

# Index

## **ABDUCTION AND KIDNAPPING**

Kidnapping, **10.04**

## **ACCESSORIES AND ACCOMPLICES**

Cautionary instructions, **2.05**

Liability for crimes of another

As principal or accomplice, **4.01**

Obstructing Investigation, **29.28**

Testimony, **3.07**

## **ADJOURNMENT**

Cautionary instructions at each recess  
or adjournment for the day, **1.03**

## **ADULTERATION OF SUBSTANCE**

Distribution of adulterated substance,  
**31.02**

Public misconduct or nuisance, **31.01**

## **AFFIRMATIVE DEFENSE**

Driving

Aggravating factor alcohol  
concentration 0.16 or more,  
**25.16**

Alcohol concentration 0.08 or  
more, **25.15**

## **AFTERBORN OR UNBORN CHILDREN**

Assault

First degree, unborn child, **8.20**

Second degree, unborn child, **8.21**

Death of

Generally, **7.22 to 7.30**

Felony murder in the second  
degree, **7.26**

Murder in the second degree, **7.25**

First degree

Offense with Force or Violence,  
Manslaughter, **7.29**

Great bodily harm, assault, **8.20**

Premeditated, murder of unborn  
child, **7.22**

## **AFTERBORN OR UNBORN CHILDREN—Cont'd**

Second degree

Manslaughter, **7.30**

Sexual conduct, criminal, death of  
unborn child

First degree, **7.23**

Third degree

Eminently Dangerous Act, **7.27**

## **AGGRAVATED ROBBERY**

Bodily harm, **10.02**

Dangerous Weapon, **10.02**

Implied Weapon, **10.03**

## **AIDING OFFENDER**

Administration of justice, **29.26**

Obstructing investigation, accomplice  
after the fact, **29.28**

## **AIRCRAFT OPERATION**

Alcohol concentration 0.04 or more,  
**25.20**

Measured within two hours of time  
operation, **25.21**

Drinking, Affirmative defense, **25.27**

Under the influence

Within 8 hours consuming con-  
trolled substance, **25.24**

Alcohol, **25.17**

Cannabis related, **25.25**

Combination of substances, **25.19**

Controlled substances, **25.18**

Intoxicating substances, **25.22**

Presence of controlled substances,  
**25.23**

Refusal to submit to testing, **25.26**

## **ALCOHOL OFFENSES**

Consumption of liquor by person  
under age of 21, **30.07**

Defense of Reliance on Proof of Age,  
**30.15**

**ALCOHOL OFFENSES—Cont'd**

- Defense to furnishing alcoholic beverage to a person under the age of 21, **30.10**
- Defense to unlawful consumption of alcoholic beverages, **30.08**
- Driving with alcohol concentration 0.04 or more, Commercial Motor Vehicle, **25.06**
- Driving with alcohol concentration of 0.08 or more, **25.05**
- Permitting consumption by, procuring for, inducing 21 year old, **30.06**
- Person under 21 who enters premises to purchase or have Liquor Served, **30.13**
- Possession of liquor by person under age of 21, **30.12**
- Providing liquor to obviously intoxicated person, **30.05**
- Providing liquor to person under the age of 21, **30.09**
- Purchase of Liquor by a Person Who Claims to be 21, **30.14**
- Purchase of liquor by person under age of 21, **30.11**

**ALCOHOLICS AND ALCOHOLISM**

- Involuntary intoxication as defense, **6.07**
- Voluntary intoxication ,defense, **6.06**

**ALIBI**

- Defenses, **6.08**

**ALTERATION OF FINANCIAL TRANSACTION CARD**

- Fraud, **19.12**

**AMBULANCE**

- False emergency, **29.47**
- Interference with emergency call, **29.49**

**ANHYDROUS AMMONIA**

- Prohibited Conduct, **24.12**

**ANIMALS**

- Fish and Game, this index

**ANIMALS—Cont'd**

- Unauthorized release of animals, **16.38**

**ANTICIPATORY CRIMES**

- Generally, **5.01 to 5.07**
- Abandonment of intention, **5.03**
- Attempted, **5.01**
- Commission of crime not defense, **5.04**
- Conspiracy to commit, **5.05**
- Impossibility of attempt, **5.02**
- Juvenile, solicitation to commit crime, **5.07**
- Mentally impaired person, solicitation to commit crime, **5.06**
- Solicitation of juvenile to commit crime, **5.07**
- Solicitation of mentally impaired person to commit crime, **5.06**

**APPEARANCE**

- Failure to appear
- Felony, **29.24**
- Misdemeanor or gross misdemeanor, **29.25**

**ARREST**

- Obstructing, **29.39**

**ARSON**

- Dwelling, **17.01**
- Fifth degree
  - Personal or real property, **17.07**
- First degree offense
  - Generally, **17.01 to 17.03**
  - Dwelling, **17.01**
  - Flammable material, **17.03**
  - Presence of another person, **17.02**
- Flammable material, **17.03**
- Fourth degree
  - Multi unit residential building, personal property, **17.06**
  - Personal property, public building, **17.06**
- Personal or real property, **17.07**
- Presence of another person, **17.02**
- Real, personal property, **17.05**
- Real, personal property, building, **17.04**

## INDEX

### ARSON—Cont'd

- Second degree
  - Real, personal property, building, **17.04**
- Third degree
  - Real, personal property, **17.05**
- Wildfire, **17.08**

### ASSAULT

- During burglary, **17.14**
- Correctional employee, fourth degree, **8.12**
- Domestic Assault by Strangulation, **8.19**
- Fifth degree
  - Inflict bodily harm, **8.17**
  - Intent to cause fear, **8.17**
- First degree
  - Dangerous Weapon, Deadly Force, **8.04**
  - Deadly Force, **8.02**
  - Great bodily harm, **8.01**
  - Offense with Force or Violence, **7.18**
  - Peace or correctional officer, **8.02**, **8.03**
  - Unborn child, **8.20**
- First degree, Great bodily harm, **8.01**
- First degree burglary, **17.14**
- Fourth degree
  - Generally, **8.12 to 8.16**
  - Correctional employee, **8.12**
  - Motivated by Bias, **8.13**
  - Peace officer, **8.10**
  - Person Engaged in the Performance of the Duties, **8.11**
  - Probation officer, **8.12**
  - Reserve Officer, **8.15**
  - Secure Treatment Facility, **8.12**
  - Transit operator, **8.16**
- Inflicting bodily harm
  - Fifth degree, **8.17**
- Inflicting bodily harm, fifth degree, **8.17**
- Peace Officer
  - Great Bodily Harm, First degree, **8.03**
- Performance of the Duties, fourth degree, **8.11**

### ASSAULT—Cont'd

- Probation officer, fourth degree, **8.12**
- Related crimes
  - Generally, **8.01 to 8.21**
- Reserve Officer
  - Fourth degree, **8.15**
- Second degree
  - Dangerous weapon, **8.05 to 8.06**
  - Substantial bodily harm, **8.06**
  - Unborn child, **8.21**
  - Unborn child, Substantial Bodily Harm, **8.21**
- Substantial bodily harm
  - Second degree, **8.06**
  - Third degree, **8.07**
- Third degree
  - Generally, **8.07 to 8.09**
  - Child abuse, **8.08 to 8.09**
  - Child under age of four, **8.09**
  - Substantial bodily harm, **8.07**
- Transit operator, fourth degree, **8.16**
- Vulnerable adult, **8.14**
  - Criminal assault, **8.14**
  - Deprivation, criminal, **9.04**
  - Neglect, criminal, **9.05**

### AT BEGINNING OF TRIAL

- General instructions, **1.01**
- Instructions to jury, **1.02**

### ATTEMPT

- Abandonment of intention, **5.03**
- Anticipatory crimes, **5.01**
- Impossibility of attempt, **5.02**

### ATTORNEYS

- Prosecuting attorney
  - Assault, **8.02**, **8.03**
  - Deadly Force, Great Bodily Harm, **8.04**
  - Homicide, first degree, defined, **7.05**

### AUDIO OR VIDEO

- Transcript, during trial, **2.01**

### AUTOMOBILES

- Bodily harm
  - Failure to maintain, Vehicular operation, **26.06**

## **AUTOMOBILES—Cont'd**

- Driving
  - After cancellation, suspension, revocation
    - Generally, **28.01**
  - After disqualification, **28.02**
  - Cancellation as inimical to public safety, **28.01**
  - Careless, **27.12**
  - DUI. Driving Under the Influence, this index
  - Failure to stop
    - Generally, **27.06 to 27.08**
    - Attended vehicle, **27.06**
    - Damage attended vehicle, death, bodily injury, **27.07**
    - Unattended vehicle, **27.08**
  - Failure to yield pedestrian, **27.17**
  - Illegal U-turn, **27.16**
  - Light Rail Transit Vehicle, careless, **27.13**
  - Overtaking and passing a vehicle stopped at a crosswalk to permit a pedestrian to cross a roadway, **27.18**
  - Racing, reckless, **27.11**
  - Reckless, **27.10**
  - Speed, **27.14**
  - Traffic-control device, failure to obey, **27.01**
  - Traffic-control signal, semaphore, failure to stop for, **27.02**
  - Underage drinking, **25.11**
  - Wrong way on one way, **27.15**
- Driving in violation of a license restriction, **28.02.1**
- Driving while impaired. Driving While Impaired, this index
- DUI. Driving Under the Influence, this index
- Duty to Drive
  - Due care, **27.14.1**
- Failure to display safety inspection decal, **27.22**
- Fleeing peace officer in, **29.22**
- Highway traffic. Traffic, this index
- Marijuana, possession of a small amount in a motor vehicle, **24.05**

## **AUTOMOBILES—Cont'd**

- Overtaking and passing a vehicle stopped at a crosswalk to permit a pedestrian to cross a roadway, **27.18**
- Tampering with, **16.35**
- Theft, **16.22**
- Transit vehicle or facility
  - Shooting at, **22.23**
- Vehicle Insurance
  - Driver, operating without, **28.04**
  - Owner, failure to provide, **28.03**
- Vehicular homicide
  - Generally, **26.01**
  - Leaving the scene, Criminal, **26.02**

## **AVIATION**

- Operation of aircraft
  - Affirmative defense, **25.27**
  - Alcohol concentration 0.04 or more, **25.20**
  - Alcohol concentration 0.04 or more, measured within two hours of time operation, **25.21**
- Under the influence
  - Within 8 hours consuming alcoholic beverage, **25.24**
  - Alcohol, **25.17**
  - Cannabis related, **25.25**
  - Combination of substances, **25.19**
  - Controlled substances, **25.18**
  - Intoxicating substances, **25.22**
  - Presence of controlled substances, **25.23**
  - Refusal to submit to testing, **25.26**

## **BANKS**

- Burglary of, **17.16**

## **BEFORE TRIAL**

- Adjournment for the Day, **1.03**
- Cautionary Instruction at Each Recess, **1.03**
- Courtroom, Weapon as Evidence, **1.05**
- Firearm as evidence in courtroom, **1.05**
- Instructions to jury, **1.02**
- Use of Interpreter, **1.04**

