

Table of Contents

CHAPTER 1 GENERAL OPENING INSTRUCTIONS

T.P.I.—Crim. 0.00	Criminal jury charge checklist
T.P.I.—Crim. 1.00	Preliminary jury instructions (To be given to the jury only after the jury is sworn)
T.P.I.—Crim. 1.01	Crime charged and plea
T.P.I.—Crim. 1.02	Duties of court and jury
T.P.I.—Crim. 1.03	Singular and plural words
T.P.I.—Crim. 1.04	Gender
T.P.I.—Crim. 1.05	Formal charge: Not evidence
T.P.I.—Crim. 1.06	Statements and rulings of the court
T.P.I.—Crim. 1.07	Statements and arguments of counsel
T.P.I.—Crim. 1.08	Jury: Judges of facts and law
T.P.I.—Crim. 1.09	No independent research or discussion

CHAPTER 2 PRESUMPTION OF INNOCENCE, BURDEN OF PROOF, REASONABLE DOUBT, RESTATEMENT OF CRIME CHARGED, AND ALTERNATIVE DEFINITIONS

T.P.I.—Crim. 2.01	Presumption of innocence
T.P.I.—Crim. 2.02	Burden of proof: General
T.P.I.—Crim. 2.03	Reasonable doubt
T.P.I.—Crim. 2.04	Burden of proof: Elements and date of offense
T.P.I.—Crim. 2.05	Burden of proof: Venue (general)
T.P.I.—Crim. 2.06(a)	Burden of proof: Venue (computer offenses)
T.P.I.—Crim. 2.06(b)	Burden of proof: Venue (continuous sexual abuse of a child)
T.P.I.—Crim. 2.07	Restatement of crime charged
T.P.I.—Crim. 2.08	Alternative instruction: Definition of “intentionally”
T.P.I.—Crim. 2.09	Alternative instruction: Definition of “knowingly”
T.P.I.—Crim. 2.10	Alternative instruction: Definition of “recklessly”

T.P.I.—CRIM.

**CHAPTER 3
CRIMINAL RESPONSIBILITY**

T.P.I.—Crim. 3.01	Criminal responsibility for conduct of another [not to be charged as a separate offense or be put on a verdict form]
T.P.I.—Crim. 3.02	Facilitation of a felony
T.P.I.—Crim. 3.03	Accessory after the fact
T.P.I.—Crim. 3.04	Corporate liability
T.P.I.—Crim. 3.05	Individual liability for corporate conduct

**CHAPTER 4
PREPARATORY OFFENSES**

T.P.I.—Crim. 4.01	Criminal attempt (other than attempted first degree murder with serious bodily injury)
T.P.I.—Crim. 4.01(a)	Criminal Attempt, to wit: First Degree Murder Where the Victim [<i>Suffers Serious Bodily Injury</i>] [<i>Was a _____ Who Was Engaged in the Performance of Official Duties</i>]
T.P.I.—Crim. 4.02	Solicitation
T.P.I.—Crim. 4.03	Criminal conspiracy

**CHAPTER 5
ORGANIZED CRIME**

T.P.I.—Crim. 5.01	Violation of RICO Act (only for offenses committed prior to 7/1/23)
T.P.I.—Crim. 5.01(a)	Violation of RICO Act (for offenses committed on or after 7/1/23)

**CHAPTER 6
ASSAULT**

T.P.I.—Crim. 6.01	Assault
T.P.I.—Crim. 6.02	Aggravated Assault (For Offenses Committed On Or After 7/1/13)
T.P.I.—Crim. 6.02(a)	[Aggravated] Assault Against a [<i>First Responder</i>] [<i>Nurse</i>]
T.P.I.—Crim. 6.03	Reckless endangerment
T.P.I.—Crim. 6.04	Vehicular assault
T.P.I.—Crim. 6.04(a)	Vehicular [<i>assault</i>] [<i>homicide</i>]: Supplemental instruction number one

TABLE OF CONTENTS

T.P.I.—Crim. 6.05	Aggravated vehicular assault
T.P.I.—Crim. 6.06	Criminal exposure to <i>[HIV]</i> <i>[HBV]</i> <i>[HCV]</i>
T.P.I.—Crim. 6.07	[Reserved]
T.P.I.—Crim. 6.08	Domestic assault (for offenses committed on or after 4/10/08)
T.P.I.—Crim. 6.08(a)	Domestic assault (causing bodily injury to the victim): Supplemental instruction number one
T.P.I.—Crim. 6.09	Violation of a protective order
T.P.I.—Crim. 6.10	[Influencing] [Attempting to Influence] a Domestic assault witness
T.P.I.—Crim. 6.11	Grave torture

CHAPTER 7 CRIMINAL HOMICIDE

T.P.I.—Crim. 7.01	First degree murder (premeditated killing) (for offenses committed on or after July 1, 1995)
T.P.I.—Crim. 7.02	First degree murder (destructive device or bomb) (for offenses committed on or after July 1, 1995)
T.P.I.—Crim. 7.03	First degree murder (killing in perpetration of other crimes) (for offenses committed on or after July 1, 1995)
T.P.I.—Crim. 7.03(a)	First degree murder (killing in perpetration or attempted perpetration of an act of terrorism)
T.P.I.—Crim. 7.04(a)	First degree murder (fixing punishment of death or life imprisonment or life imprisonment without possibility of parole) (for offenses committed on or after July 1, 1995)
T.P.I.—Crim. 7.04(b)	First degree murder (fixing punishment of life imprisonment or life imprisonment without possibility of parole) (for offenses committed on or after July 1, 1995)
T.P.I.—Crim. 7.04(c)	First Degree Murder in the Perpetration or Attempt to Perpetrate <i>[An Act of Terrorism]</i> <i>[Rape]</i> <i>[Aggravated Rape]</i> <i>[Rape of a Child]</i> <i>[Aggravated Rape of a Child]</i> (Fixing Punishment Of Death Or Life Imprisonment Without Possibility Of Parole)
T.P.I.—Crim. 7.04(d)	First degree murder (supplemental instruction when it has been determined the jury is divided on the sentence of death, only for offenses committed on or after July 1, 1993)

T.P.I.—CRIM.

