

MODEL JURY CHARGES

CRIMINAL

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SUPPLEMENT**

**NEW JERSEY INSTITUTE FOR CONTINUING LEGAL EDUCATION®
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2C:15-1	Robbery in the Second Degree	11/7/05
2C:15-2	Carjacking	6/13/05

CHAPTER 16
BIAS CRIMES

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:16-1a(1)	Bias Intimidation (Purposeful Intimidation)	3/21/05
2C:16-1a(2)	Bias Intimidation (Knowing Intimidation)	3/21/05
2C:16-1a(3)	Bias Intimidation (Reasonable Belief)	3/21/05

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CHAPTER 17
ARSON, CRIMINAL MISCHIEF AND OTHER PROPERTY DAMAGE

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:17-1a/ 2C:17-1e	Aggravated Arson Aggravated Arson of Physician's Office or Health Care Facility	3/24/03
2C:17-1b	Arson	3/24/03
2C:17-1c	Failure to Control or Report a Fire – Fourth Degree	3/24/03
2C:17-1d	First Degree Arson	3/24/03
2C:17-1g	Aggravated Arson, Arson, First Degree Arson of Church, Synagogue, Temple or Other Place of Public Worship	3/24/03
2C:17-2a(1)&(2)	Causing Widespread Injury or Damage (Any Manner)	4/18/05

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:17-2a(1)	Causing Widespread Injury or Damage (Explosion, Flood)	4/18/05
2C:17-2a(2)	Causing Widespread Injury or Damage (Hazardous Waste)	4/18/05
2C:17-2a(2)	Causing Widespread Injury or Damage (Hazardous Discharge)	4/18/05
2C:17-2c	Recklessly Risking Widespread Injury or Damage	3/21/05
2C:17-2d	Knowingly or Recklessly Failing to Prevent or Mitigate Widespread Injury or Damage	3/21/05
2C:17-3a(1)	Criminal Mischief - Purposely or Knowingly - Recklessly or Negligently	5/16/05
2C:17-3a(2)	Criminal Mischief - Tampering	5/16/05
2C:17-3b(3)	Criminal Mischief - Research Facility Property	5/16/05
2C:17-3b(4)	Criminal Mischief - Damage - Air Traffic Device	6/13/05
2C:17-3b(5)	Criminal Mischief - Tampers With Airport	6/13/05
2C:17-3b(6)	Criminal Mischief - Grave Tampering	6/13/05
2C:17-3b(7)	Criminal Mischief – Causes Substantial Interruption or Impairment of Public Communication, Etc.	11/13/06
2C:17-3b(8)	Criminal Mischief – Breaking or Digging Up Gas Pipes or Mains, Etc.	11/13/06
2C:17-6a	Certain Alterations of Motor Vehicle Trademarks, Identification Numbers, prohibited	10/17/05
2C:17-6b	Possession of Altered Motor Vehicle	1/9/06

CHAPTER 18
BURGLARY AND OTHER CRIMINAL INTRUSION

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:18-2a	Burglary 3 ^o	11/10/97

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:18-2b	Burglary 2 ^o	11/10/97
2C:18-3(a)	Criminal Trespass	10/1/01
2C:18-3(c)	Criminal Trespass - Peering	3/22/99

CHAPTER 20
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<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:20-1.1	Forgery (Inferences - Access Device)	3/22/99
2C:20-2b	Gradation of Theft Offenses Dependent on the Amount of Money or Value of Property Involved	4/14/03
2C:20-2c(2)	Claim of Right Defense	11/4/96
2C:20-3a	Theft of Movable Property	4/14/03
2C:20-3b	Theft of Immovable Property	4/14/03
2C:20-4	Theft by Deception	5/22/95
2C:20-5	Theft by Extortion	6/5/06
2C:20-6	Theft of Property Lost, Mislaid, or Delivered by Mistake	6/5/06
2C:20-7a	Receiving Stolen Property	3/21/05
	Supplemental Charge on Theft	5/28/80
2C:20-7b	Inferences - Theft by Receiving Stolen Property	2/22/99
2C:20-7.1(b)	Dealing in Stolen Property	12/2/96
2C:20-8(a)(b)	Theft of Services	3/22/99
2C:20-9	Theft by Failure to Make Required Disposition	2/22/93
2C:20-10b, -10c	Unlawful Taking of Means of Conveyance - Motor Vehicle Operator or Another Exercising Control	5/18/98
2C:20-10d	Unlawful Taking of Means of Conveyance Motor Vehicle Passenger	3/23/98