## INDEX

### **BEFORE TRIAL—Cont'd**

Weapon as evidence in courtroom,  
**1.05**

### **BEGINNING OF TRIAL**

Instructions to jury, **1.02**

### **BESTIALITY**

Sex crimes, **12.72**

### **BIAS**

Implicit, close of trial, **3.03**

### **BIFURCATED TRIAL**

Defenses, **6.01**

Instructions at commencement of  
trial, **6.01**

Mental illness or cognitive impair-  
ment, **6.01**

### **BIGAMY**

Generally, **14.01**

### **BODILY HARM**

Adulteration of substance, **31.01**

Controlled substances, **24.18**

Discharge of firearm, **22.18**

Intent to inflict

Assault

Generally, **8.17**

Domestic assault

Generally, **8.18**

Motor vehicle

Fleeing peace officer, **29.22**

Sexual conduct, **12.01**

Sexual conduct, Second degree, **12.11**

Vehicular operation

Generally, **26.04 to 26.06**

Leaving the scene, **26.05**

Leaving the scene. failure to  
maintain, **26.06**

### **BOOKMAKING**

Sports bookmaking, **32.01**

### **BOOKMAKING, SPORTS**

Gambling related crimes, **32.01**

### **BREACH OF PEACE AND DISORDERLY CONDUCT**

Disorderly conduct, **31.07**

### **BRIBERY**

Commercial, **20.01**

Public officer or employee

Offering or giving, **29.03**

Receiving, **29.04**

Witness

Concealment of crime, **29.07**

Giving, **29.05**

Receiving, **29.06**

### **BULLET-RESISTANT VEST, USE OF**

Administration of justice, **29.20**

### **BURDEN OF PROOF**

Defenses, mental illness or cognitive  
impairment, **6.03**

Mental impairment or disability, **6.03**

### **BURGLARY**

Assault, first degree offense, **17.14**

Building open to public, **17.20.1**

First degree

Generally, **17.12 to 17.14**

Assault, **17.14**

Weapon, **17.13**

Fourth degree, **17.21**

Government building, second degree  
offense, **17.19**

Historic property, second degree  
offense, **17.19**

Occupied dwelling, first degree,  
**17.12**

Possession of tools, **17.22**

Religious establishment, second  
degree offense, **17.19**

School building, second degree  
offense, **17.19**

Second degree

Generally, **17.15 to 17.19**

Banking business, **17.16**

Controlled substances stored,  
**17.17**

Dwelling, **17.15**

Government building, religious  
establishment, historic prop-  
erty, school building, **17.19**

Tool, **17.18**

Third degree, **17.20**

Tools, burglar tools, **17.18**

**CABLE COMMUNICATION  
SYSTEMS**

Interfering with, **19.03**

**CABLE TELEVISION SERVICES**

Generally, **16.18**

Theft, **16.18**

**CANNABIS**

Driving under the influence, **25.08**

Sale, degrees, **23:24 to 23:27**

**CARD POSSESSION**

Financial transaction card fraud,  
**19.08**

**CARJACKING**

Robbery, **10.03.1**

**CAUTIONARY INSTRUCTIONS**

Accomplice testimony, **2.05**

Adjournment for the day, **1.03**

Each Recess or Adjournment for the  
Day., **1.03**

Fear of participation, testimony of,  
**2.09**

Identification testimony, **3.08**

Instructions at each recess or adjourn-  
ment, **1.03**

Prior inconsistent statement,  
testimony as to, **2.07**

Receipt of testimony of other crime  
or occurrences, **2.03**

Receipt of testimony of other domes-  
tic conduct, **2.04**

Recess or adjournment for the day,  
**1.03**

Witness fear of participation, receipt  
of testimony, **2.09**

**CELLULAR TELEPHONE  
CRIMES**

Counterfeiting

First degree, **20.13**

Second degree, **20.14**

Third degree, **20.15**

**CHARACTER OR REPUTATION**

At close of trial, evidence of  
character, **3.11**

Evidence of character, **3.11**

**CHECKS**

Counterfeit, possession or sale, **16.29**

Deception by false representation,  
**16.10**

Issuance worthless check, **16.34**

Stolen, possession or sale, **16.29**

Theft by check, **16.10**

Worthless check, issuance, **16.34**

**CHILD ABUSE**

Assault, **8.08 to 8.09**

Murder, **7.06**

**CHILDREN AND MINORS**

Abuse

Assault, **8.08 to 8.09**

Murder, **7.06**

Alcohol offenses, **30.09**

Assault, **8.08 to 8.09**

Complainant of sexual conduct, crim-  
inal

Fourth degree, **12.56 to 12.60**

Third degree, **12.36 to 12.40**

Contributing to neglect or delin-  
quency of minor, **14.14**

Controlled substances

Conspiring with to sell, **23.13**

Delivery of drug paraphernalia to,  
**24.09**

Sale to, **23.08**

Delinquency, contributing to, **14.14**

Electronic solicitation of child to  
engage in sexual conduct, **12.70**

Endangerment

Generally, **14.09 to 14.11**

Access of firearms, **14.11**

Exposure to controlled substances,  
**14.10**

Furnishing firearms to minor, **22.09**

Good faith reliance on spiritual  
means or prayer for health care,  
**14.12**

Health care, defense of good faith  
reliance on spiritual means or  
prayer, **14.12**

Indecent exposure in presence of  
minor, **13.02**

Malicious punishment of child, **14.05**

Homicide, **7.20**

## INDEX

### CHILDREN AND MINORS—Cont'd

- Neglect
  - Defenses, **14.12**
  - Deprivation, **14.07**
  - Good faith reliance on spiritual means or prayer for health care, **14.12**
  - Permitting abuse, Physical or sexual, **14.08**
- Parental or custodial rights, depriving another of
  - More than 24 months older than child, **10.08**
- Prostitution
  - Providing residence for, **11.08**
- Purchase of Liquor by a Person Who Claims to be 21, **30.14**
- Sexual performance, **13.05 to 13.07**
- Solicitation
  - Child to engage in sexual conduct, **12.69, 12.70**
  - Internet or computer use, **12.70**
  - Mistake of age as a defense, **12.71**
- Solicitation, sexual conduct, criminal
  - Mistake of age as defense, **12.71**
- Taking, detaining or failing to return, **10.07**
- Torture, **14.06**
- Unreasonable Restraint, **10.06**
- Wrongfully Obtaining Public Assistance
  - Childcare, **16.43**

### CLAIMS

- False claims, **29.09**
- Permitting false claims, **29.08**

### CLERGY

- Criminal sexual conduct, **12.49**
- Sexual conduct, criminal, **12.49**
- Third degree, **12.29**

### CLOSE OF TRIAL

- Accomplice testimony, **3.07**
- Calculations, admitted into evidence, **3.15**
- Character, evidence of, **3.11**
- Charges No Longer under Consideration, **3.04**
- Charts, admitted into evidence, **3.15**

### CLOSE OF TRIAL—Cont'd

- Computer-generated animation, **3.13**
- Corporation, liability of, **3.09**
- Deposition, evaluation of evidence, **3.12**
- Domestic conduct, testimony regarding other, **3.06**
- Exhibits, Instruction on Demonstrative, **3.14**
- Final Instructions, **3.02**
- Identification testimony, **3.08**
- Implicit bias, **3.03**
- Instructions at the Conclusion of Testimony, **3.01**
- Joint trial, statement of one defendant, **3.10**
- Pre-hypnotic recall testimony, **3.16**
- Special Interrogatories, **3.17**
- Specific Unanimity, **3.02.1**
- Summaries, admitted into evidence, **3.15**
- Testimony regarding other crimes or occurrences, **3.05**

### CODE-GRABBING DEVICE

- Possession of, **16.39**

### COERCION

- Sexual conduct, criminal, **12.10**
- Second degree, **12.20**
- Third degree, **12.21**
- Threats and contact related crimes, **15.15**

### COMMERCIAL BRIBERY

- Computer crimes, **20.01**

### COMPUTER-GENERATED ANIMATION

- During trial, **2.08**

### COMPUTERS

- Access theft, **20.05**
- At close of trial, computer-generated animation, **3.13**
- Damage, **20.02 to 20.04**
  - Alteration, **20.03**
  - Destructive computer program, **20.04**
- Intentional damage or destruction without authorization, **20.02**



**COMPUTERS—Cont'd**

- Electronic Data Theft
  - Retain, **20.06.2**
  - Use, **20.06.1**
- Encryption, criminal use of, **20.08**
- Intent to Deprive, **20.06**
- Security system, facilitating access to, **20.09**
- Solicitation through Internet, child to engage in sexual conduct, **12.70**
- Theft
  - Access, **20.05**
  - Unauthorized access, **20.07**

**CONSPIRACY**

- Anticipatory crimes, **5.05**
- Commit, **5.05**

**CONTEMPT**

- Criminal contempt, **29.54**
- Felony criminal contempt, **29.53**

**CONTRABAND**

- Introduction of, **29.55**
- Jail, Lockup, or Correctional Facility, **29.56**

**CONTROLLED SUBSTANCES**

- Generally, **23.01 et seq.**
- See also Drugs and Narcotics, this index
- Burglary, **17.17**
- Carrying a pistol while under the influence, **21.05**
- Child endangerment, **14.10**
- Child or Vulnerable Adult to Methamphetamine Paraphernalia, Exposure of, **24.14**
- Commercial Motor Vehicle, driving with alcohol concentration of 0.04 or more, **25.06**
- Crime in the fifth degree
  - Possession, **23.22**
  - Procurement by fraud or false impersonation, **23.23**
  - Sale, **23.21**
- Crime in the first degree
  - Aggravating Factors, Possession of cocaine, methamphetamine, **23.04**
  - Methamphetamine, Sale of, **23.02**

**CONTROLLED SUBSTANCES**

**—Cont'd**

- Crime in the first degree—Cont'd
  - Methamphetamine manufacturer, **23.05**
  - Possession, **23.03**
  - Sale, **23.01**
  - Sale of Cocaine, Aggravating Factors, **23.02**
- Crime in the fourth degree
  - Conspiracy, employ minor, **23.18**
  - Possession, **23.20**
  - Sale
    - Generally, **23.16**
    - Minor, sale to, **23.17**
    - Schools/parks/public housing/drug treatment facility, **23.19**
- Crime in the second degree
  - Cocaine, methamphetamine
    - Aggravating factors, **23.11**
  - Methamphetamine, Sale of, **23.07**
  - Possession, **23.10**
  - Possession of
    - cocaine, methamphetamine, Aggravating Factors, **23.11**
  - Sale
    - Generally, **23.06**
    - Minors, **23.08**
    - Schools/parks/public housing/drug treatment facility, **23.09**
  - Sale Cocaine, Aggravating Factors, **23.07**
- Crime in the third degree
  - Conspiracy, minor, **23.13**
  - Possession
    - Generally, **23.14**
    - School/park/public housing/drug treatment facility, **23.15**
  - Sale, **23.12**
- Distribution of Simulated, **24.11**
- Driving with alcohol concentration of 0.08 or more, **25.05**
- Drug paraphernalia
  - Advertisement of, **24.10**
  - Delivery, **24.08**
  - Delivery to a minor, **24.09**
  - Use or Possession, **24.07**



## INDEX

### CONTROLLED SUBSTANCES

#### —Cont'd

- Great bodily harm caused by distribution of, **24.18**
- Importing across state borders, **24.01**
  - Use of person under 18, **24.02**
- Intent to Manufacture
  - Methamphetamine, possession of Chemical Reagents or precursors, **24.03**
- Manslaughter in the first degree, **7.19**
- Marijuana, possession of a small amount in a motor vehicle, **24.05**
- Medical cannabis
  - Intentional diversion, **24.15**
- Murder in the First degree, **7.19**
- Murder in the third degree, **7.16**
- Possession, **24.04**
- Prescription drug purchase, receipt, **24.16**
- Prohibited drugs, tax stamps, **24.17**
- Sale
  - Salvia Divinorum, Salvinorin A, **24.06**
- Use to injure or to facilitate crime, **24.19**

### CORPORATE PROPERTY

- Theft, **16.20**
- Unauthorized distribution of, **16.21**

### CORPORATIONS

- At close of trial, criminal liability, **3.09**
- Theft of corporate property, **16.20**
- Unauthorized distribution of corporate property, **16.21**

### CORRECTIONAL OFFICER

- Assault, **8.02**
  - Dangerous Weapons, First degree, **8.04**
- Defined, **8.03**

