

**14-1402. Criminal trespass; private or state or local government property; essential elements.**

For you to find the defendant guilty of criminal trespass [as charged in Count \_\_\_\_\_]<sup>1</sup>, the state must prove to your satisfaction beyond a reasonable doubt each of the following elements of the crime:

1. The defendant entered or remained \_\_\_\_\_ (*identify lands or structure entered*) without permission from the [owner]<sup>2</sup> [occupant] [custodian] of that property; [the least intrusion constitutes an entry;]<sup>3</sup>

2. The defendant knew that permission to enter or remain had been [denied]<sup>2</sup> [withdrawn];

3. This happened in New Mexico on or about the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

USE NOTES

1. Insert the count number if more than one count is charged.
  2. Use only the applicable alternative. If custodian is used, give UJI 14-1420 NMRA, Custodian; definition.
  3. Use bracketed phrase if entry is in issue.
- [Adopted, effective April 27, 1983; as amended by Supreme Court Order No. 22-8300-037, effective for all cases pending or filed on or after December 31, 2022.]