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:20-11b(1)	Shoplifting [Carrying Away]	11/7/05
2C:20-11b(2)	Shoplifting [Concealment]	11/7/05
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2C:21-1c	Possession of Forgery Devices	10/17/88
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2C:21-4a	Falsifying or Tampering With Records	3/22/99
2C:21-4.3a/b	Health Care Claims Fraud, Knowing/Reckless Practitioner	12/9/02
2C:21-4.3a	Health Care Claims Fraud, Knowing Practitioner	12/9/02
2C:21-4.3b	Health Care Claims Fraud, Reckless Practitioner	12/9/02
2C:21-4.3c/d	Health Care Claims Fraud, Knowing/Reckless Nonpractitioner	12/9/02
2C:21-4.3c	Health Care Claims Fraud, Knowing Nonpractitioner	12/9/02
2C:21-4.3d	Health Care Claims Fraud, Reckless Nonpractitioner	12/9/02
2C:21-5	Bad Checks	3/26/01
2C:21-6b	False Statements Made in Procuring Issuance of Credit Card	5/18/98
2C:21-6c(1)	Credit Card Theft (Receiving)	5/18/98
2C:21-6c(1)	Credit Card Theft (Taking)	5/18/98
2C:21-6c(2)	Credit Card Theft	5/18/98
2C:21-6c(3)	Credit Card Theft (Buys a Credit Card)	5/18/98
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<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
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2C:21-6c(5)	Credit Card Theft (Make or Emboss)	6/8/98
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2C:21-6d(1)	Intent of Cardholder to Defraud (Use of Forged or Expired or Revoked Card)	6/8/98
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2C:21-6e(1)	Intent to Defraud by Person Authorized To Furnish Money, Goods, Services (Forged or Expired or Revoked)	6/8/98
2C:21-6e(2)	Intent to Defraud by Person Authorized To Furnish Money, Goods, Services (Failure to Furnish Anything of Value)	6/8/98
2C:21-6f	Incomplete Credit Cards; Intent to Complete Without Consent	6/8/98
2C:21-6f	Incomplete Credit Cards (Credit Card Tools)	6/8/98
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2C:21-6h	Fraudulent Use of Credit Cards (Using)	6/8/98
2C:21-6h	Fraudulent Use of Credit Cards (Furnishing)	6/8/98
2C:21-17a(1)	Impersonation: Theft of Identity	3/6/06
2C:21-31b, c	Unauthorized Practice of Immigration Law	6/21/99
2C:21-32c	New Jersey Trademark Counterfeiting Act (new)	5/7/07
2C:21-34a	False Contract Payment Claims (Knowingly Submits False Claim)	9/12/05

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:21-34b	False Contract Payment Claims (Knowingly Makes False Representation)	9/12/05
2C:21-34c	False Contract Payment Claims (Knowingly Pays Less)	10/17/05

OFFENSES AGAINST OTHERS

**CHAPTER 24
OFFENSES AGAINST THE FAMILY, CHILDREN
AND INCOMPETENTS**

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
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2C:24-4a	Endangering the Welfare of a Child Third Degree	11/10/03
2C:24-4b(3)	Endangering the Welfare of a Child (Pornography)	11/13/06
2C:24-4b(4)	Endangering the Welfare of a Child (Pornography)	11/13/06
2C:24-4b(5)(a)	Endangering the Welfare of a Child (Pornography)	1/8/07
2C:24-4b(5)(b)	Endangering the Welfare of a Child (Pornography)	1/8/07
2C:24-9	Use of a Juvenile to Commit Criminal Offense	6/19/01

OFFENSES AGAINST PUBLIC ADMINISTRATION

**CHAPTER 27
BRIBERY AND CORRUPT INFLUENCE**

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:27-2	Bribery in Official and Political Matters (Giver and Recipient)	6/12/89
2C:27-5	Retaliation for Past Official Action	3/19/90

CHAPTER 28
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OFFICIAL MATTERS

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
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2C:28-2a	False Swearing	12/9/02
2C:28-2c	False Swearing, Inconsistent Statements	2/24/03
2C:28-4a	False Reports to Law Enforcement Authorities	3/6/06
2C:28-5a	Tampering With Witness	2/24/82
2C:28-6(1)	Tampering With Physical Evidence	12/13/99
2C:28-6(2)	Tampering With Physical Evidence	12/13/99
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2C:28-7a(3)	Tampering with Public Records or Information (Destruction, Concealment, Removal or Mutilation)	5/22/00
2C:28-8b	Impersonating a Law Enforcement Officer	6/14/04

CHAPTER 29
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<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:29-1	Obstructing Administration of Law or Other Governmental Function (Where Crime Occurred Before April, 28, 2000)	10/23/00
2C:29-1	Obstructing Administration of Law or Other Governmental Function (Where Crime Occurred On or After April, 28, 2000)	10/23/00
2C:29-2a	Resisting Arrest - Flight Not Alleged (updated)	5/7/07
2C:29-2a	Resisting Arrest - Flight Alleged (updated)	5/7/07