### COUNTERFEIT

- Stolen, possession or sale, **16.29**

### COURTHOUSE

- Ammunition, possession in courthouse, **22.15**

### COURTHOUSE—Cont'd

- Dangerous weapon, possession in courthouse, **22.15**
- Explosives, possession in courthouse, **22.15**
- Possession of dangerous weapon, ammunition, or explosives in, **22.15**

### CRIMES OF ANOTHER

- Liability for
  - As principal or accomplice, **4.01**
- Nonconviction of other person, effect of, **4.03**
- Not charged as principal, **4.01.1**
- Withdrawal, effect of, **4.02**

### CRIMINAL DAMAGE TO PROPERTY

- First degree, **17.27**
- Fourth degree, **17.31**
- Second degree, **17.28**
- Third degree, **17.29**
  - Motivated by bias, **17.30**
  - Public safety motor vehicle, **17.29**

### CROSSWALKS

- Overtaking and passing a vehicle stopped at a crosswalk to permit a pedestrian to cross a roadway, **27.18**

### CRUELTY

- Animals, **34.07**

### DANGEROUS SMOKING

- Damages or trespass, **17.11**

### DEER

- Taking without license, **34.04**

### DEFENSES

- Affirmative Defenses, this index
- Alibi, **6.08**
- Alternative Perpetrator, **6.18**
- Anticipatory crimes, commission of crime no defense, **5.04**
- Burden of proof, **6.03**
- Child
  - Neglect of, **14.12**
  - Permitting continuing physical or sexual abuse of, **14.13**

**DEFENSES—Cont'd**

Commission of crime no defense, **5.04**  
 Deadly force, authorized use of, peace officers, **6.15**  
 Death not the result, **6.10, 6.11**  
 Defense of Dwelling, **6.13**  
 Defense of property, **6.11**  
 Defense of self or others, **6.10, 6.12**  
 Duress, **6.04**  
 Entrapment, **6.05**  
 Escape from mental health facility, **29.19**  
 Furnishing Alcoholic Beverage to a Person under the Age of 21, **30.10**  
 Good faith, defense to threat of making a criminal charge, **15.16**  
 Harassment and stalking crime, **15.13**  
 Intentional taking of life, justifiable, **6.12**  
 Intoxication  
     Involuntary, **6.07**  
     Voluntary, **6.06**  
 Intoxication, Voluntary, **6.06**  
 Involuntary Intoxication, **6.07**  
 Justifiable taking of life, **6.12**  
 Justifiable taking of life, Intentionally, **6.13**  
 Leaving the scene, **27.09**  
 Lottery, illegal, **32.15**  
 Mental illness or cognitive impairment  
     Generally, **6.01 to 6.16**  
     Bifurcated trial, **6.01**  
     Burden of proof, **6.03**  
 Minor. Child, above  
 Motive, **6.09**  
 Motive not a defense, **6.09**  
 Necessity, **6.17**  
 Non-deadly, peace officers or officers, **6.16**  
 Nonsupport of spouse or child, **14.04**  
 Racketeering, **33.07**  
 Reliance on Proof of Age, **30.15**  
 Sale of tobacco or Related Devices to a Person under the Age of 21, **30.04**

**DEFENSES—Cont'd**

Self-defense  
     Aggressor's right of self-defense, **6.14**  
     Revival of aggressor's right of self-defense, **6.14**  
 Sexual conduct, criminal  
     Bona fide medical purpose, **12.68**  
     Mistake of age, **12.71**  
 Surreptitious intrusion, **15.08**  
 Therapeutic conduct, vulnerable adult crime, **9.06**  
 Threat of making a criminal charge, **15.16**  
 Unintentional death, **6.10, 6.11**  
 Unlawful Consumption of Alcoholic Beverages, **30.08**  
 Vulnerable adult crimes  
     Spiritual means or prayer, **9.07**  
     Therapeutic conduct, **9.06**

**DEMONSTRATIVE EVIDENCE**

Computer-Generated Animation, **3.13**  
 During trial, **2.08**

**DEPOSITION**

At close of trial, **3.12**  
 Evaluation of evidence, **3.12**

**DEPRIVATION**

Vulnerable adult, **9.04**

**DESCRIPTION OR IDENTIFICATION**

Alteration of identification, **16.16**  
 Testimony, **3.08**

**DISARMING A PEACE OFFICER**

Administration of justice, **29.40**

**DISORDERLY CONDUCT**

Generally, **31.07**

**DISORDERLY HOUSE**

Operating or owning, **11.11**  
 Owning or operating, **11.11**

**DISRUPTION**

False emergency, **29.48**

**DOGS**

Killing or harming public safety dog, **29.46**

## INDEX

### **DOMESTIC ABUSE NO CONTACT ORDER**

Violation, **15.09**

### **DOMESTIC ASSAULT**

Intent to cause fear, **8.18**

Intent to inflict bodily harm, **8.18**

Strangulation, **8.19**

### **DOMESTIC VIOLENCE AND ABUSE**

Cautionary instruction on testimony of other domestic conduct, **2.04**

Intent to cause fear, **8.18**

Intent to inflict bodily harm, **8.18**

Murder

First degree, **7.07**

Strangulation, **8.19**

Testimony

At close of trial, **3.06**

Testimony of other domestic conduct, **3.06**

During trial, **2.04**

### **DRIVE-BY SHOOTING**

Murder in second degree, **7.12**

### **DRIVING**

Affirmative defense

Aggravating factor alcohol concentration 0.16 or more, **25.16**

Alcohol concentration 0.08 or more, **25.15**

After cancellation, suspension, revocation

Generally, **28.01**

After disqualification, **28.02**

Careless, **27.12**

Careless, light rail transit vehicle, **27.13**

DUI. Driving Under the Influence, this index

Failure to display

Safety inspection decal, **27.22**

Failure to stop

Generally, **27.06 to 27.08**

Attended vehicle, **27.06**

Damage attended vehicle, death, bodily injury, **27.07**

### **DRIVING—Cont'd**

Failure to stop—Cont'd

Unattended vehicle, **27.08**

Failure to yield pedestrian, **27.17**

Illegal U-turn, **27.16**

Impaired. Driving While Impaired, this index

Open bottle

Consume in a Motor Vehicle, **25.12**

Keep Motor Vehicle, **25.14**

Motor Vehicle, Possess, **25.13**

Overtaking and passing a vehicle stopped at a crosswalk to permit a pedestrian to cross a roadway, **27.18**

Racing, reckless, **27.11**

Reckless, **27.10**

Speed, **27.14**

Traffic-control device, failure to obey, **27.01**

Traffic-control signal, failure to stop for, **27.02**

Underage drinking, **25.11**

Wrong way on one way, **27.15**

### **DRIVING UNDER THE INFLUENCE**

Alcohol

Generally, **25.01**

Cannabis related, **25.08**

Combination substances, **25.04**

Controlled substances

Generally, **25.02**

Presence of, **25.07**

Intoxicating substances

Generally, **25.03**

Refusal to submit to testing, **25.09 to 25.10.1**

Refusal to submit to testing0

Breath

Commercial motor vehicle, **25.10**

### **DRIVING WHILE IMPAIRED**

Alcohol

Generally, **25.01**

Cannabis related, **25.08**

Combination substances, **25.04**

**DRIVING WHILE IMPAIRED**

**—Cont’d**

- Controlled substances
  - Generally, **25.02**
  - Presence of, **25.07**
- Intoxicating substances
  - Generally, **25.03**
- Refusal to submit to testing, **25.09 to 25:10.1**
- Breath
  - Commercial motor vehicle, **25.10**

**DRUG PARAPHERNALIA**

- Generally, **24.07 to 24.10**
- Advertisements, **24.10**
- Delivery, **24.08**
- Minors, **24.09**
- Use of possession, **24.07**

**DRUG TREATMENT FACILITY,  
CONTROLLED SUBSTANCES**

- Possession, **23.15**
- Sale, **23.09**

**DRUGS AND NARCOTICS**

- Generally, **23.01 et seq.**
- See also Controlled Substances, this index
- Anhydrous ammonia
  - Prohibited Conduct, **24.12**
- Burglary, **17.17**
- Child endangerment, **14.10**
- Distribution of Simulated, **24.11**
- Drug paraphernalia
  - Generally, **24.07 to 24.10**
  - Advertisement of, **24.10**
  - Delivery, **24.08**
  - Delivery to a minor, **24.09**
  - Use or Possession, **24.07**
- Drug treatment facility
  - Possession, **23.15**
  - Sale, **23.09**
- Fifth degree offenses
  - Possession, **23.22**
  - Procurement by fraud or false impersonation, **23.23**
  - Sale, **23.21**

**DRUGS AND NARCOTICS—Cont’d**

- First degree offenses
  - Possession, **23.03**
  - Sale, **23.01**
  - Sale of methamphetamine, cocaine, **23.02**
- Fourth degree offenses
  - Conspiracy, minor, **23.18**
  - Possession, **23.20**
  - Sale
    - Generally, **23.16**
    - Minor, **23.17**
    - Schools/parks/public housing/ drug treatment facility, **23.19**
- Great bodily harm caused by distribution of, **24.18**
- Importing controlled substances across state borders, **24.01**
- Use of person under 18, **24.02**
- Manslaughter in the first degree, **7.19**
- Marijuana, possession of a small amount in a motor vehicle, **24.05**
- Medical cannabis
  - Intentional diversion, **24.15**
- Methamphetamine, cocaine
  - First degree offenses, **23.02**
  - First degree offenses, Possession, **23.04**
  - Second degree offenses, **23.07**
  - Second degree offenses, Aggravating Factors, **23.07**
- Methamphetamine manufacture, **23.05**
- Methamphetamine manufacturer
  - Children, vulnerable adults, and public, **24.13**
  - Possession of Chemical Reagents or precursors, **24.03**
- Methamphetamine Paraphernalia
  - Exposure of Child or Vulnerable Adult, **24.14**
- Murder in the first degree, **7.19**
- Murder in the third degree, **7.16**
- Possession, **24.04**
- Prescription drug purchase, receipt, **24.16**

## INDEX

### **DRUGS AND NARCOTICS—Cont'd**

- Second degree offenses
  - Methamphetamine, cocaine, Sale of, **23.07**
  - Possession, **23.10**
  - Possession of Cocaine, Methamphetamine, **23.11**
  - Sale
    - Generally, **23.06**
    - Minors, **23.08**
    - Schools/parks/public housing/drug treatment facility, **23.09**
- Third degree offenses
  - Conspiracy, minor, **23.13**
  - Possession
    - Generally, **23.14**
    - School/park/public housing/drug treatment facility, **23.15**
  - Sale, **23.12**
  - Use to injure or to facilitate crime, **24.19**

### **DURESS**

- Defenses, **6.04**

### **DURING TRIAL**

- Audio or video, Transcript, **2.01**
- Cautionary instruction on accomplice testimony, **2.05**
- Cautionary instruction on receipt of testimony of other crime, Occurrences, **2.03**
- Cautionary instruction on testimony of fear of participation, **2.09**
- Cautionary instruction on testimony of other domestic conduct, **2.04**
- Computer generated animation, **2.08**
- Demonstrative evidence, **2.08**
- Impeachment, **2.06**
- Other crimes, testimony as to
  - Cautionary instructions, **2.06**
  - Impeachment, **2.06**
- Other crimes or occurrences, testimony as to
  - Generally, **2.03**
  - Cautionary instructions, **2.03**
- Preliminary Breath Test (PBT)
  - Cautionary Instruction on Receipt of Evidence, **2.10**

### **DURING TRIAL—Cont'd**

- Prior inconsistent statement, testimony as to, **2.07**
- Redacted Recording, **2.02**
- Testimony as to other crimes
  - Generally, **2.03**
  - Cautionary instructions, **2.03, 2.06**
  - Impeachment, **2.06**
- Testimony as to prior inconsistent statement, **2.07**

