

1 **14-2225. Assisting escape; officer, jailer, or employee permitting escape; essential elements.**

2 For you to find the defendant guilty of assisting escape [as charged in Count \_\_\_\_\_]<sup>1</sup>,  
3 the state must prove to your satisfaction beyond a reasonable doubt each of the following elements  
4 of the crime:

5 1. \_\_\_\_\_ (*name of prisoner*) was in custody of the defendant;

6 2. The defendant was \_\_\_\_\_ (*official title or position*);

7 3. \_\_\_\_\_ (*name of prisoner*) escaped;

8 4. The defendant permitted the escape of \_\_\_\_\_ (*name of prisoner*)  
9 from [his] the defendant's custody;

10 5. This happened in New Mexico on or about the \_\_\_\_\_ day of  
11 \_\_\_\_\_, \_\_\_\_\_.

12 USE NOTES

13 1. Insert the count number if more than one count is charged.

14 [As amended by Supreme Court Order No. S-1-RCR-2025-00126, effective for all cases pending  
15 or filed on or after December 31, 2025.]

16 **Committee commentary.** — See [~~Section 30-22-11B NMSA 1978~~]NMSA 1978, § 30-22-11(B)  
17 (1963).

18 The crime of assisting an escape may be committed by an officer, jailer, or employee permitting a  
19 prisoner in [his] their custody to escape.

20 [As amended by Supreme Court Order No. S-1-RCR-2025-00126.]