

N.C.P.I.-Crim. 259.34
KNOWINGLY SERVING IN A POSITION REQUIRED BY LAW TO BE FILLED
BY A CLINICAL ADDICTION SPECIALIST. MISDEMEANOR.
GENERAL CRIMINAL VOLUME
June 2020
N.C. Gen. Stat. § 90-113.43(a)(5)

259.34 KNOWINGLY SERVING IN A POSITION REQUIRED BY LAW TO BE
FILLED BY A CLINICAL ADDICTION SPECIALIST. MISDEMEANOR.

The defendant has been charged with the crime of knowingly
serving in a position required by law to be filled by a clinical addiction
specialist.

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 not [registered] [certified] [licensed]
as a clinical addiction specialist;

And Second, that the defendant knowingly served in a position
required by [State law] [rule] [federal law] [regulation] to be filled by a
[registrant] [certified alcohol and drug counselor] [certified prevention
specialist] [certified criminal justice addiction professional] [certified
clinical supervisor] [licensed clinical addiction specialist] [certified
substance abuse residential facility director] [alcohol and drug counselor
intern] [licensed clinical addiction specialist associate] [clinical supervisor
intern].¹

If you find from the evidence beyond a reasonable doubt that on or
about the alleged date the defendant was not [registered] [certified]
[licensed] as a clinical addiction specialist and that the defendant
knowingly served in a position required by [State law] [rule] [federal law]
[regulation] to be filled by a [registrant] [certified alcohol and drug
counselor] [certified prevention specialist] [certified criminal justice
addiction professional] [certified clinical supervisor] [licensed clinical
addiction specialist] [certified substance abuse residential facility
director] [alcohol and drug counselor intern] [licensed clinical addiction
specialist associate] [clinical supervisor intern], it would be your duty to

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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. § 90-113.31A defines many of the positions listed.