### **DUTY TO DRIVE**

- Automobiles
  - Due care, **27.14.1**

### **DWELLING**

- Burglary of occupied dwelling, **17.12**

### **EMERGENCY CALL**

- False
  - Generally, **29.47 to 29.50.2**
  - Interference with, **29.49, 29.50.1**

### **EMINENTLY DANGEROUS ACT**

- Third degree murder, **7.15**

### **EMPANELMENT OF JURY**

- Instructions preceding, **1.01**

### **ENCRYPTION**

- Computers, criminal use of encryption, **20.08**

### **ENERGY TRANSMISSION EQUIPMENT**

- Damage or theft
  - Energy transmission or telecommunications equipment, **17.26**

### **ENTRAPMENT**

- Defenses, **6.05**

### **ESCAPE FROM MENTAL HEALTH FACILITY**

- Generally, **29.18**

### **EXAMINATIONS AND EXAMINERS**

- Instructions to jury before empanelment, **1.01**
- Instructions to jury before trial, **1.02**

### **EXPECTATION OF PRIVACY**

- Surreptitious intrusion, **15.07**

**EXPLOSIVES**

Incendiary Device, **15.03**

**FAILURE TO APPEAR**

Felony, **29.24**

Misdemeanor or gross misdemeanor,  
**29.25**

**FAILURE TO MAINTAIN**

Bodily harm

Vehicular homicide, **26.06**

Vehicular homicide, **26.03**

**FALSE APPLICATION**

Financial transaction card fraud,  
**19.10**

**FALSE CLAIMS**

Administration of justice, **29.09**

Permitting, **29.08**

**FALSE EMERGENCY**

Intent to disrupt, interfere or reduce  
response, **29.48**

Intent to prompt response, **29.50**

**FALSE EMERGENCY CALL**

Generally, **29.47 to 29.50**

**FALSE IMPRISONMENT**

Generally, **10.05**

**FALSE REPRESENTATION**

Deception by, **16.10**

**FALSE THEFT REPORT**

Financial transaction card fraud,  
**19.11**

**FALSELY REPORTING CRIME**

Crime, **29.41**

Police misconduct, **29.42**

**FEAR OF PARTICIPATION**

Cautionary instruction on receipt of  
testimony of, **2.09**

**FELONY**

Contraband, introduction of, **29.55**

Criminal contempt, **29.53**

Failure to appear, **29.24**

Murder in the first degree, **7.24**

Murder in the second degree, **7.13**

**FELONY—Cont'd**

Unborn child, murder in the second  
degree, **7.26**

**FINAL INSTRUCTIONS**

Close of trial, **3.02**

**FINANCES AND FUNDS**

Exploitation, **9.08, 9.09**

**FINANCIAL EXPLOITATION**

Vulnerable adults, **9.08, 9.09**

**FINANCIAL TRANSACTION  
CARD FRAUD**

Generally, **19.05 to 19.13**

Alteration of card, **19.12**

Card possession, **19.08**

False application, **19.10**

False theft report, **19.11**

Forged card, **19.06**

Obtaining property of another, **19.05**

Provider fraud, **19.09**

Sale of card, **19.07**

Trafficking of Supplemental Nutri-  
tion Assistance Program (SNAP)  
benefits, **19.13**

**FIRE DEPARTMENT**

False emergency, **29.47**

**FIREARMS**

Weapons and Firearms, this index

**FIRES**

Negligent, **17.10**

**FISH AND GAME VIOLATIONS**

Admission to animal fighting, **34.09**

Agricultural trespass, **34.01**

Animal fighting, **34.09**

Cruelty, **34.07**

Fish, illegal means of taking, **34.05**

Mistreatment, **34.06**

Mistreatment of animals, **34.06**

Permit entry to animal fighting, **34.08**

Promotion of animal fighting, **34.08**  
Receipt of money for animal fighting,  
**34.08**

Shining, illegal, **34.03**

Taking deer without license, **34.04**

## INDEX

### FISH AND GAME VIOLATIONS

#### —Cont'd

Wild animals, taking while under the influence, **34.02**

### FLIGHT AND FUGITIVES

Escape from Custody or Mental Health Facility, this index

Peace officer, fleeing in motor vehicular, **29.21**

Police officer, fleeing by means other than motor vehicular, **29.23**

### FOOD STAMPS

Supplemental Nutrition Assistance Program (SNAP) Benefits, this index

### FORCE OR VIOLENCE

Authorized use of

Deadly, peace officers, defense, **6.15**

Non-deadly, officer, defense, **6.16**

Criminal sexual conduct

First degree, **12.01**

Second degree, **12.11**

Third degree, **12.23**

Deadly, authorized use of, peace officers, defense, **6.15**

Manslaughter of Unborn Child

First degree, **7:29**

Non-deadly, officer, defense, **6.16**

Sexual conduct, criminal

Third degree, **12.23**

### FORGERY

Aggravated

Financial transaction card, **18.01**

Means for False Reproduction, **18.02**

Writing or object other than check, **18.01**

Check

Generally, **18.06**

Offering or possessing, **18.07**

Financial transaction card, **19.06**

Forged Writing or Object, **18.03**

Related crimes, **18.04**

Use of forged writing in evidence, **18.05**

Uttering or possessing, **18.03**

### FRAUD

Computer crimes, alteration, **20.03**

Controlled substances, procurement by, **23.23**

Defrauding an Innkeeper, **19.15**

Financial transaction card, **19.05 to 19.13**

Insurance

Generally, **19.01**

False representation of claim, **19.02**

Representation, deception by false representation, **16.10**

Residential mortgage fraud, **19.14**

Scanning device or reencoder

Unlawful possession of, **16.27**

Unlawful use of, **16.28**

Telecommunications and information services, **20.10**

### GAMBLING

Betting, illegal, **32.08**

Bookmaking, sports, **32.01**

Cheating, **32.02**

Counterfeit

Chips or tokens, use, **32.04**

Gambling license or stamp, **32.09**

Tipboards, tickets, pulltabs, **32.13**

Counterfeiting

License or stamp, **32.09**

Pulltabs, Tipboards, tickets, **32.13**

Devices, prohibited manufacture, sale, or modification, **32.05**

Associated Equipment, gambling, **32.05**

Equipment, illegal possession of, **32.12**

Fraud, **32.07**

Laws, instruction to violate, **32.06**

Lottery, illegal

Defenses, **32.15**

Gifts, illegal gifts, **32.18**

Illegal gifts, **32.18**

Illegal price, **32.17**

Price, illegal price, **32.17**

Selling, redeeming ticket to person under age of 18, **32.14**

Unlicensed sale, **32.16**



**GAMBLING—Cont'd**

- Profits, unlawful expenditures of, **32.10**
- Prohibited device, use or possession, **32.03**
- Pulltabs or tip boards, illegal possession of, **32.11**
- Sports bookmaking, **32.01**

**GOOD FAITH**

- Defense to threat of making a criminal charge, **15.16**

**GOVERNMENT**

- Buildings, burglary of, **17.19**
- Mandated Report, Failure to Make, **29.57**

**GROSS MISDEMEANOR**

- Failure to appear, **29.25**

**HARASSMENT**

- Defenses, **15.13**
- Mail Harassment, **15.14.3**
- Obscene or harassing telephone calls, **15.14**
  - Repeated notifications, **15.14.2**
  - Repeated telephone calls, **15.14.1**
- Restraining order, violation, **15.10**
- Threats and contact related crimes, **15.11**

**HARASSMENT RESTRAINING ORDER**

- Violation, **15.10**

**HARBORING OF PROBATION/PAROLE VIOLATOR**

- Administration of justice, **29.27**

**HAZARDOUS PROPERTY OR SUBSTANCES**

- Possess or transport, **30.02**
- Unlawful disposal, **30.01**

**HAZARDOUS WASTES**

- Possess or transport, **30.02**
- Unlawful disposal, **30.01**

**HEALTH CARE**

- Interference with access to, **31.09**

**HEALTH FACILITY, ESCAPE FROM**

- Mental facility, **29.18**

**HEAT OF PASSION**

- Murder in the first degree
  - Manslaughter, **7.17**
  - Unborn child
    - Manslaughter distinguished, **7.28**
- Murder in the second degree
  - Generally, **7.10**
  - Elements, **7.10**

**HIGHWAY TRAFFIC**

- Controlled substances
  - Driving with an alcohol concentration of 0.08 or more, **25.05**
- Overtaking and passing a vehicle stopped at a crosswalk to permit a pedestrian to cross a roadway, **27.18**

**HISTORIC PROPERTY**

- Burglary of, **17.19**

**HOMICIDE**

- First degree
  - Assault, while committing, **7.18**
  - Controlled substances, **7.19**
  - Offense with Force or Violence, **7.18**
- First degree
  - Child abuse, **7.06**
  - Domestic abuse, **7.07**
  - Felony, **7.04**
  - Judge, **7.05**
  - Peace officer, **7.05**
  - Premeditation, **7.01**
  - Premeditation, Attempted murder, **7.02**
  - Prosecuting attorney, **7.05**
  - Sexual conduct, criminal, **7.03, 7.23**
  - Unborn child
    - Felony murder, **7.24**
  - Unborn child, Heat of Passion, **7.28**
  - Unborn child, Premeditated, **7.22**

## INDEX

### **HOMICIDE—Cont'd**

- First degree—Cont'd
  - While committing crimes to Further Terrorism, **7.08**
  - While Committing Offense with Force or Violence, unborn child, **7.29**
- Murder
  - Generally, **7.01 to 7.30**
- Second degree
  - Attempted murder, Intentional, **7.11**
  - Drive-by shooting, **7.12**
  - Felony murder, **7.13**
  - Intentional, **7.09**
  - Issue of Heat of Passion, elements, **7.10**
  - Manslaughter, **7.21**
  - Manslaughter, unborn child, **7.30**
  - Restraining orders, **7.14**
  - Unborn child, **7.26**
  - Unborn child, murder, **7.25**
- Third degree
  - Controlled substances, **7.16**
  - Eminently Dangerous Act, **7.15**
  - Unborn child, Eminently Dangerous Act., **7.27**

### **HOUSING AND URBAN DEVELOPMENT**

- Controlled substances
  - Possession, **23.15**
  - Sale, **23.09**

### **IDENTIFICATION**

- Alteration of, **16.16**
- Testimony, **3.08**

### **IDENTITY THEFT**

- Generally, **16.25**
- False pretense, **16.26**
- Related crimes, **16.25**

### **IMPEACHMENT OF WITNESS**

- Cautionary instruction on receipt of testimony of other crime, **2.06**
- Cautionary instruction on testimony of other domestic conduct, **2.04**
- During trial, **2.06**

### **INCEST**

- Generally, **14.02**

### **INDECENT EXPOSURE**

- Generally, **13.01**
- In presence of minor under 16, **13.02**

### **INFORMATION SERVICES**

#### **FRAUD**

- Telecommunications, **20.10**

### **INSURANCE FRAUD**

- Generally, **19.01**
- False representation on insurance claim, **19.02**

### **INTENT**

- Defense, **6.09**
- Deprive, Computer Theft, **20.06**
- Disrupt, interfere or reduce response, **29.48**
- Exercise temporary control
  - Generally, **16.05**
  - Value, **16.05**
- Not a defense, **6.09**
- Prompt a response, **29.50**
- Temporary control, intent to exercise
  - Generally, **16.05**
  - Value, **16.05**

