

SVF 1214. Special Enhancements

(LOCATION) JUDICIAL DISTRICT COURT, [_____DEPARTMENT,]
IN AND FOR (COUNTY) COUNTY, STATE OF UTAH

THE STATE OF UTAH,	:	
	:	SPECIAL VERDICT
Plaintiff,	:	
	:	Count (#)
-vs-	:	
(DEFENDANT'S NAME)	:	
	:	Case No. (**)
Defendant.	:	

We, the jury, have found the defendant, (DEFENDANT'S NAME), guilty of (RELEVANT OFFENSE). We also unanimously find beyond a reasonable doubt that Defendant committed (NAME OF RELEVANT OFFENSE) (check only those that apply):

- a. in, on the grounds of, or within 100 feet of any structure, facility, or grounds of a public or private [elementary or secondary school][vocational school or postsecondary institution] between 6 a.m. and 10 p.m.]
- b. in, on the grounds of, or within 100 feet of any structure, facility, or grounds of a preschool or child-care facility during the preschool's or facility's hours of operation.]
- c. in or within 100 feet of any structure, facility, or grounds of a [public park][amusement park][arcade][recreation center] when the [public park][amusement park][arcade][recreation center] is open to the public.]
- d. in, on the grounds of, or within 100 feet of any structure, facility, or grounds of a house of worship.]

- e. in, on the grounds of, or within 100 feet of any structure, facility, or grounds of a library when the library is open to the public.]
- f. in the presence of a person younger than 18 years of age, regardless of where the act occurs.]
- g. for the purpose of facilitating, arranging, or causing the transport, delivery, or distribution of a [controlled][counterfeit] substance to an inmate or on the grounds of any correctional facility.]

DATED this _____ day of (MONTH), 20(**).

Foreperson

References

Utah Code § 58-37-8(4)

Committee Notes

This instruction contains bracketed language which suggests optional language. Please review and edit before finalizing this instruction.

The jury must check the boxes for those factors the jury finds unanimously beyond a reasonable doubt. The jury must not check the boxes for any factors the jury does not find unanimously beyond a reasonable doubt.