

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

The defendant has been charged with leaving 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 left the scene of the accident by acting as the driver of a vehicle involved in 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].

If you find from the evidence beyond a reasonable doubt that on or about the alleged date the defendant was the passenger of a vehicle that was involved in an

¹It would be a defense that defendant left the scene because remaining at the scene placed the defendant or others at significant risk of injury.

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(Continued).

[accident] [collision], that the defendant knew or
reasonably should have known that the vehicle was involved
in the [accident] [collision] resulting in [injury] [death]
to any person, and that the defendant willfully left 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] (without
justification or excuse), 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.