

223.70 INJURING, DESTROYING, REMOVING, VANDALIZING, OR
TAMPERING WITH FIREFIGHTING OR EMERGENCY MEDICAL SERVICES
MACHINERY OR EQUIPMENT. MISDEMEANOR.

The defendant has been charged with [injuring] [destroying] [removing]
[vandalizing] [tampering] with [firefighting] [emergency medical services]
machinery or equipment.

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

First, that the defendant [injured] [destroyed] [removed] [vandalized]
[tampered with] [interfered with the operation of]

- a) [(a/an) [machine] [apparatus] [equipment] used by [a fire
department] [the North Carolina Forest Services] for fighting fires,
protecting property, or protecting human life.]
- b) [(a/an) [ambulance¹] [rescue squad emergency medical services
vehicle] [equipment or apparatus used for emergency medical
services²].]

Second, that the defendant acted intentionally.³

If you find from the evidence beyond a reasonable doubt that on or
about the alleged date the defendant intentionally [injured] [destroyed]
[removed] [vandalized] [tampered with] [interfered with the operation of]

- a) [(a/an) [machine] [apparatus] [equipment] used by [a fire
department] [the North Carolina Forest Services] for fighting fires,
protecting property, or protecting human life it would be your duty
to return a verdict of guilty.]

b) [(a/an) [ambulance] [rescue squad emergency medical services
vehicle] [equipment or apparatus used for emergency medical
services] it would be your duty to return a verdict of guilty.]

However, if you do not so find or have a reasonable doubt as to one or more
of these things, it would be your duty to return a verdict of not guilty.

1 N.C. Gen. Stat. § 131E-155(1a) defines ambulance as "any privately or publicly
owned motor vehicle, aircraft, or vessel that is specially designed, constructed, or modified
and equipped and is intended to be used for and is maintained or operated for the
transportation of patients on the streets or highways, waterways or airways of this State."

2 N.C. Gen. Stat. §131E.155(6) defines emergency medical services as "services
rendered by emergency medical services personnel in responding to improve the health and
wellness of the community and to address the individual's need for emergency medical care
within the scope of practice as defined by the North Carolina Medical Board in accordance
with G.S. 143-514 in order to prevent loss of life or further aggravation of physiological or
psychological illness or injury."

3 If a definition of intent is needed, see N.C.P.I.-Crim. 120.10.