

NOTICE TO THE BAR

UPDATES TO MODEL CRIMINAL JURY CHARGES

The Supreme Court Committee on Model Criminal Jury Charges has approved the following Model Criminal Jury Charges. All approved Model Criminal Jury Charges, including these new or revised charges, are available for downloading from the Judiciary's Internet website at <http://www.judiciary.state.nj.us/criminal/juryindx.pdf>.

Non 2C

Instructions After Jury Is Sworn (1/10/11)

This charge has been revised to provide examples of prohibited communications by jurors. It includes face to face communications as well as through electronic devices. In addition, the charge was revised to add prohibition of jurors from: (1) doing research or conducting any investigations concerning the case being tried; (2) visiting, searching or viewing any location discussed in the case or testified about using Internet maps, Google Earth or any other program or device; (3) researching any information about the case, the law or the people involved in the trial; or (4) reading about the case in news stories or articles, in print, on the Internet, or in a blog.

2C:13-6

Luring (10/18/10)

This charge has been updated to clarify that it criminalizes both luring an actual child and luring someone the defendant reasonably believes is a child.

2C:14-2a(3)

Aggravated Sexual Assault In the Course of A Felony: Consent Alleged (10/18/10)

This new charge is applicable when a defendant is charged with aggravated sexual assault in the course of a felony and there is an assertion that the victim consented to the sexual act.

2C:14-3a [2C:14-2a(3)]

Aggravated Criminal Sexual Contact In the Course of A Felony: Consent Alleged (10/18/10)

This new charge is applicable when a defendant is charged with aggravated criminal sexual contact in the course of a felony and there is an assertion that the victim consented to the sexual act.

2C:17-1a/ 2C:17-1e

Aggravated Arson (1/10/11)

The charge was revised to include a definition for “destroy.”

Questions regarding these revised Model Criminal Jury Charges may be directed to Maria Pogue, Esq., Criminal Practice Division, Administrative Office of the Courts, Hughes Justice Complex, P.O. Box 982, Trenton, New Jersey 08625; telephone (609) 633-2119.

/s/ Glenn A. Grant

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