

207.78 INTENTIONALLY [TAMPERING WITH] [REMOVING] [VANDALIZING] [INTERFERING WITH THE PROPER FUNCTIONING OF] A SATELLITE-BASED MONITORING DEVICE. FELONY.

The defendant has been charged with intentionally [tampering with] [removing] [vandalizing] [interfering with the proper functioning of] a satellite-based monitoring device.

For you to find the defendant guilty of this offense, the State must prove two things beyond a reasonable doubt:

First, that the defendant was enrolled in a satellite-based monitoring program¹.

And Second, that the defendant intentionally² [tampered with] [removed] [vandalized] [interfered with the proper functioning of] a satellite-based monitoring device issued pursuant to a satellite-based monitoring program.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant was enrolled in a satellite-based monitoring program and intentionally [tampered with] [removed] [vandalized] [interfered with the functioning of] the satellite-based monitoring device issued pursuant to the program, it would be your duty to return a verdict of guilty. If you do not so find or have a reasonable doubt as to one or both of these things, it would be your duty to return a verdict of not guilty.

1. According to G.S. §14-208.40(c)(1) a "satellite-based monitoring program" is a system that provides "time-correlated and continuous tracking of the geographic location of the subject using a global positioning system based on satellite and other location tracking technology."

2. If a definition of intent is required, see N.C.P.I.—Crim. 120.10.