T.P.I.—Crim. 7.04(e)	Evidence of other [crimes] [bad acts]
T.P.I.—Crim. 7.05(a)	Second degree murder (knowing killing of another)
T.P.I.—Crim. 7.05(b)	Second degree murder (drugs as proximate cause)
T.P.I.—Crim. 7.06	Voluntary manslaughter
T.P.I.—Crim. 7.07	Criminally negligent homicide
T.P.I.—Crim. 7.08(a)	Vehicular homicide (reckless conduct)
T.P.I.—Crim. 7.08(b)	Vehicular homicide (intoxication)
T.P.I.—Crim. 7.08(c)	Vehicular homicide (.08% alcohol concentration)
T.P.I.—Crim. 7.08(d)	Vehicular Homicide (Drag Racing)
T.P.I.—Crim. 7.08(e)	Vehicular Homicide (Construction Zone)
T.P.I.—Crim. 7.09	Reckless homicide
T.P.I.—Crim. 7.10	Assisted suicide
T.P.I.—Crim. 7.11	Aggravated vehicular homicide

CHAPTER 8 KIDNAPPING, FALSE IMPRISONMENT AND CUSTODIAL INTERFERENCE

T.P.I.—Crim. 8.01	Kidnapping
T.P.I.—Crim. 8.02	Aggravated kidnapping
T.P.I.—Crim. 8.03	Especially aggravated kidnapping
T.P.I.—Crim. 8.04	Custodial interference (for offenses committed on or after July 1, 2004)
T.P.I.—Crim. 8.05	False imprisonment
T.P.I.—Crim. 8.06	Involuntary labor servitude [resulting in serious bodily injury or death] [exceeding one year] [involving 10 or more victims]
T.P.I.—Crim. 8.07	Trafficking for forced labor or services
T.P.I.—Crim. 8.08	Trafficking For Commercial Sex Act
T.P.I.—Crim. 8.09	Aggravated Human Trafficking

CHAPTER 9 ROBBERY

T.P.I.—Crim. 9.01	Robbery
T.P.I.—Crim. 9.02	Aggravated robbery
T.P.I.—Crim. 9.03	Especially aggravated robbery
T.P.I.—Crim. 9.04	Carjacking

CHAPTER 10 SEXUAL OFFENSES

T.P.I.—Crim. 10.01	Aggravated rape
--------------------	-----------------

TABLE OF CONTENTS

T.P.I.—Crim. 10.01(a)	Especially Aggravated Rape
T.P.I.—Crim. 10.02	Rape
T.P.I.—Crim. 10.03	Aggravated sexual battery
T.P.I.—Crim. 10.04	Sexual battery
T.P.I.—Crim. 10.04(a)	Sexual battery by an authority figure (for offenses committed on or after 7/1/06)
T.P.I.—Crim. 10.05(a)	Mitigated statutory rape (for offenses committed on or after July 1, 2006)
T.P.I.—Crim. 10.05(b)	Statutory rape (for offenses committed on or after July 1, 2006)
T.P.I.—Crim. 10.05(c)	Aggravated statutory rape (for offenses committed on or after July 1, 2006)
T.P.I.—Crim. 10.05(d)	Statutory rape by an authority figure
T.P.I.—Crim. 10.06	[Reserved]
T.P.I.—Crim. 10.07	[Reserved]
T.P.I.—Crim. 10.08	Promoting prostitution
T.P.I.—Crim. 10.08(a)	Promoting prostitution of a [minor] [person with an intellectual disability]
T.P.I.—Crim. 10.08(b)	Promoting Travel For Prostitution
T.P.I.—Crim. 10.09	Prostitution
T.P.I.—Crim. 10.10	Patronizing prostitution
T.P.I.—Crim. 10.11	[Reserved]
T.P.I.—Crim. 10.12	[Aggravated] rape of a child [Aggravated rape of a child effective for offenses committed on or after July 1, 2006]
T.P.I.—Crim. 10.12(a)	Especially Aggravated Rape of a Child
T.P.I.—Crim. 10.13	Aggravated prostitution
T.P.I.—Crim. 10.14	[Reserved]
T.P.I.—Crim. 10.15	Public indecency
T.P.I.—Crim. 10.16	Violation of sex offender registration act (for offenses committed on or after July 1, 2008)
T.P.I.—Crim. 10.17	Violation of sex offender residential or work restrictions (for offenses committed on or after August 17, 2009)
T.P.I.—Crim. 10.18	Sexual contact with probationer or parolee
T.P.I.—Crim. 10.19	Sexual contact with inmates
T.P.I.—Crim. 10.20	Violation of community supervision
T.P.I.—Crim. 10.21	Sexual contact by an authority figure
T.P.I.—Crim. 10.22	Soliciting minors to engage in [certain conduct]
T.P.I.—Crim. 10.23	Soliciting sexual exploitation of a minor
T.P.I.—Crim. 10.24	Continuous sexual abuse of a child

CHAPTER 11 PROPERTY OFFENSES

T.P.I.—Crim. 11.01	Theft of property
--------------------	-------------------

T.P.I.—CRIM.

