

## Chapter Two: Law and the Use of Force

### Test Bank

#### Multiple Choice – select the most appropriate single response.

1. The training topics generally considered high liability, include each of the following except:

- A. use of force
- B. emergency vehicle operation
- C. medical first responder
- D. report writing

Ans: D

Learning objective:

Answer location: page

2. The ideas found or interpreted within the legal structure of the United States act as guidance to criminal justice employees as well as the basis for:

- A. media procedures
- B. liability sanctions
- C. department equipment
- D. available resources

Ans: B

Learning objective:

Answer location: page

3. \_\_\_\_\_ was the foundation of the system of laws in the United States.

- A. Roman law
- B. French dual law
- C. English common law
- D. Italian Civil Code

Ans: C

Learning objective:

Answer location: page

4. Laws have also acted as the manifestation of reform efforts brought on through all except:

- A. the abuse of power by some in authority
- B. the lack of clear direction to public agencies
- C. everything being done correctly by officers
- D. the general trend of professionalization

Ans: C

Learning objective:

Answer location: page

5. Under the concept of \_\_\_\_\_, the U.S. system of government consists of shared power between the federal and state governments:

- A. federalism
- B. localism
- C. jurisprudence
- D. stare decisis

Ans: A

Learning objective:

Answer location: page

6. A careful review of everything known to the officer at the moment he or she acted can help provide a basis for making a determination of whether a use of force was:

- A. prudent or wise
- B. experience-based
- C. objectively reasonable
- D. probably legal

Ans: C

Learning objective:

Answer location: page

7. All except which of the following is a restraint on the use of force:

- A. law
- B. policies
- C. supervision
- D. movies

Ans: D

Learning objective:

Answer location: page

### **True/False**

1. State laws, federal law, and case law all provide direction and guidance on various aspects of force usage.

Ans: T

Learning objective:

Answer location: page

2. Training officers in the use of firearms generally receive the greatest number of hours.

Ans: T  
Learning objective:  
Answer location: page

3. Citizens make judgments about the legitimacy of their criminal justice agencies based, in part, on how they conduct themselves in using force.

Ans: T  
Learning objective:  
Answer location: page

4. Under the concept of federalism, the U.S. system of government consists of shared power between the federal and state governments.

Ans: T  
Learning objective:  
Answer location: page

5. The use of force by law enforcement is considered a seizure and so constitutionality turns on the reasonableness of the force (seizure).

Ans: T  
Learning objective:  
Answer location: page

6. For convicted inmates, 8<sup>th</sup> Amendment issues arising from claims of cruel and unusual punishment can arise addressing the treatment of a *sentenced* person in a correctional facility or program.

Ans: T  
Learning objective:  
Answer location: page

7. An agency or its insurance provider may be known to settle law suits to avoid higher legal costs incurred by fighting the suit.

Ans: T  
Learning objective:  
Answer location: page

8. The Supreme Court cited the need to examine the totality of the circumstances surrounding an arrest, and noted the inability to precisely define or mechanically apply this concept of reasonableness.

Ans: T  
Learning objective:  
Answer location: page

9. The Supreme Court has developed over time various ways to evaluate the use of force including through the ninth, tenth, and 11<sup>th</sup> Amendments to the U.S. Constitution.

Ans: F  
Learning objective:  
Answer location: page

10. Much of what law enforcement officers, corrections officers, probation officers, and others do daily can find its way into a criminal or civil courtroom or proceeding.

Ans: T

Learning objective:  
Answer location: page

Essay

1. What role does case law play in guiding the use of force in criminal justice?

Ans: answers will vary

Learning objective:

Answer location: page

2. Describe and discuss the effects of law on training of public safety personnel.

Ans: answers will vary

Learning objective:

Answer location: page

3. How do laws reduce the potential for excessive use of force?

Ans: answers will vary

Learning objective:

Answer location: page