

N.C.P.I.—CRIMINAL 261.10  
ADULTERATING A [URINE] [BODILY FLUID] SAMPLE WITH THE INTENT TO DEFRAUD A  
[DRUG] [ALCOHOL] TEST. MISDEMEANOR; FELONY.  
GENERAL CRIMINAL VOLUME  
REPLACEMENT APRIL 2003  
N.C. Gen. Stat. § 14-401.20(b)  
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261.10 ADULTERATING A [URINE] [BODILY FLUID] SAMPLE WITH THE  
INTENT TO DEFRAUD A [DRUG] [ALCOHOL] TEST. MISDEMEANOR;  
FELONY.<sup>1</sup>

*NOTE WELL: See G.S. 15A-928 for provisions regarding  
indictment, bifurcated trial, verdict and judgment.*

The defendant has been charged with adulterating a [urine] [bodily  
fluid] sample with the intent to defraud a [drug] [alcohol] screening test.

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

First, that the defendant adulterated a [urine] [bodily fluid] sample.

And Second, that the defendant intended to defraud a [drug] [alcohol]  
screening test.

If you find from the evidence beyond a reasonable doubt that on or  
about the alleged date the defendant adulterated a [urine] [bodily fluid]  
sample with the intent to defraud a [drug] [alcohol] screening test, then 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.

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1. For a first offense under this section, the person is guilty of a Class 1  
misdemeanor. For a second or subsequent offense under this section, the person is guilty of  
a Class I felony.