

111年公務人員特種考試警察人員、一般警察人員、國家安全局國家
安全情報人員考試及111年特種考試交通事業鐵路人員考試試題

考試別：警察人員考試

等別：四等考試

類科組別：行政警察人員、交通警察人員

科目：中華民國憲法與警察專業英文

考試時間：1 小時

座號：_____

※注意：(一)本試題為單一選擇題，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)本科目共 50 題，每題 2 分，須用 2B 鉛筆 在試卡上依題號清楚劃記，於本試題上作答者，不予計分。

(三)禁止使用電子計算器。

- 1 依司法院大法官解釋，下列何者不是「政黨及其附隨組織不當取得財產處理條例」之合憲目的？
(A)確保政黨長期執政
(B)回復自由民主憲政秩序
(C)重新評價及匡正嚴重侵害基本權利之不法或不當過往
(D)建立政黨公平競爭環境
- 2 依司法院大法官解釋，下列何者違反國民主權原則？
(A)縣（市）議會正副議長之選舉罷免採記名投票
(B)立法委員選舉兼採政黨比例代表席次，並規定其政黨門檻
(C)中央民意代表毋須定期改選
(D)法律規定須達最近一次中央民意代表選舉選舉人總數百分之一點五以上連署，始得申請為總統、副總統候選人
- 3 依司法院釋字第 801 號解釋，刑法規定裁判確定前逾 1 年部分之羈押日數，始算入無期徒刑假釋之已執行期間，違反下列何項原則？
(A)罪刑法定原則 (B)不當連結禁止原則 (C)比例原則 (D)平等原則
- 4 依司法院釋字第 786 號解釋，公職人員利益衝突迴避法第 14 條前段規定就違反同法第 7 條規定者，處新臺幣 100 萬元以上 500 萬元以下罰鍰，違反下列何者？
(A)工作權與比例原則 (B)工作權與平等原則 (C)財產權與比例原則 (D)財產權與平等原則
- 5 憲法規定「國防之組織，以法律定之」，下列敘述何者錯誤？
(A)為法律保留事項 (B)為限制人民之法律
(C)法律得規定國防科技與武器系統之研發 (D)為憲法委託事項
- 6 依憲法本文有關土地政策之規定，下列敘述何者正確？
(A)中華民國領土內之土地屬於國民全體 (B)人民依法取得土地之權利限於使用權
(C)附著於土地之礦專屬土地權利人享有 (D)土地之價值均歸土地權利人享有
- 7 關於憲法「選舉」之規定，下列敘述何者錯誤？
(A)「平等選舉」就是每人一票，票票等值
(B)選舉訴訟由法院審判之
(C)除憲法或法律別有規定者外，年滿 23 歲者，有依法被選舉之權
(D)「通訊投票」的制度違反「無記名選舉」，因此係屬違憲
- 8 依司法院大法官解釋，關於商業性言論，下列敘述何者正確？
(A)商業性言論不受憲法之保護
(B)商業性言論屬於低價值言論，受到保護較低
(C)政府因商業性言論有誤導消費者之虞，得對該言論進行管制
(D)政府若欲限制商業性言論，須有明顯而立即危險之事實狀態
- 9 依司法院釋字第 631 號解釋意旨，下列何者並非憲法保障秘密通訊自由之主要目的？
(A)維護人性尊嚴與個人主體性 (B)維護個人財產權之完整性
(C)維護個人資料之自主控制 (D)維護個人生活私密領域免於他人任意侵擾
- 10 依據司法院釋字第 573 號解釋之意旨，關於國家對宗教信仰自由之限制，下列敘述何者錯誤？
(A)對宗教之監督，採取事前許可制較事後追懲制對宗教信仰自由之侵害更大
(B)對人民內心信仰之干預，相對於對宗教活動與實踐之限制，更為憲法所不許
(C)對宗教團體活動之限制，相較於對個人宗教信仰實踐之限制，更為憲法所不許
(D)對特定宗教之活動予以獎勵，相較於不對任何宗教之活動予以獎勵，更為憲法所不許
- 11 下列何種法律尚未直接限制憲法保障之生存權？
(A)全民健康保險法 (B)國民年金法
(C)刑法之死刑規定 (D)公務員懲戒法之懲戒規定