T.P.I.—Crim. 11.02	Theft of services
T.P.I.—Crim. 11.03(a)	Fixing value
T.P.I.—Crim. 11.03(b)	Fixing apparent value
T.P.I.—Crim. 11.03(c)	Fixing Aggregate Value
T.P.I.—Crim. 11.03(d)	Fixing Apparent Aggregate Value
T.P.I.—Crim. 11.04	Extortion
T.P.I.—Crim. 11.05	Forgery
T.P.I.—Crim. 11.06	Criminal simulation
T.P.I.—Crim. 11.07	Hindering secured creditors
T.P.I.—Crim. 11.08	Organized Retail Crime
T.P.I.—Crim. 11.09	Worthless checks
T.P.I.—Crim. 11.10	False or fraudulent insurance claim
T.P.I.—Crim. 11.11	Theft of mail
T.P.I.—Crim. 11.12	Unauthorized use of automobile and other vehicles—Joyriding
T.P.I.—Crim. 11.13	Theft of merchandise
T.P.I.—Crim. 11.14	Illegal possession of/fraudulent use of credit or debit card
T.P.I.—Crim. 11.15	Issuing false financial statement
T.P.I.—Crim. 11.16	Alteration of item's permanent distinguishing numbers or sale or possession of such item
T.P.I.—Crim. 11.17	Communication theft
T.P.I.—Crim. 11.18	Identity theft
T.P.I.—Crim. 11.19	Money laundering
T.P.I.—Crim. 11.20	Violation of motor vehicle chop shop act
T.P.I.—Crim. 11.21	Identity theft trafficking
T.P.I.—Crim. 11.22	False academic degrees
T.P.I.—Crim. 11.23	Criminal reproduction, issuance or sale of driver license
T.P.I.—Crim. 11.24	Violation of recording laws
T.P.I.—Crim. 11.25	TennCare fraud

CHAPTER 12 ANIMALS

T.P.I.—Crim. 12.01	<i>[Causing Serious Bodily Injury to [Killing of] an Animal</i> (for offenses committed on or after 7/1/22)
T.P.I.—Crim. 12.02	Knowing killing of animal (for offenses committed prior to 7/1/22)
T.P.I.—Crim. 12.03	Cruelty to Animals
T.P.I.—Crim. 12.03(a)	Aggravated cruelty to Animals (for offenses committed on or after 7/1/21)
T.P.I.—Crim. 12.03(b)	Aggravated cruelty to animals (for offenses committed prior to 7/1/2021)

TABLE OF CONTENTS

T.P.I.—Crim. 12.04 to 12.05	[Reserved]
T.P.I.—Crim. 12.06	Allowing a dog to run at large
T.P.I.—Crim. 12.07	Allowing a <i>[fighting]</i> <i>[dangerous]</i> dog to run at large

CHAPTER 13 ARSON AND RELATED OFFENSES

T.P.I.—Crim. 13.01	Arson
T.P.I.—Crim. 13.02	Aggravated arson
T.P.I.—Crim. 13.03	Setting fire to personal property or land
T.P.I.—Crim. 13.04	Reckless burning

CHAPTER 14 BURGLARY, VANDALISM, CRIMINAL TRESPASS, AND RELATED OFFENSES

T.P.I.—Crim. 14.01	Burglary
T.P.I.—Crim. 14.02	Aggravated burglary
T.P.I.—Crim. 14.03	Especially aggravated burglary
T.P.I.—Crim. 14.04	Vandalism
T.P.I.—Crim. 14.05	Criminal trespass
T.P.I.—Crim. 14.06	Aggravated criminal trespass
T.P.I.—Crim. 14.07(a)	Aggravated criminal trespass of a habitation, hospital or school campus
T.P.I.—Crim. 14.07(b)	Aggravated criminal trespass on railroad property
T.P.I.—Crim. 14.07(c)	Aggravated criminal trespass on [construction site] [utility property] [electric or telephone cooperative property]
T.P.I.—Crim. 14.08	[Reserved]
T.P.I.—Crim. 14.09	[Critical Infrastructure vandalism] [Vandalism of a farm]
T.P.I.—Crim. 14.10	Destruction or interference with utility lines, fixtures or appliances (for offenses committed prior to July 1, 2019)
T.P.I.—Crim. 14.11	Destruction or interference with property utilized by railroads (for offenses committed prior to July 1, 2019)
T.P.I.—Crim. 14.12	Mailbox tampering
T.P.I.—Crim. 14.13 to 14.14	[Reserved]
T.P.I.—Crim. 14.15	Vandalism of highway structures

T.P.I.—CRIM.

