

Name _____ Date _____

Elements of Crime and Categories of Punishment Exam

- _____ 1. Criminal law comes from laws passed by legislatures and _____.
- A. Old law
 - B. Common law
 - C. Courts
 - D. B and C
- _____ 2. Joe was a juvenile but had a birthday two days ago and is now an adult. How old is Joe?
- A. 16
 - B. 17
 - C. 18
 - D. 19
- _____ 3. All elements of an offense have to be proven before someone can be charged with the crime.
- A. True
 - B. False
- _____ 4. What is required to convict a person of a crime?
- A. Probable cause
 - B. Reasonable suspicion
 - C. Proof beyond a reasonable doubt
 - D. None of the above
- _____ 5. What may a person have in certain instances that would excuse the crime he committed?
- A. An exception
 - B. A defense
 - C. An affirmative defense
 - D. All of the above
- _____ 6. When a person should have been aware of a risk but they were not, their culpable mental state was
- A. Intentional
 - B. Knowing
 - C. Reckless
 - D. Criminal negligence

- _____ 7. When a person was aware with reasonable certainty, their culpable mental state was
- A. Intentional
 - B. Knowing
 - C. Reckless
 - D. Criminal negligence
- _____ 8. When a person was aware but consciously disregarded a substantial and unjustifiable risk that was a gross deviation of what a normal person would do, their culpable mental state was:
- A. Intentional
 - B. Knowing
 - C. Reckless
 - D. Criminal negligence
- _____ 9. When a person's conscious objective was to commit the crime they committed, their culpable mental state was
- A. Intentional
 - B. Knowing
 - C. Reckless
 - D. Criminal negligence
- _____ 10. Ignorance of a law is an excuse for breaking that law.
- A. True
 - B. False
- _____ 11. Which of the following is not a general defense to prosecution?
- A. Insanity
 - B. Mistake of fact
 - C. Entrapment
 - D. Voluntary intoxication
- _____ 12. Sam commits a capital felony. His punishment is
- A. Death
 - B. Life in prison
 - C. 5 to 99 years
 - D. A or B
- _____ 13. Robert commits aggravated assault and will receive 2 to 20 years in prison and/or a fine up to \$10,000. Robert's offense is a
- A. 1st Degree Felony
 - B. 2nd Degree Felony
 - C. 3rd Degree Felony
 - D. State Jail Felony
- _____ 14. Peter commits credit card abuse and will receive 180 days to 2 years in jail and/or a fine up to \$10,000. Peter's offense is a
- A. 1st Degree Felony
 - B. 2nd Degree Felony
 - C. 3rd Degree Felony
 - D. State Jail Felony

- _____ 15. Maria commits the offense of deadly conduct and will receive 2 to 10 years in jail and/or a fine up to \$10,000. Maria's offense is a
- A. 1st Degree Felony
 - B. 2nd Degree Felony
 - C. 3rd Degree Felony
 - D. State Jail Felony
- _____ 16. Mac is caught breaking into a car and will receive up to 1 year in jail and/or up to a \$4,000 fine. Mac's offense is a
- A. State Jail Felony
 - B. Class A Misdemeanor
 - C. Class B Misdemeanor
 - D. Class C Misdemeanor
- _____ 17. Suzy is pulled over and arrested for driving while intoxicated. She will receive up to 180 days in jail and/or up to a \$2,000 fine. Suzy's offense is a
- A. State Jail Felony
 - B. Class A Misdemeanor
 - C. Class B Misdemeanor
 - D. Class C Misdemeanor
- _____ 18. Jack is pulled over for speeding and receives a ticket. He will receive up to a \$500 fine. Jack's offense is a
- A. State Jail Felony
 - B. Class A Misdemeanor
 - C. Class B Misdemeanor
 - D. Class C Misdemeanor
- _____ 19. Jennifer is arrested for attempted arson. If arson is a 2nd Degree Felony, what is attempted arson?
- A. 1st Degree Felony
 - B. 2nd Degree Felony
 - C. 3rd Degree Felony
 - D. State Jail Felony
- _____ 20. In criminal conspiracy, two or more people agree to commit a misdemeanor.
- A. True
 - B. False