

N.C.P.I.-Crim. 271.74  
REMOVAL OF VEHICLE FROM SCENE AFTER ACCIDENT RESULTING IN  
[INJURY] [DEATH] TO ANY PERSON-PASSENGER. FELONY.  
GENERAL CRIMINAL VOLUME  
JUNE 2006  
N.C. Gen. Stat. § 20-166.2(a)  
-----

271.74 REMOVAL OF VEHICLE FROM SCENE AFTER ACCIDENT RESULTING  
IN [INJURY] [DEATH] TO ANY PERSON - PASSENGER. FELONY.

The defendant has been charged with removal of a vehicle from the scene of an [accident] [collision] resulting in [injury] [death] to any person.

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

First, that the defendant was the passenger of a vehicle that was involved in an [accident] [collision] resulting in [injury] [death] to any person.

Second, that the defendant knew or reasonably should have known that the vehicle was involved in an [accident] [collision] resulting in [injury] [death] to any person.

Third, that defendant willfully [facilitated] [allowed] [agreed to] the removal of the vehicle from the scene of the accident (without justification or excuse).<sup>1</sup>

And Fourth, that a law enforcement officer had not [completed the investigation of the accident] [authorized the defendant to leave the scene of the accident].

If you find beyond a reasonable doubt that on or about the alleged date the defendant was the passenger of a vehicle that was involved in an [accident] [collision] resulting in [injury] [death] to any person, that the defendant knew or reasonably should have known that the vehicle was involved in the accident or collision resulting in [injury] [death] to any person, and that the defendant willfully [facilitated] [allowed]

N.C.P.I.-Crim. 271.74  
REMOVAL OF VEHICLE FROM SCENE AFTER ACCIDENT RESULTING IN  
[INJURY] [DEATH] TO ANY PERSON-PASSENGER. FELONY.  
GENERAL CRIMINAL VOLUME  
JUNE 2006  
N.C. Gen. Stat. § 20-166.2(a)  
-----

[agreed to] the removal of the vehicle from the scene of the accident before a law enforcement officer had [completed the investigation of the accident] [authorized the passenger to leave the scene of the accident], 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, it would be your duty to return a verdict of not guilty.

---

1. It would be a defense that the purpose of the removal of the vehicle was to call for a law enforcement officer, to call for medical assistance, to call for medical treatment, or to remove defendant or others from significant risk of injury. It would also be a defense that the defendant removed the vehicle at the direction of a law enforcement officer.