T.P.I.—Crim. 14.16	Tampering with, removal of, or vandalism to an offender monitoring device
--------------------	---

**CHAPTER 15
LITTER**

T.P.I.—Crim. 15.01(a)	Mitigated criminal littering
T.P.I.—Crim. 15.01(b)	Criminal littering
T.P.I.—Crim. 15.01(c)	Aggravated criminal littering
T.P.I.—Crim. 15.02	Transporting unsecured litter

**CHAPTER 16
COMPUTER OFFENSES**

T.P.I.—Crim. 16.01	Computer Fraud
T.P.I.—Crim. 16.02	Computer Tampering
T.P.I.—Crim. 16.03	Receiving, Concealing Or Using Proceeds Resulting From Computer [<i>Fraud</i>] [<i>Tampering</i>]

**CHAPTER 17
CRIMINAL INSTRUMENTS**

T.P.I.—Crim. 17.01	Possession of burglary tools
T.P.I.—Crim. 17.02	Possession of explosive components

**CHAPTER 18
ABANDONMENT AND NONSUPPORT**

T.P.I.—Crim. 18.01	Nonsupport
T.P.I.—Crim. 18.02	Flagrant nonsupport (leaving state)

**CHAPTER 19
RESERVED**

**CHAPTER 20
INCEST AND BIGAMY**

T.P.I.—Crim. 20.01	Incest
T.P.I.—Crim. 20.02	Bigamy

TABLE OF CONTENTS

CHAPTER 21 OFFENSES AGAINST THE FAMILY

T.P.I.—Crim. 21.01	Aggravated child <i>[abuse] [neglect]</i> (for offenses committed on or after 7/1/09)
T.P.I.—Crim. 21.02	Child [abuse] [neglect] (for offenses committed on or after July 1, 2005)
T.P.I.—Crim. 21.03(a)	Parental or custodial child endangerment
T.P.I.—Crim. 21.03(b)	Aggravated parental or custodial child endangerment
T.P.I.—Crim. 21.04	[Reserved]
T.P.I.—Crim. 21.05 to 21.07	[Reserved]
T.P.I.—Crim. 21.08	Contributing to delinquency

CHAPTER 22 BRIBERY AND RELATED OFFENSES

T.P.I.—Crim. 22.01	Bribery of a public servant
T.P.I.—Crim. 22.02	Buying and selling in regard to public offices
T.P.I.—Crim. 22.03	Bribery of witness
T.P.I.—Crim. 22.04	Bribery of juror
T.P.I.—Crim. 22.05	Soliciting unlawful compensation

CHAPTER 23 CONTRABAND IN PENAL INSTITUTIONS

T.P.I.—Crim. 23.01	Contraband in penal institutions
--------------------	----------------------------------

CHAPTER 24 FALSE PERSONATION

T.P.I.—Crim. 24.01	Criminal impersonation
T.P.I.—Crim. 24.02	Using false identification
T.P.I.—Crim. 24.03	Impersonation of licensed professional

CHAPTER 25 MISCONDUCT INVOLVING PUBLIC OFFICIALS

T.P.I.—Crim. 25.01	Official misconduct
T.P.I.—Crim. 25.02	Official oppression

T.P.I.—CRIM.

**CHAPTER 26
INTERFERENCE WITH GOVERNMENT
OPERATIONS**

T.P.I.—Crim. 26.01(a)	Initiating false report to law enforcement officer
T.P.I.—Crim. 26.01(b)	Making a false report to law enforcement officer
T.P.I.—Crim. 26.02	False report of a bombing, fire or emergency
T.P.I.—Crim. 26.03	Tampering with or fabricating evidence
T.P.I.—Crim. 26.04	Coercion of a witness
T.P.I.—Crim. 26.05	Coercion of a juror
T.P.I.—Crim. 26.06	Retaliation for past action
T.P.I.—Crim. 26.07	Improper influence of juror
T.P.I.—Crim. 26.08	Compensation for past action
T.P.I.—Crim. 26.09	Receipt of compensation for past action
T.P.I.—Crim. 26.10	Destruction of and tampering with governmental records
T.P.I.—Crim. 26.11	Dismissal of employee because of jury service
T.P.I.—Crim. 26.12	Activating and pointing a laser device at any [law enforcement officer] [firefighter] [emergency medical technician] [emergency service personnel]
T.P.I.—Crim. 26.13	False accusation of child [<i>sex abuse</i>] [<i>brutality</i>] [<i>abuse</i>] [<i>neglect</i>]
T.P.I.—Crim. 26.14	Illegal [<i>registration</i>] [<i>voting</i>]

**CHAPTER 27
OBSTRUCTION OF JUSTICE**

T.P.I.—Crim. 27.01	Escape
T.P.I.—Crim. 27.02	Failure to appear (for offenses committed on or after May 19, 2004)
T.P.I.—Crim. 27.03	Introduction of implements for escape into penal institution
T.P.I.—Crim. 27.04	Resisting stop, frisk, halt, arrest or search—Prevention or obstruction of service of legal writ or process
T.P.I.—Crim. 27.05(a)	Evading arrest
T.P.I.—Crim. 27.05(b)	Evading arrest while operating motor vehicle
T.P.I.—Crim. 27.06	Compounding offense
T.P.I.—Crim. 27.07	Permitting or facilitating an escape

TABLE OF CONTENTS

CHAPTER 28 PERJURY

T.P.I.—Crim. 28.01	Perjury
T.P.I.—Crim. 28.02	Aggravated perjury
T.P.I.—Crim. 28.03	Subornation of perjury
T.P.I.—Crim. 28.04	Perjury: Handgun permit