### **INTENT TO CAUSE FEAR**

- Assault
  - Generally, **8.17**
- Domestic assault
  - Generally, **8.18**

### **INTENT TO INFLICT BODILY HARM**

- Assault
  - Generally, **8.17**
- Domestic assault
  - Generally, **8.18**

### **INTENTIONAL**

- Second degree
  - Attempted murder, **7.11**
  - Murder, **7.09**

### **INTERFERENCE**

- Cable communication systems, **19.03**
- False emergency, **29.48**
- Health care, access to, **31.09**

**INTERFERENCE—Cont'd**

Internet Ticket Sales, **19.04**  
Religious establishment, **15.17**

**INTERNET TICKET SALES**

Interfering with Internet ticket sales,  
**19.04**

**INTERPRETER, USE OF**

Before trial, **1.04**

**INTERROGATORIES**

Special, at close of trial, **3.17**  
Special Interrogatories. Theft, this  
index

**INTOXICATING LIQUORS**

Carrying a pistol while under the  
influence, **21.05**  
Commercial Motor Vehicle, Driving  
with concentration of 0.04 or  
more, **25.06**  
Driving with concentration of 0.08 or  
more, **25.05**

**INTOXICATION**

Carrying a pistol while under the  
influence, **21.05**  
Consumption of liquor by person  
under age of 21, **30.07**  
Defense of reliance on proof of age,  
**30.15**  
Defense to furnishing alcoholic  
beverage to a person under the  
age of 21, **30.10**  
Defense to unlawful consumption of  
alcoholic beverages, **30.08**  
Defenses  
Involuntary, **6.07**  
Voluntary, **6.06**  
Involuntary as defense, **6.07**  
Permitting consumption by, procur-  
ing for, inducing 21 year old,  
**30.06**  
Person under 21 who enters premises  
to purchase or have liquor  
served, **30.13**  
Possession of liquor by person under  
age of 21, **30.12**  
Providing liquor to  
Minors, **30.09**

**INTOXICATION—Cont'd**

Providing liquor to—Cont'd  
Obviously intoxicated person,  
**30.05**  
Permitting consumption by  
,procuring for, inducing 21  
year old, **30.06**  
Person under the age of 21, **30.09**  
Purchase of liquor by a person who  
claims to be 21, **30.14**  
Purchase of liquor by person under  
age of 21, **30.11**  
Voluntary as defense, **6.06**

**JOINT OR SEPARATE ACTION OR  
TRIAL**

At close of trial, **3.10**  
Defenses, mental illness or cognitive  
impairment, **6.01**  
Instructions at commencement of  
trial, **6.01**  
Mental illness or cognitive impair-  
ment, **6.01**  
Statement of one defendant in joint  
trial, **3.10**

**JUDGE**

Assault, **8.03**

**JUDICIAL OFFICER, FALSE  
STATEMENT TO**

Crime against government, **29.44**

**JUDICIAL OFFICERS**

Dissemination of personal informa-  
tion, **29.09.1**  
False statement to, **29.44**

**JURY AND JURY TRIAL**

Instructions before trial begins, **1.02**  
Panel, instructions to before empanel-  
ment, **1.01**

**JURY PANEL**

Instructions before empanelment,  
**1.01**  
Instructions before trial begins, **1.02**

**JUVENILE**

Commit crime, solicitation of, **5.07**

**KIDNAPPING**

Robbery, **10.04**

## INDEX

### **KILLING OR HARMING**

Public safety dog, **29.46**

### **LABOUR TRAFFICKING**

Generally, **11.12 to 11:14**

Resulting in death, **11.12**

Under 18, extended period, great bodily harm, **11.13**

### **LAW ENFORCEMENT INFORMATION**

Dissemination, **29.45**

Tampering with witness

First degree, **29.31**

Retaliation, **29.32**

### **LAW ENFORCEMENT OFFICERS**

Peace Officers, this index

Sheriffs and Police, this index

### **LEASED PERSONAL PROPERTY**

Theft, **16.15**

### **LEASES**

Theft of personal property, **16.15**

### **LEAVING THE SCENE**

Bodily harm, **26.05, 26.06**

Bodily injury

Defendant not cause of collision, **27.04**

Failure to Notify, Defendant not cause of collision, **27.05**

Death

Defendant not cause of collision, **27.03**

Defendant not cause of collision, bodily injury, **27.04**

Defendant not cause of collision, Death, **27.03**

Defenses, **27.09**

Failure to notify, **27.05**

### **LEGAL PROCESS**

Obstructing, **29.39**

### **LIVESTOCK, THEFT**

Purchasers, sellers, **16.37**

Rustling, **16.36**

### **LOITERING**

With intent to commit prostitution, **11.10**

### **LOITERING—Cont'd**

Prostitution, loitering with intent to commit, **11.10**

### **LOTTERY, ILLEGAL**

Defense, investigation of status of person to whom ticket sold, **32.15**

Gifts, illegal, **32.18**

Price, illegal, **32.17**

Selling or redeeming to person under age of 18, **32.14**

Unlicensed sale, **32.16**

### **MAIL OR MAILING**

Deceiving carrier, **16.31**

Receiving, possessing, transferring, buying, or concealing, **16.32**

Theft, mail theft, **16.30**

Deceiving carrier, **16.31**

### **MAIL THEFT**

Receiving, possessing, transferring, buying, or concealing, **16.32**

Related crimes, **16.30**

### **MALICIOUS PUNISHMENT OF CHILD**

Crime against family, **14.05**

Homicide, **7.20**

### **MANSLAUGHTER**

First degree

Generally, **7.17**

Controlled substances, **7.19**

Heat of passion, **7.17**

Malicious Punishment of a Child, **7.20**

Offense with Force or Violence, **7.18**

Unborn child, **7.28**

Unborn child, Committing Offense with Force or Violence, **7.29**

While committing assault, **7.18**

Heat of passion

Murder, **7.17**

Murder, **7.17**

Second degree, **7.21**

Unborn child, **7.30**

**MARIJUANA**

Medical Cannabis, this index  
Possession of a small amount in a motor vehicle, **24.05**

**MASSAGE OR OTHER BODYWORK**

Fourth degree, sexual relations and offenses, **12.44**  
Sexual relations and offenses  
Fourth degree, **12.44**  
Third degree, **12.24**

**MEDICAL CANNABIS**

Intentional diversion, **24.15**

**MEDICAL CARE OR TREATMENT**

Medical purpose, criminal sexual conduct, **12.28, 12.48**

**MEDICAL PURPOSE**

Sexual conduct, criminal, **12.28, 12.48**

**MENTAL HEALTH FACILITY, ESCAPE FROM**

Aiding escape, **29.16**  
Custody, **29.15**  
Defense, **29.19**  
Permitting escape, **29.17**

**MENTAL ILLNESS OR COGNITIVE IMPAIRMENT**

Generally, **6.01 to 6.16**  
Burden of proof, **6.03**  
Defense to escape from mental health facility, **29.19**  
Defenses  
Generally, **6.01 to 6.16**  
Cognitive impairment, **6.02**  
Mental illness, Instructions at close of trial, **6.02**  
Escape  
Aiding, **29.16**  
Permitting, **29.17**  
Escape from custody, **29.15**  
Escape from mental health facility, **29.18**  
Defenses, **29.19**  
Sexual conduct, criminal, **12.22**

**MENTAL ILLNESS OR COGNITIVE IMPAIRMENT —Cont'd**

Solicitation of mentally impaired person to commit crime, **5.06**  
Solicitation to commit crime, **5.06**

**MENTAL ILLNESS OR DEFICIENCY**

Mental illness or cognitive impairment, this index

**METAL DEALERS**

Receiving of stolen property, **16.24**

**METHAMPHETAMINE MANUFACTURER**

Children, vulnerable adults, and public, **24.13**  
Exposure of Child or Vulnerable Adult to chemical substance, **24.14**  
First degree offenses, **23.02**  
First degree offenses, Controlled substance, **23.05**  
First degree offenses, Possession of, **23.04**  
Possession of Chemical Reagents or precursors, **24.03**  
Residence, Overnight Accommodation, **24.13**  
Second degree offenses, **23.07**  
Second degree offenses, Possession of, **23.11**

**MILITARY**

Unauthorized presence, military installation, **29.01.1**  
Hazardous military activity, **29.01.2**

**MINORS**

Children and Minors, this index

**MISDEMEANOR OR GROSS MISDEMEANOR**

Failure to appear, **29.25**

**MISTREATMENT OF PERSONS CONFINED**

Residents or patients, **9.01**

## INDEX

### **MOBS AND RIOTS**

- First degree riot, **31.04**
- Second degree riot, **31.05**
- Third degree riot, **31.06**

### **MORTGAGES**

- Fraud defined in jury instruction, **19.14**

### **MOTIVE**

- Defense, **6.09**
- Intent, this index
- Not a defense, **6.09**

### **MOTOR VEHICLES**

- Automobiles, this index
- Tampering with, **16.35**
- Theft, **16.22**
- Unlawfully Transporting a Firearm, **34.01.1**

### **MULTIPLE ACTS OR MATTERS**

- Instructions on receipt of testimony of other domestic conduct, **2.04**
- Testimony of other domestic conduct, **3.06**

### **MURDER**

- First degree
  - Child abuse, **7.06**
  - Controlled substances, **7.19**
  - Domestic abuse, **7.07**
  - Heat of Passion, unborn child, **7.28**
  - Judge, **7.05**
  - Peace officer, **7.05**
  - Premeditation, **7.01**
  - Premeditation, Attempted, **7.02**
  - Prosecuting attorney, **7.05**
  - Sexual conduct, criminal, **7.03, 7.23**
  - Unborn child, Felony murder, **7.24**
  - While committing crimes to Further Terrorism, **7.08**
- Homicide
  - Generally, **7.01 to 7.30**
- Second degree
  - Drive-by shooting, **7.12**
  - Elements, Issue of Heat of Passion, **7.10**
  - Felony murder, **7.13**
  - Intentional, **7.09**

### **MURDER—Cont'd**

- Second degree—Cont'd
  - Intentional, attempt, **7.11**
  - Restraining orders, **7.14**
  - Unborn child, **7.25, 7.26**
- Third degree
  - Controlled substances, **7.16**
  - Eminently Dangerous Act, **7.15**
  - Unborn child, **7.27**

### **NEGLIGENT**

- Fires, **17.10**

### **NEGLIGENT FIRES**

- Damage or trespass, **17.10**

### **NO CONTACT ORDER**

- Violation, **15.09**

### **NONSUPPORT OF PERSONS**

- Spouse or child, **14.03**
- Defense, **14.04**

### **NUISANCES**

- Public nuisance, **31.08**

### **OATH AND AFFIRMATION**

- Perjury, **29.11**

### **OBSCENITY**

- Distribution of obscene materials, **13.03**
- Materials, **13.03**
- Obscene performance, **13.04**
- Performance, **13.04**

### **OBSTRUCTING ARREST OR LEGAL PROCESS**

- Administration of justice, **29.39**

### **OBSTRUCTING INVESTIGATION**

- Accomplice after the fact, **29.28**

### **OBSTRUCTION OF JUSTICE**

- Obstructing arrest or legal process, **29.39**

### **OPEN BOTTLE**

- Driving
  - Consume in a Motor Vehicle, **25.12**
  - Keep Motor Vehicle, **25.14**
  - Motor Vehicle, Possess, **25.13**

