

14-2222. Escape from the penitentiary; essential elements.

For you to find the defendant guilty of escape from the penitentiary [as charged in Count _____]¹, the state must prove to your satisfaction beyond a reasonable doubt each of the following elements of the crime:

1. The defendant was committed to the penitentiary;
2. The defendant [escaped]² [attempted to escape] from [the penitentiary]² [_____ (*official title*)³];
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 bracketed element established by the evidence.
3. Describe the name or place of custody or confinement if it is not actually within the confines of the penitentiary.