CHAPTER 29 MISCELLANEOUS OFFENSES AGAINST PUBLIC HEALTH, SAFETY AND WELFARE

T.P.I.—Crim. 29.01	Gifts of adulterated candy or food
T.P.I.—Crim. 29.02	Adulteration of food, liquids or pharmaceuticals
T.P.I.—Crim. 29.03	Violation of airport or aircraft security (for offenses committed on or after 7/1/07)
T.P.I.—Crim. 29.04	[Reserved]
T.P.I.—Crim. 29.05	Unlawful disposal of raw sewage
T.P.I.—Crim. 29.06 to 29.08	[Reserved]
T.P.I.—Crim. 29.09	Tampering with construction signs and barricades/travel on closed roads
T.P.I.—Crim. 29.10	[Reserved]
T.P.I.—Crim. 29.11	[Reserved]
T.P.I.—Crim. 29.12	[Reserved]
T.P.I.—Crim. 29.13	[Physical abuse] [only for offenses committed prior to 1/1/19: gross neglect] of impaired adult resulting in serious harm (for offenses committed on or after 7/1/07, but prior to 1/1/2020)
T.P.I.—Crim. 29.14(a)	[Abuse] [only for offenses committed prior to 1/1/19: neglect] [exploitation] of adult (for offenses committed on or after 6/11/07, but prior to 1/1/2020)
T.P.I. — Crim. 29.14(b)	Financial exploitation of <i>[an elderly]</i> <i>[a vulnerable]</i> adult (for offenses committed on or after 7/1/17)
T.P.I.—Crim. 29.14(c)	Financial exploitation of an adult (for offenses committed on or after 7/1/15 but prior to 7/1/17)
T.P.I.—Crim. 29.15	Aggravated neglect of [an elderly] [a vulnerable] adult
T.P.I.—Crim. 29.16	Neglect of [an elderly] [a vulnerable] adult [other than due to

T.P.I.—CRIM.

	abandonment or confinement alone without injury]
T.P.I.—Crim. 29.17	Neglect of [an elderly] [a vulnerable] adult [due to abandonment or confinement alone without injury]
T.P.I.—Crim. 29.18	[Aggravated] Abuse of [an elderly] [a vulnerable] adult (for offenses committed on or after 1/1/20)
T.P.I.—Crim. 29.19	Sexual exploitation of [an elderly] [a vulnerable] adult
T.P.I.—Crim. 29.20	Criminal Abortion

CHAPTER 30
DISORDERLY CONDUCT, RIOTS, CIVIL
RIGHTS INTIMIDATION AND RELATED
OFFENSES

T.P.I.—Crim. 30.01	Aggravated riot
T.P.I.—Crim. 30.02	Civil rights intimidation
T.P.I.—Crim. 30.03	Abuse of corpse
T.P.I.—Crim. 30.04	[Reserved]
T.P.I.—Crim. 30.05	Riot
T.P.I.—Crim. 30.06	Inciting to riot
T.P.I.—Crim. 30.07(a)	Harassment (for offenses committed prior to 7/1/16)
T.P.I.—Crim. 30.07(b)	Harassment (for offenses committed on or after 7/1/16)
T.P.I.—Crim. 30.08	Public intoxication
T.P.I.—Crim. 30.09	Desecration of [<i>Place of Worship</i>] [<i>Place of Burial</i>] [<i>Flag</i>]
T.P.I.—Crim. 30.10	Disrupting meeting or procession
T.P.I.—Crim. 30.11	Obstructing highway or passageway
T.P.I.—Crim. 30.12(a)	Stalking
T.P.I.—Crim. 30.12(b)	Aggravated stalking
T.P.I.—Crim. 30.12(c)	Especially aggravated stalking
T.P.I.—Crim. 30.12(d)	Supplemental instruction: stalking
T.P.I.—Crim. 30.13	Disorderly conduct
T.P.I.—Crim. 30.14	Unlawful communication with victim of crime
T.P.I.—Crim. 30.15	Terrorism
T.P.I.—Crim. 30.16	Violation of weapons of mass destruction law
T.P.I.—Crim. 30.17	Providing support or resources for terrorism (for offenses committed on or after 7/1/11)
T.P.I.—Crim. 30.18	Distribution or delivery of substance as act of terrorism or hoax

TABLE OF CONTENTS

CHAPTER 31 DRUGS

T.P.I.—Crim. 31.01	Controlled substances: Manufacture, delivery or sale
T.P.I.—Crim. 31.01(a)	Controlled substance: <i>[Manufacture]</i> <i>[Delivery]</i> <i>[Sale]</i> Supplemental instruction number one
T.P.I.—Crim. 31.02	Counterfeit controlled substances
T.P.I.—Crim. 31.03	Unlawful drug paraphernalia uses and activities
T.P.I.—Crim. 31.04	Controlled substances: Possession with intent to sell or deliver
T.P.I.—Crim. 31.05	Simple possession or casual exchange
T.P.I.—Crim. 31.05(a)	Simple possession or casual exchange supplemental instruction number one [Only for heroin if committed on or after 7/1/16]
T.P.I.—Crim. 31.06	Unlawful <i>[distribution]</i> <i>[dispensing]</i> of a controlled substance
T.P.I.—Crim. 31.07 to 31.09	[Reserved]
T.P.I.—Crim. 31.10	<i>[Keeping]</i> <i>[Maintaining]</i> a <i>[Location]</i> for Drug Use
T.P.I.—Crim. 31.11	Obtaining controlled substance by fraud
T.P.I.—Crim. 31.11(a)	Prescription Drug Fraud
T.P.I.—Crim. 31.12	[Reserved]
T.P.I.—Crim. 31.12(a)	Supplemental Instruction: Drug-free zone
T.P.I.—Crim. 31.12(b)	Supplemental instruction: Intended recipient under eighteen (18) years of age
T.P.I.—Crim. 31.13	Fixing weight
T.P.I.—Crim. 31.14	Promoting methamphetamine manufacture
T.P.I.—Crim. 31.15	Initiating the manufacture of methamphetamine
T.P.I.—Crim. 31.16	Use or possession of false drug test device
T.P.I.—Crim. 31.17	Controlled substance analogues: manufacture, delivery, dispensing or sale
T.P.I.—Crim. 31.18	Controlled substance analogues: possession with intent to manufacture, deliver, dispense or sell
T.P.I.—Crim. 31.19	Simple possession or casual exchange of a controlled substance analogue

T.P.I.—CRIM.