**OWNING OR OPERATING**

Disorderly house, **11.11**

**PARENTAL OR CUSTODIAL  
RIGHTS, DEPRIVING  
ANOTHER OF**

More than 24 months older than  
child, **10.08**

Taking, detaining or failing to return  
child, **10.07**

**PARK ZONE**

Controlled substances

Possession, **23.15**

Sale, **23.09**

**PARKS AND SQUARES**

Park zone

Controlled substances

Possession, **23.15**

Sale, **23.09**

**PEACE OFFICERS**

Assault, **8.02, 8.03, 8.10**

Criminal Sexual Conduct

Fourth degree, **12.51**

Third degree, **12.31**

Dangerous Weapon, Deadly

Force, Assault, **8.04**

Deadly force, authorized use of,  
defense, **6.15**

Defenses

Deadly force, authorized use of,  
**6.15**

Non-deadly force, authorized use  
of, **6.16**

Disarming of, **29.40**

False statement to, **29.43**

Fleeing in motor vehicle, Death,  
**29.22**

Fleeing in motor vehicular, **29.21**

Force, authorized use of

Deadly, **6.15**

Non-deadly, **6.16**

Murder, **7.05**

Non-deadly force, authorized use of,  
defense, **6.16**

Police officer, fleeing by means other  
than motor vehicular, **29.23**

**PEDESTRIANS**

Overtaking and passing a vehicle  
stopped at a crosswalk to permit  
a pedestrian to cross a roadway,  
**27.18**

**PERJURY**

Action, hearing, or proceeding, **29.10**

All charges need not be proven,  
**29.14**

Defective oath, **29.13**

False statement to judicial officer,  
**29.44**

False statement to peace officer,  
**29.43**

False tax statement, **29.02**

Oath, **29.11**

Oath, writing under, **29.11**

Writing, **29.12**

**PERSONAL INJURIES**

Adulteration of substance, **31.01**

Controlled substances, **24.18**

Discharge of firearm, **22.18**

Intent to inflict bodily harm

Assault

Generally, **8.18**

Motor vehicle

Fleeing peace officer, **29.22**

Sexual conduct, criminal, **12.01**

Second degree, **12.11**

Vehicular operation, criminal

Generally, **26.04 to 26.06**

**POLICE**

Sheriffs and Police, this index

**POLICE RADIO**

Possession of, **29.52**

**PORNOGRAPHY**

Minors, pornographic work involving

Dissemination, **13.08**

Possession, **13.09**

**POSSESSION**

Code-Grabbing Device, **16.39**

Police radio, **29.52**

Right of

Taking from person with superior,  
**16.09**



## INDEX

### **POSSESSION—Cont'd**

Theft tools, **16.40**

### **PREDATORY OFFENDER**

Failure to register, **29.01**

### **PRE-HYPNOTIC RECALL TESTIMONY**

At close of trial, **3.16**

### **PRELIMINARY BREATH TEST (PBT)**

Evidence, **3.18**

During trial

Cautionary Instruction on Receipt  
of Evidence, **2.10**

### **PREMEDITATION**

Murder in the first degree, **7.01**

Attempted murder, **7.02**

Unborn child, murder of, **7.22**

First degree, **7.22**

### **PRESUMPTIONS AND BURDEN OF PROOF**

Defenses, mental illness or cognitive  
impairment, **6.03**

Mental impairment or disability, **6.03**

### **PRIOR CONVICTION**

Theft, **16.04**

### **PRIVACY EXPECTATION**

Surreptitious intrusion, **15.07**

### **PROBATION/PAROLE VIOLATOR**

Harboring of, **29.27**

### **PROPERTY**

Of another, part interest in defendant,  
**16.07**

Lost property, Theft, **16.13**

Nature of, **16.03**

Part interest in defendant, property of  
another, **16.07**

Taking property of another, Theft,  
**16.08**

Theft and related crimes, **16.06**

### **PROSECUTING ATTORNEY**

Assault, **8.02, 8.03**

### **PROSTITUTION**

Loitering with intent to commit,  
**11.10**

Providing residence for minor  
engaged in, **11.08**

Public place, **11.09**

Receiving profits derived from, **11.04**

Person under 14, **11.05**

Person under 16, **11.06**

Person under 18, **11.07**

Person under 18, **11.02**

Solicitation, inducement, and promo-  
tion of, **11.01, 11.03**

Person under 18, **11.01**

### **PROTECTION ORDER**

Violation, **15.09**

### **PROVIDER FRAUD**

Financial transaction card fraud,  
**19.09**

### **PSYCHIATRY AND PSYCHOLOGY**

Criminal sexual conduct

Former patient, Fourth degree,  
**12.46**

Former Patient, third degree, **12.26**

Fourth degree,

Psychotherapist, Patient, **12.45**

Therapeutic Deception, fourth  
degree, **12.47**

Therapeutic Deception, third  
degree, **12.27**

Third degree,

Psychotherapist, Patient, **12.25**

### **PSYCHOTHERAPIST**

Sexual conduct, criminal

Former patient, Fourth degree,  
**12.46**

Former patient, third degree, **12.26**

Patient, fourth degree, **12.45**

Patient, third degree, **12.25**

Therapeutic Deception, fourth  
degree, **12.47**

Therapeutic Deception, third  
degree, **12.27**

### **PUBLIC ASSISTANCE**

Childcare, **16.43**

Disposal of Property, **16.42**

**PUBLIC ASSISTANCE—Cont'd**

- Wrongfully obtaining, **16.41**
- Childcare, **16.43**
- Disposal of Property, **16.42**

**PUBLIC HOUSING,  
CONTROLLED SUBSTANCES**

- Possession, **23.15**
- Sale, **23.09**

**PUBLIC NUISANCE**

- Misconduct in public, **31.08**

**PUBLIC PLACE**

- Prostitution, **11.09**

**PUBLIC SAFETY AND HEALTH**

- Human Remains, Sale, **30.16**

**PUBLIC SAFETY DOG**

- Killing or harming, **29.46**

**PUBLIC SERVICE PROPERTY**

- Trespass on, **17.50**
- Underground structure, **17.51**
- Underground structure, **17.51**

**RACKETEERING AND GANG  
CRIME**

- Association with enterprise, **33.04**
- Concealing criminal proceeds, **33.02**
- Engaged in business of, **33.03**
- Controlling interest in enterprise or real property, **33.05**
- Crime committed for gang benefit, **33.01**
- Defenses, **33.07**
- Investment of proceeds, **33.06**

**RECESS**

- Cautionary instructions at each recess or adjournment, **1.03**

**REDACTED RECORDING**

- During trial, **2.02**

**REGISTRATION**

- Predatory offender, failure to register, **29.01**

**RELIGION AND RELIGIOUS  
SOCIETIES**

- Buildings, burglary of, **17.19**

**RELIGION AND RELIGIOUS  
SOCIETIES—Cont'd**

- Interference with religious establishment, **15.17**

**RELIGIOUS ESTABLISHMENT**

- Buildings, burglary of, **17.19**
- Interference with, **15.17**

**RESIDENTIAL MORTGAGE  
FRAUD**

- Crimes relating business, **19.14**

**RESPONSE**

- False emergency call
- Intent to prompt response, **29.50**
- Intent to reduce response, **29.48**

**RESTRAINING ORDER**

- Murder, second degree, **7.14**
- Violation, **15.09**

**RESTRAINT**

- Children and minors, unreasonable, **10.06**

**RIOT**

- First degree riot, **31.04**
- Second degree, **31.05**
- Third degree, **31.06**

**ROBBERY**

- Aggravated robbery, **10.02**
- Implied weapon, **10.03**
- Carjacking, **10.03.1**
- Kidnapping
- Simple robbery, **10.01**
- Simple, **10.01**
- Simple robbery, **10.01**

**RUSTLING AND LIVESTOCK  
THEFT**

- Purchasers, sellers, **16.37**
- Related crimes, **16.36**

**SAFETY**

- Public safety dog, killing or harming, **29.46**

**SALE OF CARD**

- Financial transaction card fraud, **19.07**

## INDEX

### SALES

- Electronic delivery device, tobacco sales to Person under the Age of 21, **30.03**
- Interfering with Internet ticket sales, **19.04**

### SCANNING DEVICE OR REENCODER

- Unlawful possession of, **16.27**
- Unlawful use of, **16.28**

### SCHOOL BUILDING

- Burglary of, **17.19**

### SCHOOL PROPERTY

- Burglary of school building, **17.19**
- Controlled substances
  - Possession, **23.15**
  - Sale, **23.09**
- Possession
  - Dangerous weapon, **22.11**
  - Replica firearms, **22.13**
- Trespassing, **17.44 to 17.48**
- Using or brandishing
  - Replica firearms, **22.12**

### SCHOOLS

- Burglary of, **17.19**
- Property
  - Controlled substances
    - Possession, **23.15**
    - Sale, **23.09**
  - Possession of dangerous weapon in, **22.11**
  - Possession of replica firearms in, **22.13**
  - Using or brandishing of replica firearms in, **22.12**
- Trespassing, school property, **17.44 to 17.48**

### SCRAP METAL DEALERS

- Payment for catalytic converters, **16:51**
- Processing, selling, or removing catalytic converter, **16:50**
- Purchase or acquire catalytic converters
  - Marking and titling requirements, **16:49**

### SECURITY SYSTEM

- Computers, facilitating access to security system, **20.09**

### SELF-DEFENSE

- Aggressor's right of self-defense, **6.14**
- Revival of aggressor's right of self-defense, **6.14**

### SERIAL AND IDENTIFICATION NUMBERS

- Theft, alteration or removal of, **16.17**

### SEXUAL ABUSE

- Child neglect, **14.08**

### SEXUAL CONDUCT, CRIMINAL

- Bona fide medical purpose, Defense, **12.68**
- Coercion, First degree, **12.10**
- Coercion, Second degree, **12.20**
- Coercion, Third degree, **12.21**
- Extortion
  - Penetration, Sexual, **12.67**
  - Sexual Contact, **12.66**
- Fifth degree
  - Generally, **12.61 to 12.63**
  - Contact, Nonconsensual Sexual, **12.62**
  - Lewd exhibition, **12.63**
  - Penetration, Nonconsensual Sexual, **12.61**
- First degree
  - Aided by accomplice, **12.06**
  - Bodily harm, **12.01**
    - Fear of imminent, **12.01**
  - Dangerous Weapon, **12.02**
  - Force, **12.05**
  - Force or coercion, Personal injury, **12.03**
  - Murder, **7.03**
  - Person under 16
    - Multiple acts, Force, coercion, personal injury, **12.10**
  - Person under 14, contact or penetration, **12.07**
  - Person under 16, Position of Authority, **12.08**

**SEXUAL CONDUCT, CRIMINAL  
—Cont'd**

First degree—Cont'd  
     Person under 16, Significant Relationship, **12.09**  
     Personal injury  
         Mentally impaired, Incapacitated, physically helpless, **12.04**  
         Significant relationship, **12.09**  
     Force, First degree, **12.10**  
     Force, Second degree, **12.20**  
     Fourth degree  
         Generally, **12.41 to 12.60**  
         Clergy, **12.49**  
         Client Facility, Resident, Patient, **12.55.1**  
         Coercion, **12.41**  
         Force, use of, **12.43**  
         Former patient, **12.46**  
         Medical purpose, **12.48**  
         Mental impairment or incapacity, **12.42**  
         Peace Officer, **12.51**  
         Person under 14, **12.56**  
         Person under 16, **12.57**  
         Person under 18, **12.58**  
             Multiple acts, Force, coercion, personal injury, **12.60**  
         Person under 18, Significant Relationship, **12.59**  
         Physically helpless, **12.42**  
         Psychotherapist, Patient, **12.45**  
         Resident, Patient, or Client, **12.55**  
         Secondary School, **12.53**  
         Secure facility, **12.52**  
         Significant relationship, **12.59**  
         Special transportation service, **12.50**  
         Therapeutic Deception, **12.47**  
         Vulnerable Adult, **12.54**  
     Mistake of age as defense, **12.71**  
     Second degree  
         Generally, **12.11 to 12.20**  
         Aided by accomplice, **12.16**  
         Bodily harm, fear of imminent, **12.11**  
         Dangerous Weapon, **12.12**

