

270.50 SPEEDING IN EXCESS OF [15 MPH MORE THAN SPEED LIMIT] [80 MPH]. MISDEMEANOR.<sup>1</sup>

The defendant has been charged with speeding in excess of [15 miles per hour more than the established speed limit] [80 miles per hour].

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

First, that the defendant drove a vehicle. (A (*describe vehicle*) is a vehicle.)

Second, that the defendant drove on a highway. (*Describe place*) is a highway.

Third, that the legal speed limit where the defendant drove was (*state speed limit*).

And Fourth, that the defendant drove the vehicle at a speed in excess of (*state speed more than 15 miles per hour over the speed limit*) (*state speed more than 80 miles per hour*).

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant drove a vehicle on a highway and that the legal speed limit at this place was (*state limit*) and that the defendant drove the vehicle at a speed in excess of [15 miles per hour more than the estimated speed limit] [80 miles per hour], 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, you would not return a verdict of guilty of this offense but must consider whether the defendant is responsible for exceeding the legal speed limit.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant drove a vehicle on a highway and the legal speed limit at that place was (*state limit*) and that the defendant was

N.C.P.I.—CRIMINAL 270.50  
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driving in excess of (*state limit*), it would be your duty to return a verdict of responsible for exceeding the speed limit. 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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1. Speeding in excess of [15 mph more than the speed limit] [80 mph] is a misdemeanor. Exceeding the speed limit is an infraction.