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| 1. The naturalist theory was based on what belief?   |  |  |  | | --- | --- | --- | |  | a. | Very few individuals have the ability to distinguish between right and wrong. | |  | b. | The aristocracy has the ability to distinguish between right and wrong. | |  | c. | All individuals have the ability to distinguish between right and wrong. | |  | d. | The court system has the ability to distinguish between right and wrong. |  |  |  | | --- | --- | | *ANSWER:* | c | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:27 PM | | *DATE MODIFIED:* | 11/22/2018 8:29 PM | |

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| 2. The colonists considered the Articles of Confederation largely ineffective because of what factor?   |  |  |  | | --- | --- | --- | |  | a. | Widespread corruption within the government. | |  | b. | The national government lacked enforcement power. | |  | c. | Lack of cooperation between the three branches of government. | |  | d. | The governmental staff had grown too large and ineffective. |  |  |  | | --- | --- | | *ANSWER:* | b | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:29 PM | | *DATE MODIFIED:* | 11/22/2018 8:30 PM | |

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| 3. During formation of the national government, individual states were left intact because   |  |  |  | | --- | --- | --- | |  | a. | the fledgling nation was at war. | |  | b. | the federal government was too weak to force the states into giving up the notion of individual statehood. | |  | c. | the states threatened secession and civil war. | |  | d. | they could more effectively respond to the citizens’ needs. |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:30 PM | | *DATE MODIFIED:* | 11/22/2018 8:31 PM | |

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| 4. Federal laws take precedence over conflicting state laws because of the   |  |  |  | | --- | --- | --- | |  | a. | legislative clause. | |  | b. | judicial clause. | |  | c. | statutory clause. | |  | d. | supremacy clause. |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:32 PM | | *DATE MODIFIED:* | 11/22/2018 8:33 PM | |

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| 5. Before 1913, how were the House of Representatives and the Senate elected?   |  |  |  | | --- | --- | --- | |  | a. | The people elected both indirectly. | |  | b. | The people elected the Senate indirectly. | |  | c. | The people elected both directly. | |  | d. | The people elected the House of Representatives indirectly. |  |  |  | | --- | --- | | *ANSWER:* | b | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:34 PM | | *DATE MODIFIED:* | 11/22/2018 8:34 PM | |

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| 6. Congress has the sole authority to pass   |  |  |  | | --- | --- | --- | |  | a. | state treaties. | |  | b. | criminal law. | |  | c. | international law. | |  | d. | statutory law. |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:35 PM | | *DATE MODIFIED:* | 11/22/2018 8:35 PM | |

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| 7. At the state level, the head of the executive branch is the   |  |  |  | | --- | --- | --- | |  | a. | state governor. | |  | b. | state attorney general. | |  | c. | state legislator. | |  | d. | state senators. |  |  |  | | --- | --- | | *ANSWER:* | a | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:35 PM | | *DATE MODIFIED:* | 11/22/2018 8:36 PM | |

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| 8. Each state is entitled to appoint a number of electors based on   |  |  |  | | --- | --- | --- | |  | a. | the state’s total number of registered voters. | |  | b. | the state’s total number of national convention delegates. | |  | c. | the state’s total number of senators and representatives. | |  | d. | the state’s total number of federal judges. |  |  |  | | --- | --- | | *ANSWER:* | c | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:36 PM | | *DATE MODIFIED:* | 11/22/2018 8:37 PM | |

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| 9. Who elects the President if there is not a candidate with a majority of the electoral vote?   |  |  |  | | --- | --- | --- | |  | a. | House of Representatives | |  | b. | President of the Senate | |  | c. | Senate | |  | d. | Supreme Court |  |  |  | | --- | --- | | *ANSWER:* | a | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:37 PM | | *DATE MODIFIED:* | 11/22/2018 8:38 PM | |

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| 10. Federal law-enforcement agencies are considered a component of the   |  |  |  | | --- | --- | --- | |  | a. | executive branch. | |  | b. | Federal Bureau of Investigation. | |  | c. | judicial branch. | |  | d. | legislative branch. |  |  |  | | --- | --- | | *ANSWER:* | a | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:38 PM | | *DATE MODIFIED:* | 11/22/2018 8:39 PM | |

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| 11. The primary source of new law is the   |  |  |  | | --- | --- | --- | |  | a. | executive branch. | |  | b. | U.S. Constitution. | |  | c. | Congress. | |  | d. | popular vote. |  |  |  | | --- | --- | | *ANSWER:* | c | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:39 PM | | *DATE MODIFIED:* | 11/22/2018 8:40 PM | |

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| 12. The traditional balance equals the rights of the people versus   |  |  |  | | --- | --- | --- | |  | a. | the rights of society. | |  | b. | the rights of the state. | |  | c. | the rights of the individual. | |  | d. | the rights of the government. |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:40 PM | | *DATE MODIFIED:* | 11/22/2018 8:41 PM | |

