

New and updated instructions in this 2025 edition of North Carolina Pattern Jury Instructions for Criminal Cases

This edition contains a new table of contents for the criminal instructions, a number of replacement instructions for criminal cases, and a new criminal index. To update your printed edition, print and place the instructions listed below in the proper numerical sequence to your previous edition. Old instructions with the same number should be discarded.

Interim instructions. As the Pattern Jury Instructions Committee considers new or updated instructions, it posts Interim Instructions that are too important to wait to distribute as part of the annual supplements to the School of Government website at sog.unc.edu/programs/ncpji. You may check the site periodically for these instructions or join the Pattern Jury Interim Instructions Listserv to receive notification when instructions are posted to the website.

The members and staff of the present Criminal Subcommittee wish to express their deepest appreciation to all those who have assisted in the continuing effort to maintain and improve these instructions. We hope it is and will continue to be a valuable service to the bench, the bar, and the people of North Carolina.

2024–2025 PATTERN JURY INSTRUCTIONS CRIMINAL SUBCOMMITTEE

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The Committee welcomes all suggestions and observations for the improvement of these instructions. Please direct any messages to PJICommittee@nccourts.org.

NEW AND UPDATED INSTRUCTIONS

Instructions with asterisk (*) are new instructions. All others replace existing instructions.

This edition contains an updated table of contents for the criminal instructions, a number of replacement instructions for criminal cases, and a new criminal index. To update your printed edition, print and place the instructions listed below in the proper numerical sequence of your previous edition. Old instructions with the same number should be discarded.

This 2025 edition contains the following new instructions identified with an asterisk (*), and revised instructions:

- .010 Introduction
- 203.13 Armed Habitual Felon
- *204.17 Factors That Enhance Sentence – Wearing [Mask] [Device] [Other Clothing] to Conceal Identity During the Commission of the Offense.
- *214.72 Buying Timber Directly from the Owner and Failing to Make Payment in Full.
- 216.52 Larceny by [Price Tag] [Product Code] [Price Mechanism] Change.
- *216.53 Larceny by [Price Tag] [Product Code] [Price Mechanism] Change in Excess of Two Hundred Dollars.
- 216.56 Larceny from a Merchant.
- 216.57 Organized Retail Theft. Retail Property with Value Exceeding \$1,500, But Not Exceeding \$20,000, Aggregated Over 90-Day Period.
- 216.57A Organized Retail Theft. Retail Property with Value Exceeding \$20,000, But Not Exceeding \$50,000, Aggregated Over 90-Day Period.
- 216.57B Organized Retail Theft. Retail Property with Value Exceeding \$50,000, But Not Exceeding \$100,000, Aggregated Over 90-Day Period.
- 216.57C Organized Retail Theft. Retail Property with Value Exceeding \$100,000, Aggregated Over 90-Day Period.
- *220.36 Fraudulent [Rental] [Lease] of Residential Real Property.
- *220.37 Fraudulent Advertisement of Residential Real Property.
- *220.38 Money Laundering Involving a Value Exceeding Ten Thousand Dollars.
- *220.38A Money Laundering Involving a Value of One Hundred Thousand Dollars or More.
- *222.10 Willful and Wanton Injury to Residential Real Property.
- 222.15 Willful and Wanton Injury to Real Property.

- 222.29 Injuring an Energy Facility.
- 222.29A Injuring an Energy Facility—Causing Death.
- *222.29B Injury to Property of Public Utility.
- 222.42 [Cutting] [Injuring] [Removing] Another's Timber.
- *222.43 [Aiding] [Hiring] [Counseling] an Individual to [Cut] [Injure] [Remove] Another's Timber.
- *222.44 Transporting Forest Products That Have Been [Cut] [Removed] [Obtained] [Acquired] From Another's Property Without Consent.
- *222.90 Contaminating a Public Water System.
- *222.92 Injuring a Public Water System.
- *222.94 Injuring a Wastewater Treatment System.
- *222.98 Injuring a Manufacturing Facility.
- *227.30 Sexual Extortion.
- *227.32 Sexual Extortion Committed by a Minor.
- *227.34 Sexual Extortion Committed by a Minor (Previous Conviction).
- *227.36 Aggravated Sexual Extortion.
- 235.65A Disclosure of Private Images by Offender Under 18 Years of Age.
- *235.65B Disclosure of Private Images by Offender Under 18 Years of Age.
- 235.67A Disclosure of Private Images by Offender 18 Years of Age or Older.
- *235.67B Disclosure of Private Images by Offender 18 Years of Age or Older.
- 235.69A Felonious Disclosure of Private Images by Offender Under 18 Years of Age.
- *235.69B Felonious Disclosure of Private Images by Offender Under 18 Years of Age.
- 236A.28 [Standing] [Sitting] [Lying] Upon [Highways] [Streets].
- *236A.29 [Standing] [Sitting] [Lying] Upon [Highways] [Streets] While Participating in a Demonstration.
- *236A.29A [Standing] [Sitting] [Lying] Upon [Highways] [Streets] While Participating in a Demonstration (Previously Convicted).
- *236A.29B [Standing] [Sitting] [Lying] Upon [Highways] [Streets] and Obstructing an Emergency Vehicle.
- 238.21 First Degree Sexual Exploitation of a Minor (Using or Employing a Minor to Engage in or Assist Others in Engaging in Sexual Activity).
- 238.21A First Degree Sexual Exploitation of a Minor (Permitting a Minor to Engage in Sexual Activity for Live Performance, Etc.).

- 238.21B First Degree Sexual Exploitation of a Minor by Transporting a Minor.
- 238.21C First Degree Sexual Exploitation of a Minor by Photographing, Etc.
- *238.21D First Degree Sexual Exploitation of a Minor by Creating Material that Appears to be an Identifiable Minor Engaged in Sexual Activity.
- *238.21E First Degree Sexual Exploitation of a Minor by Creating a Child Sex Doll of an Identifiable Minor.
- 238.22A Second Degree Sexual Exploitation of a Minor (Circulating Material).
- *238.22B Second Degree Sexual Exploitation of a Minor (Circulating a Child Sex Doll).
- 238.22C Third Degree Sexual Exploitation of a Minor.
- *238.25 [Producing] [Distributing] [Receiving] [Possessing with Intent to Distribute] Obscene Visual Representation of Sexual Exploitation of a Minor.
- *238.25A Possessing Obscene Visual Representation of Sexual Exploitation of a Minor.
- 238.30 Solicitation of a [Child] [Person Defendant Believed to be a Child] by [Computer] [a Device Capable of Electronic Data [Storage] [Transmission]] to Commit a Sex Act.
- 270.40 Transporting an Open Container of Alcoholic Beverage.