員特種考試關務人員、身心障礙人員考試及
110年國軍上校以上軍官轉任公務人員考試試題

考試別：國軍上校以上軍官轉任公務人員考試

等別：少將轉任考試

類科：一般行政（轉任退輔會）

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、何謂「水平權力分立」？何謂「垂直權力分立」？又，在我國憲法中（含憲法增修條文），關於這兩種權力分立類型之規定有何特點，而值得說明？（30 分）

二、憲法第 16 條保障人民訴訟權。就此，司法院釋字第 784 號及第 785 號解釋，針對學生與公務人員分別有重大宣示。試問：這兩號解釋之共通點為何？其對於具有軍人身分之人民而言，是否亦有意義？（20 分）

乙、測驗題部分：（50 分）

代號：2701

(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 Thanks to increased focus on _____, Earth Day provides an opportunity for bars and restaurants to show their commitment to the environment.
(A) affordability (B) explicability (C) refundability (D) sustainability
- 2 Lab-grown meat is a kind of plant-based meat made of a mix of non-animal products that _____ the taste and texture of real meat.
(A) mandate (B) measure (C) micmic (D) moisturize
- 3 One child in the class did not understand how to add, so the teacher fixed this problem by giving him _____ assignments to help him learn better.
(A) applicable (B) authorized (C) remedial (D) rightful
- 4 Working out is _____ because a person gets the positive effects of sound sleep, straight posture, and good health.
(A) apprehensive (B) beneficial (C) capitalist (D) decisive

- 5 It was such a busy evening at that restaurant, so many of the _____ began complaining about having to wait for a long time.
(A) commuters (B) pedestrians (C) patrons (D) communicators
- 6 Job applicants sometimes feel _____ because examiners do not get to know the “real me.”
(A) frustrated (B) sophisticated (C) undaunted (D) animated
- 7 During the civil war, his church became a _____ for thousands of people who fled the war zone.
(A) terrain (B) habitat (C) sanctuary (D) colony
- 8 What _____ me as one who has always used public transport is the lack of coordination between railways and buses.
(A) compounds (B) condescends (C) infuriates (D) initiates
- 9 While exercise has _____ benefits, too much can sometimes be as bad as doing too little.
(A) myriad (B) redundant (C) meticulous (D) stagnant
- 10 The needs of today’s children cannot be met by our old educational _____.
(A) conspiracies (B) confinements (C) paradigms (D) predicaments
- 11 Most women will be offered an ultrasound scan during pregnancy, although it’s not _____.
(A) exceptional (B) obligatory (C) alternative (D) impulsive
- 12 Although this idea is _____ simple, it is a grave challenge to carry it out.
(A) conceptually (B) detrimentally (C) routinely (D) municipally
- 13 The University makes it clear in writing that students’ poor academic performance or class attendance may affect their _____ for scholarships and financial aid.
(A) adaptability (B) eligibility (C) ingenuity (D) originality
- 14 Only one gas company existed in this town and therefore the company’s _____ over the area’s energy business was severely criticized.
(A) monopoly (B) dispute (C) bewilderment (D) domestication
- 15 Many singers and actors worldwide lose their _____ once they become rich and famous, and it is very hard for them to be left alone in their personal lives.
(A) concept (B) harmony (C) privacy (D) status

請依下文回答第 16 題至第 20 題

Sand or dry painting is an art form developed by American Indian tribes in both complex and simple manners. Despite that it is a type of art, it serves more of religious rather than aesthetic purposes because it is invariably linked with healing ceremonies during the rituals. As demonstrated in the religious ceremonies of American Indian tribes, sand painting often presents pictures with styles and symbols. Usually, pictures of deities, animals, lightning, rainbows, plants, and other symbols are drawn because these images are depicted in the chants that accompany various rites. As for the materials that have been used in sand painting, those include crushed and colored sandstones, charcoal, pollen, or other dry materials in various colors such as white, blue, yellow, black, and red.

