

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

The defendant has been charged with removal of a  
vehicle from 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 [facilitated]  
[allowed] [agreed to] the removal of the vehicle from the  
scene of the accident (without justification or excuse).<sup>1</sup>

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].

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<sup>1</sup>It would be a defense that the purpose of the removal of the  
vehicle was to call for a law enforcement officer, to call for medical  
assistance, to call for medical treatment, or to remove defendant or  
others from significant risk of injury. It would also be a defense  
that the defendant removed the vehicle at the direction of a law  
enforcement officer.

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If you find beyond a reasonable doubt that on or about the alleged date the defendant was the passenger of a vehicle that was involved in an [accident] [collision] resulting in [injury] [death] to any person, that the defendant knew or reasonably should have known that the vehicle was involved in the accident or collision resulting in [injury] [death] to any person, and that the defendant willfully [facilitated] [allowed] [agreed to] the removal of the vehicle from 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], 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.