

N.C.P.I.—CRIM 238.23C
PATRONIZING A PROSTITUTE, A MINOR. FELONY
GENERAL CRIMINAL VOLUME
JUNE 2014
N.C. Gen. Stat. § 14-205.2

238.23C PATRONIZING A PROSTITUTE, A MINOR. FELONY.

The defendant has been charged with patronizing a prostitute, a minor.

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

First, that the defendant willfully:

- (a) Engaged in [vaginal intercourse] [(describe) sexual act] [(describe) sexual contact] for the purpose of sexual [arousal] [gratification] with a prostitute. A prostitute is a person who engages in the [[performance of] [offer of] [agreement to perform]] [vaginal intercourse] [a sexual act] [sexual contact] for the purpose of [sexual arousal] [gratification] for [money] [other consideration]. A sexual act is cunnilingus, fellatio, anilingus, or anal intercourse, but does not include vaginal intercourse. Sexual act also means the penetration, however slight, by any object into the genital or anal opening of another person's body. Sexual contact is (i) touching of the sexual organ, anus, breast, groin, or buttocks of any person, (ii) touching of another person with a sexual organ, anus, breast, groin, or buttocks, or (iii) ejaculation, emission, or placing semen, urine, or feces upon any part of another person."
- (b) [Entered] [remained] in a place of prostitution with the intent to engage in [vaginal intercourse] [a sexual act] [sexual contact] for the purposes of sexual [arousal] [gratification].

Second, that the defendant performed the act with a person who was not the defendant's spouse.

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Third, that the defendant was 18 years of age or older.

And Fourth, that the prostitute was a minor. A minor is a person who is less than 18 years of age.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant either willfully engaged in [vaginal intercourse] [a sexual act] [sexual contact] for the purpose of sexual [arousal] [gratification] with a prostitute or willfully [entered] [remained] in a place of prostitution with the intent to engage in [vaginal intercourse] [a sexual act] [sexual contact] for the purposes of [sexual arousal] [gratification] and the act was performed with a person not the defendant's spouse, and the defendant was 18 years or older and the prostitute was a minor, it would be your duty to return a verdict of guilty. If you do not so find or if you have a reasonable doubt as to one or more of these things, it would be your duty to return a verdict of not guilty.