- 12 依司法院釋字第 640 號解釋，應以法律明定之事項，不包括下列何者？
(A)納稅主體 (B)納稅稅目
(C)納稅原因事實有無之認定 (D)納稅期間
- 13 海洋委員會海巡署人員為偵查犯罪而在嫌犯車上裝設衛星定位設置以追蹤其行動，此一行為侵害下列何種權利？
(A)秘密通訊之自由 (B)表現自由 (C)行動自由 (D)資訊隱私權
- 14 依司法院大法官解釋意旨，國家於形成與健康權有關之法律制度時，應符合對相關人民健康權最低限度之保護要求，係何種基本權利功能之展現？
(A)組織程序保障功能 (B)給付請求權功能 (C)制度性保障功能 (D)國家保護義務功能
- 15 關於解散立法院，下列敘述何者錯誤？
(A)立法院通過對行政院長之不信任案後 10 日內，行政院院長得呈請總統解散立法院
(B)總統應諮詢立法院院長
(C)於緊急命令生效期間，不得解散立法院
(D)由行政院院長宣告解散立法院
- 16 依憲法增修條文規定，關於彈劾總統，下列敘述何者正確？
(A)監察院提出總統彈劾案，移送公務員懲戒法庭審理
(B)監察院提出總統彈劾案，聲請司法院大法官審理
(C)立法院提出總統彈劾案，移送公務員懲戒法庭審理
(D)立法院提出總統彈劾案，聲請司法院大法官審理
- 17 下列何者非屬我國總統之權限？
(A)宣布戒嚴 (B)國家機密特權
(C)否決立法院決議之法律案 (D)決定國家安全有關大政方針
- 18 依憲法及增修條文規定，有關行政院與考試院，下列敘述何者錯誤？
(A)行政院有向立法院提出施政方針及施政報告之責
(B)考試院關於所掌事項，得向立法院提出法律案
(C)行政院於會計年度結束後 4 個月內，應提出決算於立法院
(D)考試院之組織，以法律定之
- 19 下列關於預算案之敘述，何者正確？
(A)行政院向立法院提出之預算案，應經行政院會議議決
(B)司法院所提出之年度司法概算，立法院不得刪減
(C)預算案又稱為措施性法律，係對不特定人之權利義務關係所作之抽象規定，並於年度內反覆產生其規範效力
(D)立法院對於行政院所提預算案，不得增加支出，但得以委員提案方式為增加支出之提議
- 20 依憲法增修條文第 4 條規定，總統於立法院解散後、新任立法委員選舉投票日前，發布緊急命令，其追認程序為何？
(A)立法院應於 3 日內自行集會，並於開議 5 日內追認之
(B)立法院應於 3 日內自行集會，並於開議 7 日內追認之
(C)立法院應於 5 日內自行集會，並於開議 5 日內追認之
(D)立法院應於 5 日內自行集會，並於開議 7 日內追認之
- 21 依憲法增修條文規定，關於監察委員，下列敘述何者正確？
(A)監察委員在院內所為之言論及表決，對院外不負責任
(B)監察委員，除現行犯外，非經監察院許可，不得逮捕或拘禁
(C)監察委員得兼任其他公職
(D)監察院之彈劾案，須經監察委員 2 人以上之提議，9 人以上之審查及決定，始得提出
- 22 有關司法院之敘述，下列何者錯誤？
(A)司法院享有司法行政監督權與規則制定權 (B)司法院為全國最高審判機關
(C)司法院掌理公務員之懲戒 (D)憲法法庭審理總統、副總統之彈劾案
- 23 關於我國違憲審查制度之特徵，下列敘述何者錯誤？
(A)我國違憲審查制度基本上採取集中審查制
(B)我國違憲審查制度僅允許對於基本權侵害案件提出聲請
(C)除人民外，政黨及地方自治團體也得為聲請主體
(D)透過大法官解釋，業已擴大違憲審查標的之範圍，不以法律明文規定者為限

- 24 有關司法院大法官，下列敘述何者錯誤？
(A)大法官由總統提名，經立法院同意任命之
(B)大法官任期個別計算，得連任
(C)並為院長、副院長之大法官，不受任期之保障
(D)大法官組成憲法法庭審理總統、副總統之彈劾及政黨違憲之解散事項
- 25 關於我國中央與地方關係，下列敘述何者正確？
(A)涉及不確定法律概念之自治事項，上級監督機關應完全尊重該地方自治團體所為合法性之判斷，不得予以撤銷或變更
(B)法律之實施須由地方負擔經費者，不僅行政主管機關草擬此類法律，應與地方政府協商，且立法機關於修訂相關法律時，亦應予地方政府人員列席此類立法程序表示意見之機會
(C)中央機關對地方自治團體基於適法性監督之職權所為撤銷處分行為，地方自治團體對其處分不服者，屬於權限爭議，得逕向司法院聲請解釋
(D)直轄市間、直轄市與縣（市）間，權限遇有爭議時，由司法院大法官解釋之
- 26 After the defendant's _____ was announced, her family rushed to embrace her.
(A) acquirement (B) acquittal (C) acquisition (D) acceptance
- 27 The head of the stockbroker firm admitted his _____ for the illegal business practices that members of his firm had been following.
(A) culpability (B) culinary (C) chastity (D) cupboard
- 28 If she continues to be a model prisoner for the next couple of years, the judge will likely _____ her sentence from twenty to ten years.
(A) accuse (B) browse (C) commute (D) delineate
- 29 The State agreed to _____ the suspect to the neighbor State, where he was a suspect in a bank robbery.
(A) expatriate (B) exculpate (C) accumulate (D) extradite
- 30 Robbing a bank is a _____, so the judge will undoubtedly sentence the guilty man to a long prison sentence.
(A) symmetry (B) bravery (C) felony (D) falconry
- 31 The prosecutor is studying the evidence to decide whether to ask a grand jury to _____ driver for vehicular manslaughter.
(A) verdict (B) invincible (C) indict (D) vindicate
- 32 The court _____ ordered him to stay at least three miles away from his former wife because of his previous physical abuse of her.
(A) inclination (B) injunction (C) conjunction (D) conduction
- 33 The protestors were warned that they would be charged with a _____ unless they stopped blocking the entrance to the government building.
(A) miscellaneous (B) advertisement (C) advancement (D) misdemeanor

請依下文回答第 34 題至第 36 題：

Police: Good evening. Could I see your driver's license, please?

