**14-2256. Furnishing drugs or liquor to a prisoner; essential elements.**

For you to find the defendant guilty of furnishing [narcotic drugs]1 [intoxicating liquor] to a prisoner [as charged in Count \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_]2, the state must prove to your satisfaction beyond a reasonable doubt each of the following elements of the crime:

1. The defendant furnished \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*name of narcotic drug or intoxicating liquor*) to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*name of prisoner*);

2. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*name of prisoner*) was in custody or confinement;3

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

USE NOTES

1. Use only the applicable bracketed element established by the evidence.

2. Insert the count number if more than one count is charged.

3. If there is a question of fact involving the lawfulness of the custody or confinement, an appropriate instruction must be prepared.

[14-2255 NMRA; as recompiled, effective February 1, 2000.]