**SEXUAL CONDUCT, CRIMINAL  
—Cont'd**

Second degree—Cont'd  
     Force, **12.15**  
     Force or coercion, Personal injury, **12.13**  
     Person under 14, **12.17**  
     Person under 16  
         Multiple acts, Force, coercion, personal injury, **12.20**  
     Person under 16, Position of Authority, **12.18**  
     Person under 16, Significant Relationship, **12.19**  
     Personal injury  
         Mentally impaired, Incapacitated, physically helpless, **12.14**  
     Significant relationship, **12.19**  
     Solicitation, child to engage in sexual conduct, **12.69, 12.71**  
     Special interrogatories  
         Heinous Elements, **12.65**  
         Predatory Conduct, **12.64**  
     Third degree  
         Generally, **12.23 to 12.40**  
         Clergy, **12.29**  
         Force, **12.23**  
         Former patient, **12.26**  
         Medical purpose, **12.28**  
         Mental impairment or incapacity, **12.22**  
         Peace Officer, **12.31**  
         Person under 14, **12.36**  
         Person under 16, **12.37**  
         Person under 18, **12.39**  
         Person under 18  
             Multiple acts, Force, coercion, personal injury, **12.40**  
         Person under 18, Position of Authority, **12.38**  
         Person under 18, Significant Relationship, **12.39**  
         Physically helpless, **12.22**  
         Psychotherapist, Patient, **12.25**  
         Resident, Patient, or Client, **12.35**  
         Secondary School, **12.33**  
         Secured facility, **12.32**

## INDEX

### SEXUAL CONDUCT, CRIMINAL —Cont'd

- Third degree—Cont'd
  - Significant relationship, **12.39**
  - Special transportation service, **12.30**
  - Therapeutic Deception, **12.27**
  - Vulnerable Adult, **12.34**
- Unborn child, death of
  - First degree, **7.23**

### SEXUAL PERFORMANCE

- Deep Fake Depicting Intimate Parts or Sexual Acts, Nonconsensual Dissemination, **13.11**
- Dissemination, **13.07**
- Involving a Minor, **13.05**
- Operation or ownership of business, **13.06**
- Private Sexual Images, Nonconsensual Dissemination, **13.10**

### SEXUAL RELATIONS AND OFFENSES

- Abuse, sexual abuse
  - Child, **14.08**
- Bona fide medical purpose, Defense, **12.68**
- Coercion, **12.10**
- Coercion, Third degree, **12.21**
- Electronic solicitation, child to engage in sexual conduct, **12.69, 12.70**
- Extortion
  - Penetration, Sexual, **12.67**
  - Sexual Contact, **12.66**
- Fifth degree
  - Generally, **12.61 to 12.63**
  - Contact, Nonconsensual Sexual, **12.62**
  - Lewd exhibition, **12.63**
  - Nonconsensual Sexual Penetration, **12.61**
- First degree
  - Aided by accomplice, **12.06**
  - Bodily harm, **12.01**
    - Fear of imminent, **12.01**
  - Dangerous weapon, **12.02**
  - Force, **12.05**

### SEXUAL RELATIONS AND OFFENSES—Cont'd

- First degree—Cont'd
  - Force or coercion, personal injury, **12.03**
  - Murder, **7.03**
  - Person under 16
    - Multiple acts, force, coercion, personal injury, **12.10**
  - Person under 14, contact or penetration, **12.07**
  - Person under 16, Position of Authority, **12.08**
  - Personal injury
    - Mentally impaired, Incapacitated, physically helpless, **12.04**
  - Significant relationship, **12.09**
- Force, **12.10, 12.43**
- Fourth degree
  - Generally, **12.41 to 12.60**
  - Clergy, **12.49**
  - Client Facility, Resident, Patient, **12.55.1**
  - Coercion, **12.41**
  - Force, use of, **12.43**
  - Massage or other bodywork, **12.44**
  - Medical purpose, **12.48**
  - Mental impairment or incapacity, **12.42**
  - Peace Officer, **12.51**
  - Person under 14, **12.56**
  - Person under 16, **12.57**
  - Person under 18, **12.58**
    - Multiple acts, force, coercion, personal injury, **12.60**
  - Person under 18, Significant Relationship, **12.59**
  - Physically helpless, **12.42**
  - Psychotherapist patient, **12.45**
  - Resident, Patient, or Client, **12.55**
  - Secondary School, **12.53**
  - Secure facility, **12.52**
  - Significant relationship, **12.59**
  - Special transportation service, **12.50**
  - Therapeutic Deception, **12.27, 12.47**
  - Vulnerable Adult, **12.54**

**SEXUAL RELATIONS AND  
OFFENSES—Cont'd**

Harassment, **15.11**  
 Heinous elements, **12.65**  
 Massage or other bodywork, **12.24, 12.44**  
     Fourth degree, **12.44**  
 Mentally impaired, **12.42**  
 Mentally incapacitated, **12.42**  
 Minor, **13.05**  
 Mistake of age as defense, **12.71**  
 Nonconsensual Dissemination, **13.10, 13.11**  
 Operation or ownership of business, **13.06**  
 Physically helpless, **12.42**  
 Profit, Dissemination, **13.07**  
 Prostitution, this index  
 Second degree  
     Generally, **12.11 to 12.20**  
     Aided by accomplice, **12.16**  
     Bodily harm, fear of, **12.11**  
     Dangerous weapon, **12.12**  
     Force, **12.15**  
     Force or coercion, personal injury, **12.13**  
     Person under 14, **12.17**  
     Person under 16  
         Multiple acts, force, coercion, personal injury, **12.20**  
     Person under 16, Position of Authority, **12.18**  
     Personal injury  
         Mentally impaired, Incapacitated, physically helpless, **12.14**  
     Significant relationship, **12.19**  
     Secure facility, **12.52**  
     Solicitation, child to engage in sexual conduct, **12.69 to 12.71**  
     Special interrogatories, Heinous Elements, **12.65**  
     Special interrogatories, Predatory Conduct, **12.64**  
     Special transportation service, **12.30**  
 Third degree  
     Generally, **12.23 to 12.40**  
     Clergy, **12.29**

**SEXUAL RELATIONS AND  
OFFENSES—Cont'd**

Third degree—Cont'd  
     Force, **12.23**  
     Massage or other bodywork, **12.24**  
     Medical purpose, **12.28**  
     Mental impairment or incapacity, **12.22**  
     Peace Officer, **12.31**  
     Person under 14, **12.36**  
     Person under 16, **12.37**  
     Person under 18, **12.39**  
         Multiple acts, force, coercion, personal injury, **12.40**  
     Person under 18, Position of Authority, **12.38**  
     Person under 18, Significant Relationship, **12.39**  
     Physically helpless, **12.22**  
     Resident, Patient, or Client, **12.35**  
     Secondary School, **12.33**  
     Secure facility, **12.32**  
     Significant relationship, **12.39**  
     Special transportation Service, **12.30**  
     Vulnerable Adult, **12.34**  
 Unborn child, death of  
     First or second degree criminal sexual conduct, **7.23**

**SHERIFFS AND POLICE**

False emergency, **29.47**  
 Falsely reporting police misconduct, **29.42**  
 Police radio, possession of, **29.52**  
 Possession of police radio, **29.52**

**SHOPLIFTING**

Possession of shoplifting gear, **16.23**

**SHOPLIFTING GEAR**

Possession of, **16.23**

**SIGNIFICANT RELATIONSHIP**

Criminal sexual conduct  
     First degree, **12.09**  
     Fourth degree, **12.59**  
     Second degree, **12.19**  
     Third degree, **12.39**

## INDEX

### **SIGNIFICANT RELATIONSHIP**

#### **—Cont'd**

- Sexual conduct, criminal
  - First degree, **12.09**
  - Fourth degree, **12.59**
  - Second degree, **12.19**
  - Third degree, **12.39**

### **SMOKING**

- Dangerous smoking, **17.11**

### **SOLICITATION**

- Child to engage in sexual conduct, **12.69 to 12.71**
- Inducement, and promotion of prostitution, **11.03**
- Juvenile to commit crime, **5.07**
- Mentally impaired person to commit crime, **5.06**
- Mistake of age as defense, **12.71**
- Prostitution
  - Generally, **11.01**

### **STALKING**

- Defenses, **15.13**
- Threats and contact related crimes, **15.12**

### **STATE BUILDING**

- Ammunition, possession in state building, **22.15**
- Explosives, possession in state building, **22.15**
- Possession of dangerous weapon, ammunition, or explosives in, **22.15**

### **STATEMENTS**

- One defendant in joint trial, at close of trial, **3.10**

### **STOLEN PROPERTY**

- Receiving of
  - Metal dealer, **16.24**
- Theft, Receiving of, **16.33**

### **SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) BENEFITS**

- Theft and related crimes, trafficking of benefits, **19.13**

### **SURREPTITIOUS INTRUSION**

- Defenses, **15.08**
- Expectation of privacy, **15.07**
- House or dwelling place, **15.06**

### **SWINDLE**

- Theft, **16.11**

### **SYNTHETIC CANNABINOIDS**

- Sale of, **24.06**

### **TAX STAMPS**

- Prohibited drugs, **24.17**

### **TAX STATEMENT**

- False, **29.02**

### **TAXATION**

- Stamps, prohibited drugs, **24.17**
- Statement, False, **29.02**

### **TELECOMMUNICATION**

- Damage of equipment
  - Theft, **17.26**
- Fraud, facilitation of
  - Device, **20.12**
  - Make Available to Another, **20.11**
- Obscene telephone calls, **15.14**
- Theft, **16.19**

### **TELECOMMUNICATIONS**

- Services
  - Fraud, **20.10**
  - Facilitation of, Device, **20.12**
  - Facilitation of, Make Available to Another, **20.11**
- Theft, **16.19**

### **TELECOMMUNICATIONS AND INFORMATION SERVICES FRAUD**

- Computer crimes, **20.10**

### **TELECOMMUNICATIONS EQUIPMENT**

- Damage or theft, **17.26**

### **TELECOMMUNICATIONS SERVICES**

- Fraud, **20.10**
- Theft, **16.19**



**TELEPHONE CALLS**

Obscene or harassing, **15.14**

**TERROR AND TERRORISTS**

Crime to Further Terrorism, **15.05**

Terroristic threat

Communication of presence of explosive or device, **15.03**

Explosives, explosive device or incendiary device, communication of presence, **15.03**

**TERRORISTIC THREAT**

Communication of presence of explosive or device, **15.03**

Crime to Further Terrorism, **15.05**

Explosives, explosive device or incendiary device, communication of presence of, **15.03**

**THEFT**

Generally, **16.01 to 16.43**

Alteration of owner's identification, **16.16**

Alteration or removal of serial and identification numbers, **16.17**

Cable television services, **16.18**

Deception by false representation, **16.10**

Detached catalytic converter

Possession of, **16.47**

Purchase of, **16.48**

Failure to create required records, **16.44**

Failure to provide receipt, **16.45**

Failure to retain required records, **16.46**

Intent to Exercise Temporary Control, **16.12**

Lost property, **16.13**

Motor vehicle, **16.22**

Organized retail theft, **16.23.1**

Possession of theft tools, **16.40**

Prior Conviction, **16.04**

Property

Generally, **16.06**

Leased personal, **16.15**

Lost, **16.13**

Nature of, **16.03**

Part Interest in Defendant, **16.07**

**THEFT—Cont'd**

Property—Cont'd

Taking of another, **16.08**

Special Interrogatories

Aggregation of Value, **16.02**

Nature of Property, **16.03**

Prior Conviction, **16.04**

Value, **16.01**

Supplemental Nutrition Assistance

Program (SNAP) benefits, this index

Swindle, **16.11**

Taking from person with superior right of possession, **16.09**

Taking property of another, **16.08**

Telecommunications services, **16.19**

Value

Generally, **16.01**

Aggregation of, **16.02**

Vending machine, **16.14**

Worthless check, issuance, **16.34**

**THIRD PERSON**

Liability for crimes of another, **4.01 to 4.03**

**THREATS**

Violence

BB guns, **15.04**

Communication of Presence of

Explosive or Incendiary Device, **15.03**

Public Inconvenience, **15.02**

Replica firearms, **15.04**

Terrorize Another Person, **15.01**

**TICKET SALES**

Internet ticket sales, interfering with, **19.04**

**TIMBER AND LUMBER**

Damage to timber processing, **17.23**

Possession of timber damage devices, **17.24**

Possession of timber damage material, **17.25**

**TIMBER PROCESSING**

Damage to, **17.23**

Possession of timber damage devices, **17.24**

## INDEX

### **TIMBER PROCESSING—Cont'd**

- Damage to, **17.23**—Cont'd
  - Possession of timber damage material, **17.25**

