Name\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Elements of Crime and Categories of Punishment Exam**

\_\_\_\_\_\_1. Criminal law comes from laws passed by legislatures and \_\_\_\_\_\_\_\_\_\_\_\_.

1. Old law
2. Common law
3. Courts
4. B and C

\_\_\_\_\_\_2. Joe was a juvenile but had a birthday two days ago and is now an adult. How old is Joe?

1. 16
2. 17
3. 18
4. 19

\_\_\_\_\_\_3. All elements of an offense have to be proven before someone can be charged with the crime.

1. True
2. False

\_\_\_\_\_\_4. What is required to convict a person of a crime?

1. Probable cause
2. Reasonable suspicion
3. Proof beyond a reasonable doubt
4. None of the above

\_\_\_\_\_\_5. What may a person have in certain instances that would excuse the crime he committed?

1. An exception
2. A defense
3. An affirmative defense
4. All of the above

\_\_\_\_\_\_6. When a person should have been aware of a risk but they were not, their culpable mental state was

1. Intentional
2. Knowing
3. Reckless
4. Criminal negligence

\_\_\_\_\_\_7. When a person was aware with reasonable certainty, their culpable mental state was

1. Intentional
2. Knowing
3. Reckless
4. 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:

1. Intentional
2. Knowing
3. Reckless
4. Criminal negligence

\_\_\_\_\_\_9. When a person's conscious objective was to commit the crime they committed, their culpable mental state was

1. Intentional
2. Knowing
3. Reckless
4. Criminal negligence

\_\_\_\_\_\_10. Ignorance of a law is an excuse for breaking that law.

1. True
2. False

\_\_\_\_\_\_11. Which of the following is not a general defense to prosecution?

1. Insanity
2. Mistake of fact
3. Entrapment
4. Voluntary intoxication

\_\_\_\_\_\_12. Sam commits a capital felony. His punishment is

1. Death
2. Life in prison
3. 5 to 99 years
4. 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

1. 1st Degree Felony
2. 2nd Degree Felony
3. 3rd Degree Felony
4. 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

1. 1st Degree Felony
2. 2nd Degree Felony
3. 3rd Degree Felony
4. 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

1. 1st Degree Felony
2. 2nd Degree Felony
3. 3rd Degree Felony
4. 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

1. State Jail Felony
2. Class A Misdemeanor
3. Class B Misdemeanor
4. 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

1. State Jail Felony
2. Class A Misdemeanor
3. Class B Misdemeanor
4. 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

1. State Jail Felony
2. Class A Misdemeanor
3. Class B Misdemeanor
4. Class C Misdemeanor

\_\_\_\_\_\_19. Jennifer is arrested for attempted arson. If arson is a 2nd Degree Felony, what is attempted arson?

1. 1st Degree Felony
2. 2nd Degree Felony
3. 3rd Degree Felony
4. State Jail Felony

\_\_\_\_\_\_20. In criminal conspiracy, two or more people agree to commit a misdemeanor.

1. True
2. False