Woman: Sure. Here you go.

Police: 34

Woman: I am late for my appointment. It's very important.

Police: You were driving at more than 100 km per hour, almost twice the speed limit.

Woman: I am sorry, officer. It won't happen again.

Police: Besides, you didn't have your seatbelt on.

Woman: I know. I am in a hurry. I forgot to put my seatbelt on.

Police: I also noticed you were using your phone while you were driving.

Woman: I wasn't talking on my phone. I was just scratching my ear.

Police: 35

Woman: Just a glass of wine, and that was three hours ago. I am not drunk.

Police: 36

Woman: Excuse me? With all due respect, this is ridiculous. I only had one drink.

Police: Well, I have to give you a speeding ticket anyway.

Woman: Fair enough.

- 34 (A) Do you know the speed you were going? (B) Is this your driver's license?
 (C) I can't wait. Where's it? (D) How may I help you? It's getting dark.
- 35 (A) Nice equipment. Can I take a look?
 (B) That's not true. I saw you with your phone. Have you had anything to drink?
 (C) You need to go to the hospital for the earache.
 (D) What can I get you? Beer or punch?
- 36 (A) You are free to go. Thank you for the cooperation.
 (B) Watch out. You are in a hurry.
 (C) Could you blow into this tube, please?
 (D) What's wrong with the phone bill?

請依下文回答第 37 題至第 41 題：

Police officers are tasked with 37 order and keeping their communities safe. In TVs and in movies, that usually involves chasing down the bad guys or busting a crime ring. In reality, the term police officer covers a wide variety of roles, including behind the scenes work like handwriting analysis and officer training. Attending a recruitment event in your local area can 38 more about all the potential paths.

Police officers can work for the city, county, state, or federal government. Their jurisdiction and the size of the police department 39 play a major role in shaping their day to day duties. A police officer in a large urban center like New York or Los Angeles will usually have a very 40, such as narcotics, media relations, the K-9 unit (a homophone upon the word canine, police dog), or SWAT (Special Weapons And Tactics) team. In contrast, in smaller departments, particularly in rural areas, police officers will be expected to cover a wider variety of roles.

Most officers start off as patrol officers. Typical day to day duties include assisting in emergency scenes, responding to burglaries, and monitoring the roadways and stopping cars that are driving erratically or speeding. For every incident 41, a police officer is required to file a report. Doing paperwork is certainly not a glamorous part of the job, but it's a necessary and frequent task.

- 37 (A) maintenance (B) maintaining (C) being maintained (D) maintain
- 38 (A) help you learn (B) be helpful learning (C) be helped you learning (D) help you learned
- 39 (A) they had worked for (B) they are working (C) of their workings (D) they work for
- 40 (A) specialize focusing (B) specialization focuses
 (C) specialized focus (D) special focusing
- 41 (A) have occurred (B) occurring (C) that occurs (D) that are occurring
- 42 Nobody witnessed the accident, and so the police officer watched the images from nearby _____ cameras.
 (A) surface (B) surveillance (C) survey (D) survival
- 43 After reading the address on the drunk man's ID card, the police officer _____ him home.
 (A) escorted (B) investigated (C) adjusted (D) opposed
- 44 To _____ the "Quiet City Project", law-enforcing officers stopped 80 vehicles yesterday to examine whether the mufflers were modified to make much noise.
 (A) implement (B) remove (C) identify (D) rotate
- 45 The driver's on-site confession of his misconduct to the police _____ a reduced penalty in court.
 (A) led to (B) resulted from (C) resorted to (D) lay into
- 46 Given the increase in confirmed COVID-19 cases, the police have strengthened their _____ of employees' and customers' vaccination status at specific entertainment venues.
 (A) instruction (B) injection (C) inspection (D) inception
- 47 After receiving the report that a bus has broken down and blocked an intersection, several police officers rushed to the scene to _____ the intersection.
 (A) activate (B) evacuate (C) fasten (D) shorten
- 48 Jaywalking has taken many children's lives, and so parents are advised to constantly educate their children how to _____ a road correctly.
 (A) across (B) pass (C) over (D) cross
- 49 Two men were suspected of drug _____ when a customs official found much cocaine in their check-in luggage.
 (A) fever (B) therapy (C) reporting (D) trafficking
- 50 Emily was charged with _____ after she had intentionally destroyed a street light.
 (A) vandalism (B) plagiarism (C) altruism (D) racism