T.P.I.—Crim. 31.20	Controlled substance analogue
T.P.I.—Crim. 31.21	Controlled Substance Analogues: Unlawful Representation, Advertisement Or Inference
T.P.I.—Crim. 31.22	Imitation controlled substances

CHAPTER 32 GAMBLING

T.P.I.—Crim. 32.01	Aggravated gambling promotion
T.P.I.—Crim. 32.02	Lotteries, chain letters and pyramid clubs
T.P.I.—Crim. 32.03	Gambling
T.P.I.—Crim. 32.04	Gambling promotion
T.P.I.—Crim. 32.05	Possession of gambling device or record
T.P.I.—Crim. 32.06	Unlawful customer referral rebates
T.P.I.—Crim. 32.07	Sale, purchase, playing or redeeming of lottery ticket or share to or by person under age 18
T.P.I.—Crim. 32.08	Illegal lottery sales
T.P.I.—Crim. 32.09	Lottery fraud
T.P.I.—Crim. 32.10	Making false statement or entry in lottery application, book or records

CHAPTER 33 INTOXICATING LIQUORS

T.P.I.—Crim. 33.01	Unlawful sale of alcoholic beverages
T.P.I.—Crim. 33.02	Receiving, possessing or transporting alcoholic beverages
T.P.I.—Crim. 33.03	Transportation of alcoholic beverages by common carrier
T.P.I.—Crim. 33.04	Manufacture of alcoholic beverages
T.P.I.—Crim. 33.05	Storage of liquor for sale
T.P.I.—Crim. 33.06	Possession of still
T.P.I.—Crim. 33.07	Consuming or possessing alcoholic beverages on school property

CHAPTER 34 OBSCENITY AND PORNOGRAPHY

T.P.I.—Crim. 34.01	Producing, importing, preparing, distributing, processing or appearing in obscene material or exhibition
T.P.I.—Crim. 34.02	Using minors to import, prepare, distribute, process or appear in obscene material or exhibition

TABLE OF CONTENTS

T.P.I.—Crim. 34.03	Sexual exploitation of a minor (for offenses committed on or after 7/1/05)
T.P.I.—Crim. 34.04	Aggravated sexual exploitation of a minor
T.P.I.—Crim. 34.05	Especially aggravated sexual exploitation of a minor
T.P.I.—Crim. 34.06	Sale/loan/exhibition of material harmful to minors
T.P.I.—Crim. 34.07	Display for sale/rent of material harmful to minor
T.P.I.—Crim. 34.08	Massage or exposure of erogenous areas
T.P.I.—Crim. 34.09	Exploitation of a minor [by electronic means]

CHAPTER 35 PUBLIC EVENTS

T.P.I.—Crim. 35.01 to 35.02	[Reserved]
-----------------------------	------------

CHAPTER 36 WEAPONS

T.P.I.—Crim. 36.01	Weapons: Possessing, manufacturing, transporting, repairing or selling prohibited
T.P.I.—Crim. 36.02	Carrying weapons during judicial proceedings
T.P.I.—Crim. 36.03(a)	Possessing or carrying weapons with intent to go armed on school property
T.P.I.—Crim. 36.03(b)	Possessing or carrying firearms on school property
T.P.I.—Crim. 36.04	Possessing or carrying weapons on public parks, civic centers, recreational buildings and grounds
T.P.I.—Crim. 36.05	Unlawful possession of a handgun by a convicted felon (for offenses committed on or after 7/1/08)
T.P.I.—Crim. 36.05(a)	Unlawful possession of a firearm by a convicted felon (for offenses committed on or after 7/1/08)
T.P.I.—Crim. 36.06(a)	Unlawful possession of a deadly weapon with intent to employ it during the <i>[commission of]</i> <i>[attempt to commit]</i> <i>[escape from]</i> an offense [for “non-dangerous offenses” committed on or after 1/1/08]
T.P.I.—Crim. 36.06(b)	Unlawful possession of a deadly weapon other than a firearm with intent to employ it during the <i>[commission of]</i>

T.P.I.—CRIM.

[attempt to commit] [escape from] a
dangerous offense [for offenses
committed on or after 1/1/08]

T.P.I.—Crim. 36.06(c)	Unlawful [possession] [employment] of a <i>[firearm] [antique firearm]</i> [with intent to go armed] during the [commission of or attempt to commit] [flight or escape from the commission of or attempt to commit] a dangerous offense
T.P.I.—Crim. 36.06(d)	Supplemental instruction number one
T.P.I.—Crim. 36.07	Unlawful sale, loan or gift of firearm
T.P.I.—Crim. 36.08	Carrying weapon with intent to go armed
T.P.I.—Crim. 36.09	Unlawful possession of firearm where alcoholic beverages are served
T.P.I.—Crim. 36.10	Possession or use of restricted firearm ammunition
T.P.I.—Crim. 36.11	Failure to prevent or report minor's possession of firearm
T.P.I.—Crim. 36.12	Unlawful possession of a handgun while under the influence