The way in which the American Indian tribes utilize sand painting for healing is not complex, but the healing power of the sand is highly valued. There are mainly three stages to complete the whole process before, during and after the healing. First, a sand painting needs to be completed. That is to say, when a curer attempts to heal a patient, s/he often chooses what s/he wants to paint in order to achieve his/her task. Second, the healing will then commence. In other words, as soon as a healer completes his/her painting, s/he then asks the patient to sit on the center of the painting and applies the sand from the painting to parts of the patient's body. Third, when the healing is accomplished, the painting still needs to be dealt with. That is, upon finishing this healing ritual, the painting has to be destroyed. Only when every stage of the whole process is fulfilled will the healing potential of the sand painting be enacted.

Due to their respect for sand painting as a sacred and holy artifact, the Indians have forbidden the original and unchanging replication of sand painting. Even though the duplication is inevitable, they pay heed to ensure the authenticity of the original one. For instance, when the paintings were duplicated in rugs, a mistake was intentionally made so that the initial design would still be substantial. However, things have begun to change nowadays regarding this duplication issue. For the purpose of recording and conserving this highly esteemed art form that is of significance for the transmission of American Indian tribal cultures, many of the paintings have been copied and are no longer seen as something forbidden. Many artists around the world have all devoted themselves to promoting the aesthetic values of sand painting. More innovation has been added to the development of sand painting. With evolution and revolution constantly in progress, sand painting has transcended its original form.

16 Which type of writing can best describe the contents of this passage?

- (A) Argumentative. (B) Persuasive. (C) Informative. (D) Narrative.

17 According to this passage, what is the function of sand painting for the American Indians?

- (A) To build up harmony between different tribes.
(B) To be mostly utilized in religious occasions.
(C) To be used as a means to reflect on their cultural legacy.
(D) To scare the enemy away during a war.

- 18 How does a healer cure his/her patient by using sand paintings?
- (A) S/he paints a picture of the patient and then throws it away into a river.
 - (B) S/he heals the patient by asking him/her to draw a painting of themselves.
 - (C) S/he destroys the painting that is a copy of the patient's self-portrait.
 - (D) S/he applies the sand on a painting to the patient's body and destroys it later.
- 19 Why do the American Indians disallow the duplication of original sand paintings?
- (A) They regard the paintings as respectful and sacred.
 - (B) They are fearful that the paintings might be stolen.
 - (C) They want to show their bear for the deities.
 - (D) They would like to defy their significant tribal values.
- 20 What can be inferred in the last sentence of this passage?
- (A) Sand painting is now preserved in art galleries and museums.
 - (B) A lot of sand paintings have been stolen from the American Indian tribes.
 - (C) Students from art schools have launched their copying of sand paintings.
 - (D) Sand painting is now highly valued as a significant form of American Indian art.

請依下文回答第 21 題至第 25 題

The ability to conduct banking activities via a sleek mobile app is no longer enough to satisfy consumers — it's table stakes.

To 21 themselves from others, banks now endeavor to provide users with additional tools that keep them being engaged in-app and enable them to better manage their financial lives. Yet it seems that many are coming up 22 in bringing forth these solutions — 31% of US consumers aren't managing their finances, according to a report from a Canadian technology supplier. This indicates that banks need to put more effort into 23 robust personal finance management (PFM) features that pull consumers in. PFM tools used to focus mainly on tracking spending, but they now extend to helping people manage their overall financial health, investments, and savings. 24, one of the main issues with PFM is that it doesn't bring in direct revenue, and it's been 25 for decades as a result. Instead, banks tend to focus on how to increase uptake of revenue-generating products like mortgages. But, with customer-centric fintechs pushing PFM tools to the fore, incumbents are starting to wake up to the value of these offerings.

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| 21 | (A) dilute | (B) dislocate | (C) differentiate | (D) deteriorate |
| 22 | (A) fat | (B) short | (C) ample | (D) enough |
| 23 | (A) concealing | (B) deploying | (C) unfolding | (D) withholding |
| 24 | (A) Afterwards | (B) However | (C) Likewise | (D) Therefore |
| 25 | (A) invested | (B) emphasized | (C) overlooked | (D) investigated |