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| 13. Federal judges are appointed by the   |  |  |  | | --- | --- | --- | |  | a. | U.S. Senate. | |  | b. | U.S. attorney general. | |  | c. | President. | |  | d. | U.S. Supreme Court. |  |  |  | | --- | --- | | *ANSWER:* | c | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:41 PM | | *DATE MODIFIED:* | 11/22/2018 8:42 PM | |

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| 14. Which law uses precedent as a key element?   |  |  |  | | --- | --- | --- | |  | a. | Statutory law | |  | b. | Criminal law | |  | c. | Administrative law | |  | d. | Judicial law |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:42 PM | | *DATE MODIFIED:* | 11/22/2018 8:43 PM | |

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| 15. *Stare decisis* literally means what?   |  |  |  | | --- | --- | --- | |  | a. | Let the decision stand. | |  | b. | Let the decision rest. | |  | c. | Let the verdict stand. | |  | d. | Let the verdict rest. |  |  |  | | --- | --- | | *ANSWER:* | a | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:44 PM | | *DATE MODIFIED:* | 11/22/2018 8:44 PM | |

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| 16. The ability to enforce law consistently while retaining enough flexibility to adapt to changes in societal standards is the definition of   |  |  |  | | --- | --- | --- | |  | a. | modern law. | |  | b. | modern balance. | |  | c. | current law. | |  | d. | current balance. |  |  |  | | --- | --- | | *ANSWER:* | b | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:45 PM | | *DATE MODIFIED:* | 11/22/2018 8:45 PM | |

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| 17. What type of law is most effective in dealing with a large or national industry that requires monitoring for public welfare or safety?   |  |  |  | | --- | --- | --- | |  | a. | Administrative law | |  | b. | Business law | |  | c. | Commercial law | |  | d. | Delegated law |  |  |  | | --- | --- | | *ANSWER:* | a | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:46 PM | | *DATE MODIFIED:* | 11/22/2018 8:46 PM | |

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| 18. What has had the most influence on the way all U.S. law is implemented?   |  |  |  | | --- | --- | --- | |  | a. | Legal traditions | |  | b. | An established hierarchy of authority among the branches | |  | c. | The British system of law | |  | d. | The Supreme Court |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:46 PM | | *DATE MODIFIED:* | 11/22/2018 8:47 PM | |

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| 19. State governments are responsible for handling matters not addressed by   |  |  |  | | --- | --- | --- | |  | a. | administrative laws. | |  | b. | Congress. | |  | c. | federal regulations. | |  | d. | the U.S. Constitution. |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:47 PM | | *DATE MODIFIED:* | 11/22/2018 8:48 PM | |

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| 20. The Bill of Rights does not reflect the language of   |  |  |  | | --- | --- | --- | |  | a. | naturalist theory. | |  | b. | sociological theory. | |  | c. | positivist theory. | |  | d. | unionist theory. |  |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | | *QUESTION TYPE:* | Multiple Choice | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:48 PM | | *DATE MODIFIED:* | 11/22/2018 8:49 PM | |

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| 21. Criminal law is the term used to describe all federal statutory law.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | False | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:51 PM | | *DATE MODIFIED:* | 11/22/2018 8:52 PM | |

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| 22. The U.S. Supreme Court is the main source of all law in this country.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | False | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:52 PM | | *DATE MODIFIED:* | 11/22/2018 8:52 PM | |

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| 23. The majority of Americans have more frequent personal contact with the legislative branch than with any other branch of government.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | False | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:53 PM | | *DATE MODIFIED:* | 11/22/2018 8:53 PM | |

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| 24. Because of the influence of societal standards on behavior, the sociological theory plays a critical role in our governmental structure.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | True | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:53 PM | | *DATE MODIFIED:* | 11/22/2018 8:53 PM | |

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| 25. Because the naturalist theory was ideally suited for the complex legal issues of the period, it played a key role in the creation of the Supreme Court.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | False | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:54 PM | | *DATE MODIFIED:* | 11/22/2018 8:54 PM | |

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| 26. Each state legislature determines the manner in which the electors are appointed.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | True | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:54 PM | | *DATE MODIFIED:* | 11/22/2018 8:54 PM | |

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| 27. The executive branch was the first governmental branch established in the federal structure.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | False | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:55 PM | | *DATE MODIFIED:* | 11/22/2018 8:55 PM | |

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| 28. One of the first priorities for settlers in the New World was to establish a formal legal system different from the ones they left in Europe and Britain.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | False | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:55 PM | | *DATE MODIFIED:* | 11/22/2018 8:56 PM | |

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| 29. Administrative law is primarily made up of two elements.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | True | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:56 PM | | *DATE MODIFIED:* | 11/22/2018 8:56 PM | |