**CHAPTER 37
RESERVED**

**CHAPTER 38
MOTOR VEHICLE OFFENSES**

T.P.I.—Crim. 38.01	Driving under the influence [accompanied by a child] [resulting in serious bodily injury to a child] [resulting in the killing of a child] (for offenses committed on or after 7/1/13)
T.P.I.—Crim. 38.02	Driving Under The Influence: Lawful Use Not A Defense
T.P.I.—Crim. 38.03	Driving under influence: Additional blood sample
T.P.I.—Crim. 38.04	Driving under influence: Refusal of test
T.P.I.—Crim. 38.05	Driving under influence: Blood alcohol test
T.P.I.—Crim. 38.06	Driving under the influence: Physical control
T.P.I.—Crim. 38.07	[Reserved]
T.P.I.—Crim. 38.08	Driving under the influence: Supplemental instruction number one
T.P.I.—Crim. 38.09(a)	Underage driving while impaired (for offenses committed on or after 9/19/16)

TABLE OF CONTENTS

T.P.I.—Crim. 38.09(b)	Underage driving while impaired— Under 21 [For offenses committed prior to 7/1/16]
T.P.I.—Crim. 38.10	Consuming/possessing open container of alcoholic beverage or beer while operating motor vehicle
T.P.I.—Crim. 38.11	[Reserved]
T.P.I.—Crim. 38.12	<i>[Aggravated]</i> Reckless driving
T.P.I.—Crim. 38.13	[Reserved]
T.P.I.—Crim. 38.14(a)	Knowingly leaving the scene of an accident resulting in death
T.P.I.—Crim. 38.14(b)	Leaving the scene of an accident resulting in injury or death
T.P.I.—Crim. 38.14(c)	Leaving the scene of an accident resulting in damage to a vehicle [exceeding four hundred dollars (\$400)] [Only for offenses committed prior to 7/1/15]
T.P.I.—Crim. 38.14(d)	Leaving the scene of an accident resulting in damage to a vehicle
T.P.I.—Crim. 38.15	Driving while license [cancelled] [suspended] [revoked]
T.P.I.—Crim. 38.15(a)	Driving while license [cancelled] [suspended] [revoked] supplemental instruction number one
T.P.I.—Crim. 38.15(b)	Driving while license [cancelled] [suspended] [revoked] supplemental instruction number two
T.P.I.—Crim. 38.16	[Reserved]
T.P.I. — Crim. 38.17(a)	<i>[Refusing] [preventing] [obstructing]</i> the administration of a required <i>[breath]</i> <i>[blood]</i> test (for offenses committed on or after 7/1/17 but prior to 7/1/19)
T.P.I.—Crim. 38.17(b)	Refusal to submit to <i>[alcohol] [drug]</i> <i>[alcohol and drug]</i> test while driving on <i>[cancelled] [suspended] [revoked]</i> license (for offenses committed prior to 7/1/17)
T.P.I.—Crim. 38.18	Driving without license [in possession]
T.P.I.—Crim. 38.19	Violation of financial responsibility law
T.P.I.—Crim. 38.20	Violation of vehicle registration law
T.P.I.—Crim. 38.21	Drag racing [resulting in serious bodily injury]
T.P.I.—Crim. 38.22	Boating under the influence [accompanied by a child] [resulting in serious bodily injury to a child] [resulting in the killing of a child]

T.P.I.—CRIM.

**CHAPTER 39
MISCELLANEOUS**

T.P.I.—Crim. 39.01	Misapplication of contract payments
T.P.I.—Crim. 39.02	Interception of cellular or cordless telephone transmissions
T.P.I.—Crim. 39.03	Aggravated unlawful photographing of a minor
T.P.I.—Crim. 39.03(a)	Unlawful photographing (for offenses committed on or after July 1, 2021)
T.P.I.—Crim. 39.03(b)	Unlawful photographing in violation of privacy (for offenses committed prior to 7/1/21)
T.P.I.—Crim. 39.04	Illegal wiretapping or electronic surveillance
T.P.I.—Crim. 39.05(a)	Criminal Gang Offense Supplemental Instruction (Criminal Gang Member) (Only for offenses committed on or after 4/28/16)
T.P.I.—Crim. 39.05(b)	Criminal Gang Offense Supplemental Instruction (Criminal Gang Initiation) (Only for offenses committed on or after 4/28/16)
T.P.I.—Crim. 39.06	Persons improperly on school premises
T.P.I.—Crim. 39.07	Observation without consent
T.P.I.—Crim. 39.08	[Reserved]
T.P.I.—Crim. 39.09	Unlawful Exposure

**CHAPTER 40
DEFENSES**

T.P.I.—Crim. 40.01	Defense: Ignorance or mistake of fact
T.P.I.—Crim. 40.02	Defense: Intoxication
T.P.I.—Crim. 40.03	Defense: Duress
T.P.I.—Crim. 40.04	Defense: Entrapment
T.P.I.—Crim. 40.05	Defense: Necessity
T.P.I.—Crim. 40.06	Defense: Self-defense
T.P.I.—Crim. 40.07	Defense: Defense of third person
T.P.I.—Crim. 40.08	Defense: Protection of property
T.P.I.—Crim. 40.09	Defense: Protection of a third person's property
T.P.I.—Crim. 40.10	Affirmative defense: Renunciation
T.P.I.—Crim. 40.11	Defense: voluntary return of victim (Applicable to Custodial Interference Committed On or After July 1, 2004)
T.P.I.—Crim. 40.12	[Reserved]

