

N.C.P.I. -- CRIM. 207.74. FAILING TO [PROVIDE NECESSARY INFORMATION TO] [COOPERATE WITH GUIDELINES AND REGULATIONS OF] THE DEPARTMENT OF CORRECTIONS WHILE REQUIRED TO ENROLL IN A SATELLITE-BASED MONITORING PROGRAM<sup>1</sup>. G.S. 14-208.44(c). MISDEMEANOR.

The defendant has been charged with failing to [provide necessary information to] [cooperate with guidelines and regulations of] the Department of Corrections while required to enroll in a satellite-based monitoring program.<sup>2</sup>

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

First, that the defendant was required to enroll<sup>3</sup> in a satellite-based monitoring program.

And Second, that the defendant failed to [provide necessary information (*describe necessary information that defendant failed to provide*) to the Department of Corrections] [cooperate with guidelines and regulations of the Department of Corrections by (*describe guidelines or regulations violated*)].

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant was required to enroll in a satellite-based monitoring program and failed to [provide necessary information to the Department of Corrections] [cooperate with guidelines and regulations of the Department of Corrections, 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 both of these things, it would be your duty to return a verdict of not guilty.

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<sup>1</sup> Neither "cooperate" nor "necessary information" are defined by the statute.

<sup>2</sup> According to G.S. 14-208.40(c)(1) "satellite-based monitoring program" is a system that provides "time-correlated and continuous tracking of the geographic location of the subject using a global positioning system based on satellite and other location tracking technology."

<sup>3</sup> G.S. 14-208.44(d) states "enroll shall include appearing, as directed by the Department (of Corrections), to receive the necessary equipment."

