

REMOVAL OF VEHICLE FROM SCENE AFTER ACCIDENT RESULTING IN
[INJURY] [DEATH] TO ANY PERSON - PASSENGER. FELONY. G.S.
20-166.2(a).

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).¹

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].

¹It 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.

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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] [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.