TABLE OF CONTENTS

T.P.I.—Crim. 40.13	Affirmative defense: Claim of right (applicable to theft of property or services or unauthorized use of automobile and other vehicles)
T.P.I.—Crim. 40.14	Affirmative defense: Claim of restitution, indemnification or compensation (applicable to extortion)
T.P.I.—Crim. 40.15	[Reserved]
T.P.I.—Crim. 40.16	Affirmative defense: Insanity (for offenses committed on or after July 1, 1995)
T.P.I.—Crim. 40.17	Defense: Effective consent

CHAPTER 41 DELIBERATION PROCESS

T.P.I.—Crim. 41.01	Deliberation: Order of consideration
T.P.I.—Crim. 41.02	Multiple counts: Guilt finding limited to one— Order of consideration
T.P.I.—Crim. 41.03	Multiple counts: Finding on each required
T.P.I.—Crim. 41.04	Considering multiple defendants

CHAPTER 42 GENERAL INSTRUCTIONS—EVIDENCE AND GUIDES FOR ITS CONSIDERATION

T.P.I.—Crim. 42.01	Preponderance of evidence
T.P.I.—Crim. 42.02	Expert witness
T.P.I.—Crim. 42.03	Evidence: Direct and circumstantial
T.P.I.—Crim. 42.03(a)	Alternative instruction: Direct and circumstantial evidence
T.P.I.—Crim. 42.04	Credibility of witness: In general and when defendant testifying
T.P.I.—Crim. 42.04(a)	Alternative instruction: Credibility of witness
T.P.I.—Crim. 42.04(b)	Alternative instruction: Witness
T.P.I.—Crim. 42.05	Identity
T.P.I.—Crim. 42.05(a)	Alternative instruction: When identification not material
T.P.I.—Crim. 42.06	Impeachment of witness
T.P.I.—Crim. 42.07	Evidence of prior conviction
T.P.I.—Crim. 42.08	Evidence of good character
T.P.I.—Crim. 42.08(a)	Alternative instruction: Character of defendant
T.P.I.—Crim. 42.09	Accomplice
T.P.I.—Crim. 42.09(a)	Alternative instruction: Accomplice

T.P.I.—CRIM.

T.P.I.—Crim. 42.10	Evidence of other crimes
T.P.I.—Crim. 42.11	Confession [admission against interest]
T.P.I.—Crim. 42.11(a)	Prior Statement Of The Defendant
T.P.I.—Crim. 42.12	Confessions
T.P.I.—Crim. 42.13	Alibi
T.P.I.—Crim. 42.13(a)	[Reserved]
T.P.I.—Crim. 42.14	Cause of death
T.P.I.—Crim. 42.15	Dying declarations
T.P.I.—Crim. 42.16	Absent material witness
T.P.I.—Crim. 42.16(a)	Alternative instruction: Absent material witness
T.P.I.—Crim. 42.16(b)	Alternative instruction: Absent material witness
T.P.I.—Crim. 42.17	Fingerprint evidence
T.P.I.—Crim. 42.17(a)	Alternative instruction: Fingerprint evidence
T.P.I.—Crim. 42.18	Flight
T.P.I.—Crim. 42.19	Inferences
T.P.I.—Crim. 42.20	Inference from possession of recently stolen property
T.P.I.—Crim. 42.21	Inference: Theft of rental property
T.P.I.—Crim. 42.22	Evidence of mental state
T.P.I.—Crim. 42.23	Duty to preserve evidence
T.P.I.—Crim. 42.24	Computer animated visualization
T.P.I.—Crim. 42.25	Election of offenses
T.P.I.—Crim. 42.25(a)	Election of Offenses (only use in generic evidence cases)
T.P.I.—Crim. 42.26	Testimony of non-English speaking witness
T.P.I.—Crim. 42.27	Inference of concealment or destruction of evidence
T.P.I.—Crim. 42.28	Use of a facility dog
T.P.I.—Crim. 42.29	Considering <i>[Redacted]</i> <i>[Edited]</i> Evidence

CHAPTER 43

CONCLUDING INSTRUCTIONS

T.P.I.—Crim. 43.01	When Rule 29 Motion For Judgment Of Acquittal Is Granted In Part
T.P.I.—Crim. 43.02	Hung Jury
T.P.I.—Crim. 43.03(a)	Defendant: Not testifying
T.P.I.—Crim. 43.03(b)	Defendant: Not testifying during the sentencing hearing
T.P.I.—Crim. 43.04	No Sympathy or prejudice by jury
T.P.I.—Crim. 43.05	Selecting foreperson
T.P.I.—Crim. 43.06	Verdict: Jury finding and reporting orally

TABLE OF CONTENTS

T.P.I.—Crim. 43.07	Verdict: Jury finding and reporting by use of forms
T.P.I.—Crim. 43.08	Verdict form: Guilty
T.P.I.—Crim. 43.09	Verdict form: Not guilty—General
T.P.I.—Crim. 43.10	Verdict form: Not guilty by reason of insanity
T.P.I.—Crim. 43.11	Verdict Form for [<i>Especially Aggravated Rape</i>] [<i>Especially Aggravated Rape of a Child</i>] [<i>Grave Torture</i>]
T.P.I.—Crim. 43.12	Fines
T.P.I.—Crim. 43.13	Supplemental instruction No. [____]
T.P.I.—Crim. 43.14	No outside communication during deliberation

Table of Laws and Rules

Table of Cases

Index