

N.C.P.I.-Crim. 247.15A
[CAUSING] [ATTEMPTING TO CAUSE] SERIOUS HARM TO A [LAW
ENFORCEMENT AGENCY] [ASSISTANCE] [SEARCH AND RESCUE] ANIMAL.
FELONY.
GENERAL CRIMINAL VOLUME
JUNE 2010
N.C. Gen. Stat. § 14-163.1

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The defendant has been charged with [causing] [attempting to
cause] serious harm to a [law enforcement agency]¹ [assistance]² [search
and rescue]³ animal.

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

First, the defendant knew or had reason to know that the animal
was [a law enforcement agency] [an assistance] [a search and rescue]
animal.

And Second, the defendant [caused] [attempted to cause] serious
harm⁴ to the animal.

If you find from the evidence beyond a reasonable doubt that on or
about the alleged date, the defendant knew or had reason to know that
an animal was [a law enforcement agency] [an assistance] [a search and
rescue] animal, and that the defendant [caused] [attempted to cause]
serious harm to the animal, 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. A "law enforcement agency animal" is an animal that is trained and may be used
to assist a law enforcement officer in the performance of the officer's official duties.

2. An "assistance animal" is an animal that is trained and may be used to assist a
"person with a disability" as defined in N.C. Gen. Stat. § 168A-3. The term "assistance
animal" is not limited to a dog and includes any animal trained to assist a person with a

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disability as provided in Article 1 of Chapter 168 of the General Statutes.

3. A "search and rescue animal" is an animal that is trained and may be used to assist in a search and rescue operation.

4. Serious harm is defined as harm that does any of the following:

- a) Creates a substantial risk of death.
- b) Causes maiming or causes substantial loss or impairment of bodily function.
- c) Causes acute pain of a duration that results in substantial suffering.
- d) Requires retraining of the law enforcement agency animal or assistance animal.
- e) Requires retirement of the law enforcement agency animal or assistance animal from performing duties.