### **TOBACCO OFFENSES**

- Dangerous smoking, **17.11**
- Providing for minors
  - Electronic delivery device, **30.03**
  - Tobacco related device, **30.03**
  - Tobacco-related device, **30.04**
- Sale of related Devices to a Person under the Age of 21
  - Defense, **30.04**
- Sale to Person under the Age of 21,
  - Tobacco-Related Device, **30.03**

### **TOOLS**

- Burglary, **17.18**
- Possession of burglary tools, **17.22**

### **TRAFFIC**

- Controlled substances
  - Driving with an alcohol concentration of 0.08 or more, **25.05**
- Overtaking and passing a vehicle stopped at a crosswalk to permit a pedestrian to cross a roadway, **27.18**

### **TRAFFIC SIGNAL**

- Failure to obey, **27.01**
- Failure to stop
  - School bus when red lights are flashing, **27.19**
- Failure to stop for, **27.02**
- False, **29.51**
- Passing school bus
  - When amber signals are flashing, **27.20**
  - When red lights are flashing, **27.21**
- Passing school bus when red lights are flashing, **27.21**
- School bus when red lights are flashing, failure to stop, **27.19**

### **TRAFFIC STOPS**

- Failure to stop
  - School bus when red lights are flashing, **27.19**

### **TRAFFIC STOPS—Cont'd**

- Passing school bus
  - When amber signals are flashing, **27.20**
  - When red lights are flashing, **27.21**
- Passing school bus when amber signals are flashing, **27.20**
- School bus when red lights are flashing, failure to stop, **27.19**
- Signals
  - Failure to obey, **27.01**
  - Failure to stop for, **27.02**
  - False, **29.51**

### **TRANSIT VEHICLE OR FACILITY**

- Shooting at, **22.23**

### **TRESPASS**

- Aggregate Mining Site, **17.41**
- Agriculture land, **17.49**
- Another person, dwelling, building, **17.35**
- Cemetery, **17.37**
- Construction Site, **17.40**
- Domestic Animals or Fowls, **17.32**
- Emergency Shelter, **17.43**
- Intent to Disturb, **17.38**
- Public service property, **17.50**
  - Underground structure, **17.51**
- Public service property, underground structure, **17.51**
- Refusal to Depart, **17.34**
- Restricted Area, **17.42**
- Return Within One Year, **17.39**
- School
  - Building, **17.44**
  - Bus, **17.48**
  - Group of three or more, **17.46**
  - Return to school property, **17.47**
  - Roof, **17.45**
- Take or injure fruit, fruit trees, vegetables, **17.36**
- Transitional housing, **17.43**
- Underground structure, trespass on public service property, **17.51**
- Unlawful Interference with Monument, **17.33**

### **UNAUTHORIZED RELEASE**

- Animals, **16.38**

**UNBORN CHILD**

Afterborn or Unborn Children, this index

**UNDERGROUND STRUCTURE**

Trespass on public service property, **17.51**

**UNLAWFUL ASSEMBLY**

Public misconduct or nuisance, **31.03**

**VALUE AND VALUATION**

Generally, **16.01**

Aggregation of, **16.02**

Intent to exercise temporary control, **16.05**

**VEHICLE INSURANCE**

Driver, operating without, **28.04**

Owner, failure to provide, **28.03**

**VEHICLES**

Generally. Automobiles, this index

**VEHICULAR HOMICIDE**

Generally, **26.01**

Leaving the scene, **26.02**

**VEHICULAR OPERATION**

Bodily harm

Criminal, **26.04**

Homicide

Failure to maintain, **26.03**

**VENDING MACHINE**

Theft, **16.14**

**VULNERABLE ADULT CRIMES**

Absence of Legal Authority, **9.09**

Criminal, deprivation, **9.04**

Criminal abuse, **9.02**

Criminal neglect, **9.03**

Defenses

Therapeutic conduct, **9.06**

Deprivation, criminal, **9.04**

Fiduciary Obligation, **9.08**

Financial exploitation, **9.09**

Neglect criminal, **9.05**

**WEAPONS AND FIREARMS**

Generally, **22.01 to 22.26**

Assault, **8.05 to 8.06**

**WEAPONS AND FIREARMS**

**—Cont'd**

BB gun, replica firearms, school property, **22.13**

Burglary, **17.13**

Carrying Rifle, Shotgun, BB Gun in Public Place, **21.06**

Child endangerment, **14.11**

Crimes. Weapon Crimes, this index

Dangerous Article or Substance, Possession of, **22.05**

Dangerous Weapon at Time of Offense, use of, **22.02**

Discharge of firearm causing bodily harm, **22.18**

Drive-by shooting, **22.14**

Failure to render aid from firearm injury

Generally, **22.16**

Witness to, **22.17**

False Statement

Transferee permit, **22.25.1**

Firearm at Time of Offense, **22.01**

Furnishing dangerous weapon, **22.10**

Furnishing firearms to minors, **22.09**

Harmful Substance, Intentional Release, **22.26**

Intentional discharge of firearm, **22.07**

Intentional Release Harmful Substance, **22.26**

Intentionally Pointing a Gun, **22.04**

Intoxicating liquors, carrying a pistol while under the influence, **21.05**

Minor, airgun, ammunition, **22.09**

Negligent Storage of Firearms, **22.19**

Own or possess or operate

Trigger Activator, Machine guns, Short-Barreled Shotgun, **22.21**

Permit, possession pistol without, **21.04**

Possession

Dangerous Article or Substance, **22.05**

Dangerous weapon

Courthouse or state building, **22.15**

School property, **22.11**

## INDEX

### **WEAPONS AND FIREARMS —Cont'd**

- Possession—Cont'd
  - Explosive, Blasting Agent components, **22.24**
  - Explosive, Blasting Agents, **22.25**
  - Firearm, ammunition, ineligible persons, **21.02**
  - Pistol or semi-automatic military-style assault weapon
    - Ammunition, ineligible persons, **21.01**
    - Charged individual, **21.03**
    - Receipt, Shipment, or Transport, **21.03**
- Prohibited Person
  - Explosive Device, Incendiary Device, **22.22**
- Reckless discharge of firearm within municipality, **22.08**
- Reckless Handling or Use, **22.03**
- Removed, Firearm serial number, **22.20**
- Replica firearms or BB gun, school property, **22.12**
- Sale or possession of firearm suppressor, **22.06**
- Shooting at transit vehicle or facility, **22.23**
- Short-Barreled Shotgun, Machine guns, Trigger Activator, **22.21**
- Threats of violence, **15.04**
- Transfer, Ineligible Person, **22.26.1**
  - Defense, **22.26.2**
- Before trial, evidence in courtroom, **1.05**
- Trigger Activator, Machine guns, own or possess or operate, **22.21**
- Use or possession of dangerous weapon, **22.01**

### **WEAPONS CRIMES**

- Generally, **22.01 to 22.26**
- Assault, **8.05 to 8.06**
- BB gun, replica firearms, school property, **22.12**
- Burglary, **17.13**
- Carrying Rifle, Shotgun, BB Gun in Public Place, **21.06**
- Child endangerment, **14.11**

### **WEAPONS CRIMES—Cont'd**

- Discharge of firearm causing bodily harm, **22.18**
- Drive-by shooting, **22.14**
- Extreme risk protection order, **22.27**
- Failure to render aid from firearm injury
  - Generally, **22.16**
  - Witness to, **22.17**
- Firearms, negligent Storage, **22.19**
- Furnishing dangerous weapon, **22.10**
- Furnishing firearms to minors, **22.09**
- Harmful Substance, Intentional Release, **22.26**
- Intentional discharge of firearm, **22.07**
- Intentionally Pointing a Gun, **22.04**
- Machine guns, Short-Barreled Shotgun, Trigger Activator, **22.21**
- Own or possess or operate
  - Machine guns, Short-Barreled Shotgun, Trigger Activator, **22.21**
- Own or possess or operate Machine guns, Trigger Activator, **22.21**
- Permit, possession pistol without, **21.04**
- Possession, **21.01**
  - Dangerous weapon in courthouse or state building, **22.15**
  - Dangerous weapon on school property, **22.11**
  - Explosive, Blasting Agent components, **22.24**
  - Explosive, Blasting Agents, **22.25**
  - Firearm suppressor, **22.06**
  - Ineligible Person in Possession of Firearm Ammunition, **21.02**
  - Military style assault weapon, ammunition, **21.01**
  - Pistol or semi-automatic military-style assault weapon
    - Ammunition, ineligible persons, **21.01**
    - Charged individual, **21.03**
    - Receipt, Shipment, or Transport, **21.03**

**WEAPONS CRIMES—Cont'd**

- Possession of Dangerous Article or Substance, **22.05**
- Prohibited Person
  - Explosive Device, Incendiary Device, **22.22**
- Reckless discharge of firearm within municipality, **22.08**
- Reckless Handling or Use, **22.03**
- Removed, firearm serial number, **22.20**
- Replica firearms or BB gun, school property, **22.13**
- Sale or possession of firearm suppressor, **22.06**
- Shooting at transit vehicle or facility, **22.23**
- Threats of violence, **15.04**
- Time of Offense, Firearms, **22.01**
- Use of a Dangerous Weapon at Time of Offense, **22.02**
- Use or possession of dangerous weapon, **22.01**

**WELFARE AND WELFARE LAWS**

- Wrongfully obtaining public assistance, **16.41**

**WILDFIRE**

- Arson
  - Damage or trespass, **17.08**
- Possession of flammables to set wildlife, **17.09**

**WITNESS TAMPERING**

- First degree
  - Aggravated
    - Law enforcement information, **29.35**
    - Retaliation against witness, **29.34**
  - Aggravated, retaliation
    - Law enforcement information, **29.36**
  - Aggravated, witness, **29.33**

**WITNESS TAMPERING—Cont'd**

- First degree—Cont'd
  - Law Enforcement Information, **29.31**
  - Proceeding, **29.29**
  - Retaliation, **29.30**
  - Retaliation, Law enforcement information, **29.32**
- Second degree
  - Law enforcement information, **29.38**
- Second degree, Proceedings, **29.37**

**WITNESSES**

- Cautionary instruction on testimony of fear of participation, **2.09**
- At close of trial, **3.16**
- Pre-hypnotic recall testimony, **3.16**
- Tampering with witnesses
  - First degree
    - Aggravated, witness, **29.33**
    - Aggravated retaliation against witness, **29.34**
    - Law Enforcement Information, **29.31**
    - Proceeding, **29.29**
    - Retaliation, **29.30**
    - Retaliation, Law enforcement information, **29.32**
  - First degree aggravated
    - Law enforcement information, **29.35**
  - First degree aggravated, retaliation
    - Law enforcement information, **29.36**
  - Second degree
    - Law enforcement information, **29.38**
  - Second degree, proceedings, **29.37**

**WRONGFULLY OBTAINING PUBLIC ASSISTANCE**

- Generally, **16.41**
- Childcare, **16.43**
- Disposal of Property, **16.42**