

ADULTERATING A [URINE] [BODILY FLUID] SAMPLE WITH THE INTENT TO DEFRAUD A [DRUG] [ALCOHOL] TEST. MISDEMEANOR; FELONY.¹
G.S. 14-401.20(b).

NOTE WELL: See G.S. 15A-928 for provisions regarding indictment, bifurcated trial, verdict and judgment.

The defendant has been charged with adulterating a [urine] [bodily fluid] sample with the intent to defraud a [drug] [alcohol] screening test.

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

First, that the defendant adulterated a [urine] [bodily fluid] sample.

And Second, that the defendant intended to defraud a [drug] [alcohol] screening test.

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant adulterated a [urine] [bodily fluid] sample with the intent to defraud a [drug] [alcohol] screening test, then 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, then it would be your duty to return a verdict of not guilty.

¹For a first offense under this section, the person is guilty of a Class 1 misdemeanor. For a second or subsequent offense under this section, the person is guilty of a Class I felony.

