

DISTRIBUTING OR TRANSPORTING URINE TO DEFRAUD A [DRUG] [ALCOHOL] TEST. MISDEMEANOR; FELONY.¹ G.S. 14-401.20.

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

The defendant has been charged with [selling] [giving away] [distributing] [marketing] urine 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 [[sold] [gave away] [distributed] [marketed] urine in North Carolina] [transported urine into North Carolina].

And Second, that the defendant intended that the urine be used 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 [[sold] [gave away] [distributed] [marketed] urine in North Carolina] [transported urine into North Carolina], and that the defendant intended that the urine be used to defraud a [drug] [alcohol] screening test, 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.

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.

