

Chapter 2 Test Questions

Multiple choice

1. _____ exists when enough facts lead a reasonable and prudent person to believe that a fair probability of criminal activity exists.

- a. Reasonable suspicion
- b. Probable cause
- c. Exigent circumstances
- d. Contingent cause

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Level: Easy

2. Which constitutional amendment provides the citizens of the United States protections against unreasonable searches and seizures?

- a. First Amendment
- b. Second Amendment
- c. Third Amendment
- d. Fourth Amendment

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Level: Intermediate

3. A person can waive constitutionally provided protections against unreasonable searches and seizures and allow an investigator to search home, person, and property. Such a search is known as: _____.

- a. consent search
- b. plain view search
- c. stop and frisk
- d. search incident to an arrest

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Level: Intermediate

4. The U.S. Supreme Court has held that a police officer may temporarily detain a person for questioning if the officer has reasonable suspicion that criminal activity may be involved. The person may also be patted down for weapons. This police action is known as: _____.

- a. consent search
- b. plain view search
- c. stop and frisk
- d. search incident to an arrest

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Level: Easy

5. This doctrine permits investigators to observe and seize evidence without a warrant if the officer is lawfully in a position from which an object and the incriminating character of the object are immediately apparent. This exception to the search warrant requirement is known as:

_____.

- a. consent search
- b. plain view search
- c. stop and frisk
- d. search incident to an arrest

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Level: Intermediate

6. Investigators who have established probable cause that evidence is likely to be at a certain place may make a warrantless entry into the premises if what type of conditions exist?

- a. exclusionary
- b. inclusionary
- c. exigent
- d. conclusively

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Level: Easy

7. The method the courts use to uphold the constitutional protections against unreasonable searches and seizures, as well as to control the investigator's actions and prevent illegally obtained evidence from being used at trial, is known as the: _____.

- a. exclusionary rule
- b. inclusionary rule
- c. emergency rule
- d. conclusively rule

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Level: Intermediate

8. In the interest of public safety, vehicles are frequently taken into police custody, such as when reported stolen or when used in the commission of a crime. These vehicles may be examined, inside and out, and any evidence of a crime may be lawfully seized under which theory of law?

- a. search incident to arrest
- b. motor vehicle exception
- c. procedural search
- d. inventory procedure

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Level: Easy

9. When a wanted fugitive is apprehended in another state, the fugitive has a right to a legal hearing in which the prosecution must demonstrate the probable cause for the return of the fugitive to the state where the crime occurred. These proceedings are known as:

- a. extraditions
- b. extrajudicials
- c. extrajurisdictionals
- d. exculpatory

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Level: Easy

10. The decision to charge a suspect with a crime is the duty of which person in the criminal justice system?

- a. judge
- b. investigator
- c. prosecutor
- d. defense counsel

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Level: Easy

True or False

1. The Fifth Amendment to the U.S. Constitution protects against unreasonable search and seizure.

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Level: Easy

2. In emergency situations an investigator can obtain a search warrant by telephone.

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Level: Intermediate

3. Search warrants must be executed within a prescribed period of time, usually within 10 days.

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Level: Easy

4. The restrictions regarding unreasonable search and seizure apply to private persons as well as the police.

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Level: Intermediate

5. A person has an absolute right to refuse to consent to a search by the police and can revoke consent at any time.

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Level: Intermediate

6. An investigator must have probable cause to conduct a stop-and-frisk detention and search.

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Level: Easy

7. Officers responding to an emergency situation, such as a shooting within a residence, may seize items of evidence in the residence that are in plain view.

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Level: Easy

8. Officers who are lawfully in a residence due to hot pursuit of a fleeing suspect may search the entire residence for items of evidence.

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Level: Intermediate

9. Officers who are lawfully in a residence due to hot pursuit of a fleeing suspect may search the entire residence for other persons who may pose a threat to the officers.

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Level: Intermediate

10. An extension of the exclusionary rule is known as the “fruit of the poisonous tree doctrine.”

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Level: Easy

Fill-in

1. The connection between a fact offered as evidence and the issue to be proved is known as _____.

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Level: Intermediate

2. _____ cause exists when enough facts exist that would lead a reasonable and prudent person to believe that criminal activity is fairly probable.

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Level: Easy

3. A person can voluntarily _____ to the police to search their person, home, and property.

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Level: Easy

4. A temporary stop and frisk detention is justified based upon a _____ suspicion that criminal activity is occurring.

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Level: Intermediate

5. The _____ exception permits investigators to seize evidence without a warrant if the officer is lawfully in a position to plainly see an incriminating object of evidence.

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Level: Easy

6. The U.S. Supreme Court has held that _____ are not protected by the Fourth Amendment.

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Level: Intermediate

7. A reasonable belief that evidence may be immediately destroyed would justify a search without a warrant based upon _____ circumstances.

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Level: Intermediate

8. The _____ rule is applied when investigators violated a person's rights by conducting and unlawful search and seizure.

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Level: Easy

9. The application for a search warrant must be supported by _____ or _____.

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Level: Easy

10. The U.S. Supreme Court created the motor vehicle exception to the warrant requirement due to vehicles' _____.

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Level: Intermediate