

N.C.P.I.-Crim. 259.12
UNAUTHORIZED PRACTICE OF MEDICINE-PRACTICING WITHOUT A
LICENSE IN NORTH CAROLINA BY AN OUT-OF-STATE PRACTITIONER.
FELONY.
GENERAL CRIMINAL VOLUME
JUNE 2012
N.C. Gen. Stat. § 90-18

259.12 UNAUTHORIZED PRACTICE OF MEDICINE - PRACTICING WITHOUT
A LICENSE IN NORTH CAROLINA BY AN OUT-OF-STATE PRACTITIONER.
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The defendant has been charged with the unauthorized practice of
medicine.

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

First, that the defendant was not duly [licensed] (and) [registered]
to practice medicine in this State;

Second, that the defendant practiced [medicine] [surgery]¹ in this
State;

And Third, that the defendant was an out-of-state practitioner.

If you find from the evidence beyond a reasonable doubt that on or
about the alleged date the defendant was not duly [licensed] (and)
[registered] to practice medicine in this State, that the defendant
practiced [medicine] [surgery] in this State, and that the defendant was
an out-of-state practitioner, 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
more of these things, then it would be your duty to return a verdict of not
guilty.

1. N.C. Gen. Stat. § 90-18 (a) goes on to provide that those persons who are not
licensed and authorized to practice medicine "shall not be allowed to maintain any action to
collect any fee for such services."