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:29-2b	Eluding an Officer	11/15/04
2C:29-3a	Hindering Apprehension or Prosecution of Another	2/26/01
2C:29-3b	Hindering One's Own Apprehension or Prosecution	2/26/01
2C:29-3.1	Killing an Animal Used by a Law Enforcement Agency	12/11/00
2C:29-3.1	Injuring an Animal Used by a Law Enforcement Agency	12/11/00
2C:29-3.1	Interfering With a Law Enforcement Officer Using an Animal - Lesser Included	12/11/00
2C:29-4	Compounding	5/5/82
2C:29-5a	Escape	6/5/06
2C:29-5b	Escape - Absconding From Parole	3/25/02
2C:29-5c	Permitting Escape	11/13/06
2C:29-5c	Causing or Facilitating Escape	11/13/06
2C:29-6a	Escape Implements - Inmate Providing	1/22/86
2C:29-6a	Escape Implements - Introducing Into Institution or Providing Inmate	1/22/86
2C:29-6b	Providing an Inmate With Contraband	1/22/86
2C:29-7	Bail Jumping	1/18/83
2C:29-8	Corrupting or Influencing a Jury	4/30/90
2C:29-9a	Contempt	10/17/88
2C:29-9b	Violation of an Order Under the Prevention of Domestic Violence Act	6/20/97

CHAPTER 30
MISCONDUCT IN OFFICE; ABUSE OF OFFICE

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:30-2	Official Misconduct	9/11/06

CHAPTER 33
RIOT, DISORDERLY CONDUCT AND RELATED OFFENSES

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:33-1(a)	Riot	10/17/88
2C:33-3	False Public Alarms	10/17/88
2C:33-4	Harassment (Lesser-Included Offense)	1/28/02
2C:33-11	Defacement or Damage of Property by Placement of Symbol, Object or Graffiti	6/20/96
2C:33-21	Interception of Emergency Communications For Unlawful Purpose (new)	3/5/07
2C:33-22	Possession of Radio to Intercept Emergency Communications While Committing or Attempting To Commit a Crime (new)	3/5/07
2C:33-28	Solicitation, Recruitment to Join Criminal Street Gang	5/17/04

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CHAPTER 34
PUBLIC INDECENCY

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:34-4b	Public Communication of Obscenity	6/22/82
2C:34-5a	Diseased Person Committing an Act of Sexual Penetration (venereal disease)	2/23/04
2C:34-5b	Diseased Person Committing an Act of Sexual Penetration (HIV/AIDS)	2/23/04

CHAPTER 35
CONTROLLED DANGEROUS SUBSTANCES

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:35-3	Leader of Narcotics Trafficking Network	2/26/96
2C:35-3	Leader of Narcotics Trafficking Network (For Crimes Committed After January 12, 1998)	10/23/00

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:35-4	Maintain CDS Facility	12/11/00
2C:35-5	Possession of CDS With Intent to Distribute	1/6/92
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2C:35-5	Distribution of a CDS	10/17/88
2C:35-5	Supplemental CDS Charge (Quantity)	2/3/92
2C:35-5	Verdict Sheet CDS	10/17/88
2C:35-6	Employing a Juvenile in a Drug Distribution Scheme	4/20/98
2C:35-7	Possession With Intent to Distribute CDS Near or on School Property	1/6/92
2C:35-7	Distributing or Dispensing CDS Near or on School Property	1/6/92
2C:35-7.1	Distributing a Controlled Substance: Proximity to Public Housing Facilities, Parks or Buildings	3/26/01
2C:35-7.1	Possession of a Controlled Dangerous Substance With Intent to Distribute in Proximity to Public Housing Facilities, Parks or Buildings	3/26/01
2C:35-9	Strict Liability for Drug Induced Deaths	9/15/97
2C:35-10	Unlawful Possession of a CDS	10/17/88
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2C:35-11	Distribution of an Imitation CDS	3/19/90
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CHAPTER 37
GAMBLING OFFENSES

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:37-2a(1)	Promoting Gambling – Bookmaking (updated)	3/5/07
2C:37-2a(1)	Promoting Gambling – Lottery/Policy (new)	3/5/07

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:37-2a(2)	Promoting Gambling – By Conduct That Materially Aids Gambling Activity (updated)	3/5/07
2C:37-3a(1)	Possession of Gambling Records – Bookmaking (updated)	3/5/07
2C:37-3a(2)	Possession of Gambling Records Lottery/Policy (new)	3/5/07

**CHAPTER 38
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<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
2C:38-4	Hindering Apprehension or Prosecution for Terrorism	10/20/03

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2C:39-3b	Possession of A Sawed-Off Shotgun	1/9/06
2C:39-3d	Possession of A Defaced Firearm	1/9/06
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2C:39-3f	Possession of Prohibited Weapons and Devices	6/13/05
2C:39-4a	Possession of Firearm With a Purpose to Use It Against the Person or Property of Another	6/16/03

<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
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<u>CODE SECTION</u>	<u>CHARGE</u>	<u>DATE APPROVED</u>
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