

Name: _____ Date: _____

Constitutional Hunger Games: Evaluating Liberty for College Scholars

Scholars dissect jurisdictional disputes, analyze non-incorporation of the Third Amendment, and weigh the friction between Article VI and state sovereignty for seminar prep.

1. In the context of the Tenth Amendment, which legal doctrine was revitalized in cases like *New York v. United States* (1992) to prevent the federal government from forcing state legislatures to enact specific federal regulatory programs?

- A. The Anticommandeering Doctrine
- B. The Unitary Executive Theory
- C. The Dormant Commerce Clause
- D. The Necessary and Proper Clause

2. True or False: The 'Third Amendment' is one of the few provisions of the Bill of Rights that has never been formally incorporated against the states via the Fourteenth Amendment by the Supreme Court.

- A. True
- B. False

3. The concept of 'Substantive Due Process,' often rooted in the _____ Amendment, allows courts to protect certain fundamental rights from government interference, even if those rights are not explicitly mentioned in the Constitution.

- A. Fourteenth
- B. Twenty-Fourth
- C. Eleventh
- D. Twelfth

4. Which specific provision of Article VI establishes that the Constitution and federal laws take precedence over conflicting state constitutions and laws?

- A. The Appointments Clause
- B. The Supremacy Clause
- C. The Full Faith and Credit Clause
- D. The Takings Clause

5. True or False: Under the Ninth Amendment, the Supreme Court has consistently established a definitive, exhaustive list of all 'unenumerated rights' retained by the people.

- A. True
- B. False

6. In determining the constitutionality of government action under the First Amendment's Establishment Clause, the 'Lemon Test' has largely been supplanted or modified by which more recent judicial approach?

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- A. The Rational Basis Test
- B. The Historical Practices and Traditions Test
- C. The Strict Scrutiny Analysis
- D. The Separate but Equal Doctrine

7. The _____ Amendment serves as a jurisdictional bar, generally preventing citizens from suing a state in federal court without that state's consent, reinforcing the principle of sovereign immunity.

- A. Sixth
- B. Eleventh
- C. Thirteenth
- D. Seventeenth

8. True or False: The 'Exceptions Clause' of Article III gives Congress the power to strip the Supreme Court of its appellate jurisdiction over certain classes of cases.

- A. True
- B. False

9. Which constitutional mechanism was intended by the Framers to mitigate 'the mischiefs of faction' as famously argued in Federalist Paper No. 10?

- A. The Bill of Attainder
- B. Direct Democracy
- C. An Extended Republic
- D. Unicameralism

10. The Sixth Amendment's _____ Clause ensures that a defendant has the right to face and cross-examine witnesses presented against them at trial.

- A. Confrontation
- B. Assistance of Counsel
- C. Compulsory Process
- D. Vicinage