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| 30. The Articles of Confederation was the document that guided the new government in advance of the U.S. Constitution.   |  |  |  | | --- | --- | --- | |  | a. | True | |  | b. | False |  |  |  | | --- | --- | | *ANSWER:* | True | | *POINTS:* | 1 | | *QUESTION TYPE:* | True / False | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:56 PM | | *DATE MODIFIED:* | 11/22/2018 8:57 PM | |

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| Match the most appropriate term to the definition.   |  |  | | --- | --- | | a. | modern balance | | b. | *stare decisis* | | c. | common law | | d. | statutory law | | e. | administrative law | | f. | precedent | | g. | sociological theory | | h. | traditional balance | | i. | positivist theory | | j. | legal standard |  |  |  | | --- | --- | | *QUESTION TYPE:* | Matching | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 9:41 AM | | *DATE MODIFIED:* | 11/22/2018 9:45 AM | |

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| 31. Regulations and decisions that explain and detail statutes, and are issued by administrative agencies.   |  |  | | --- | --- | | *ANSWER:* | e | | *POINTS:* | 1 | |

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| 32. Creation of law by the judiciary   |  |  | | --- | --- | | *ANSWER:* | c | | *POINTS:* | 1 | |

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| 33. Law created by one of the three sources of government, including the legislature, administrative agencies, and the judiciary   |  |  | | --- | --- | | *ANSWER:* | j | | *POINTS:* | 1 | |

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| 34. The goal of law-making authorities to balance the need for consistency and stability against the need for a flexible and adaptive government   |  |  | | --- | --- | | *ANSWER:* | a | | *POINTS:* | 1 | |

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| 35. The political belief that there should be a superior government entity that is not subject to question or challenge   |  |  | | --- | --- | | *ANSWER:* | i | | *POINTS:* | 1 | |

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| 36. Existing legal standards that courts look to for guidance when making a determination of a legal issue   |  |  | | --- | --- | | *ANSWER:* | f | | *POINTS:* | 1 | |

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| 37. The doctrine that follows the principle that government should adapt laws to reflect the current needs and beliefs of society   |  |  | | --- | --- | | *ANSWER:* | g | | *POINTS:* | 1 | |

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| 38. “Let the decision stand.” The method used by the judiciary when applying precedent to current situations.   |  |  | | --- | --- | | *ANSWER:* | b | | *POINTS:* | 1 | |

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| 39. A statute; law that is created by the legislature   |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | |

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| 40. The goal of the judiciary to allow maximum personal freedom without detracting from the welfare of the general public.   |  |  | | --- | --- | | *ANSWER:* | h | | *POINTS:* | 1 | |

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| Match the most appropriate term to the definition.   |  |  | | --- | --- | | a. | naturalist theory | | b. | legislative branch | | c. | positivist theory | | d. | executive branch | | e. | judicial branch | | f. | sociological theory | | g. | Bill of Rights | | h. | modern balance | | i. | legal standard | | j. | traditional balance |  |  |  | | --- | --- | | *QUESTION TYPE:* | Matching | | *HAS VARIABLES:* | False | | *DATE CREATED:* | 11/22/2018 8:59 PM | | *DATE MODIFIED:* | 11/22/2018 9:08 PM | |

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| 41. The first branch of government created   |  |  | | --- | --- | | *ANSWER:* | e | | *POINTS:* | 1 | |

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| 42. Follows the principle that government should adopt laws to reflect the current needs and beliefs of society   |  |  | | --- | --- | | *ANSWER:* | a | | *POINTS:* | 1 | |

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| 43. Belief that there should be a superior governmental entity not subject to question or challenge   |  |  | | --- | --- | | *ANSWER:* | c | | *POINTS:* | 1 | |

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| 44. Is headed by the President at the national level and governors at the state level   |  |  | | --- | --- | | *ANSWER:* | d | | *POINTS:* | 1 | |

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| 45. Based on the belief that all persons inherently know the difference between right and wrong   |  |  | | --- | --- | | *ANSWER:* | f | | *POINTS:* | 1 | |

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| 46. Has the authority to interpret laws and protect the Constitution from violation by Congress, the President, and the states   |  |  | | --- | --- | | *ANSWER:* | b | | *POINTS:* | 1 | |

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| 47. Establishes the standards of fundamental fairness by which the government must deal with its citizens   |  |  | | --- | --- | | *ANSWER:* | g | | *POINTS:* | 1 | |

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| 48. Legal principle or point of law that may appear in the form of statutory, judicial, or administrative law   |  |  | | --- | --- | | *ANSWER:* | i | | *POINTS:* | 1 | |

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| 49. Goal of law-making authorities to balance the need for consistency and stability against the need for flexible and adaptive government   |  |  | | --- | --- | | *ANSWER:* | h | | *POINTS:* | 1 | |

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| 50. Goal of the judiciary to allow maximum personal freedom without detracting from the welfare of the general public   |  |  | | --- | --- | | *ANSWER:* | j | | *POINTS:* | 1 | |