

260.85 FELONIOUS USE OF CONTROLLED SUBSTANCES REPORTING  
SYSTEM–UNAUTHORIZED [DISCLOSURE] [DISSEMINATION]. FELONY.

The defendant has been charged with feloniously using the controlled substances reporting system to knowingly and intentionally disclose or disseminate prescription information for an unauthorized purpose.

For you to find the defendant guilty of intentionally disclosing or disseminating information from the controlled substances reporting system for an unauthorized purpose, the State must prove three things beyond a reasonable doubt.

First, that the defendant was authorized to access data in the controlled substances reporting system.<sup>1</sup>

Second, that defendant knowingly and intentionally disclosed or disseminated prescription information.

And Third, that defendant disclosed or disseminated this information for an unauthorized purpose.<sup>2</sup> (*Describe activity*) would be an unauthorized purpose.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant was authorized to access the data in the controlled substances reporting system, and that the defendant knowingly and intentionally disclosed or disseminated prescription information for an unauthorized purpose, 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.

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GENERAL CRIMINAL VOLUME

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N.C. Gen. Stat. § 90-113.74(k)(2)

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1 See N.C. Gen. Stat. § 90-113.74(c) for a list of persons authorized to access the controlled substances reporting system and the scope of their authorization.

2 Access of data in the controlled substances reporting system is authorized for those purposes enumerated in N.C. Gen. Stat. § 90-113.74(c).