

270.90 FAILURE TO MAINTAIN LANE CONTROL.

NOTE WELL: This instruction is meant to serve as a model of NC Gen. Stat. § 20-146, offenses for failure to drive on the right side of the highway. For offenses other than failure to maintain lane control this instruction will need to be adapted for the offense charged.

The defendant has been charged with failure to maintain lane control.

For you to find the defendant responsible for this infraction, the State must prove four things beyond a reasonable doubt:

First, that the defendant was the driver of a vehicle on a street or highway.

Second, that the defendant was traveling on a street or highway that had been divided into two or more clearly marked lanes for traffic.

Third, that the defendant failed to drive as nearly as practicable entirely within a single lane of travel.

And Fourth, that before leaving the defendant's lane of travel, the defendant failed to ascertain that such a movement could be made in safety.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant was the driver of a vehicle on a street or highway, that the street or highway had been divided into two or more clearly marked lanes for traffic, that the defendant failed to drive as nearly as practicable entirely within a single lane of travel, and that before leaving the defendant's lane of travel the defendant failed to ascertain that such a movement could be made in safety, it would be your responsibility to return a verdict of responsible. 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 responsible.

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FAILURE TO MAINTAIN LANE CONTROL. INFRACTION.
GENERAL CRIMINAL VOLUME
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