

14-3140. Exceptions and exemptions; burden of proof.

If _____¹, the defendant is not guilty of _____²
[as charged in Count _____]³, the burden is on the state to prove beyond a
reasonable doubt that _____⁴.

USE NOTES

1. Describe the exemption or exception in issue: e.g., the drug was obtained pursuant to a valid prescription or order of a practitioner while acting in the course of his professional practice.

2. Insert the name of the offense or offenses to which the exception or exemption is applicable.

3. Use this bracketed phrase and insert the count number or count numbers if more than one count is charged.

4. Restate the exception or exemption in the negative: e.g., the drug was not obtained pursuant to a valid prescription, etc.