

1 **14-907. Criminal sexual contact; threats of force or coercion; personal injury; essential**
2 **elements.**

3 For you to find the defendant guilty of criminal sexual contact causing personal injury [as
4 charged in Count _____]¹, the state must prove to your satisfaction beyond a reasonable doubt
5 each of the following elements of the crime:

6 1. The defendant

7 [touched or applied force to the unclothed _____² of _____

8 (*name of victim*) without _____'s (*name of victim*) consent;]³

9 [OR]

10 [caused _____ (*name of victim*) to touch the _____² of the defendant;]

11 2. The defendant

12 [used threats of physical force or physical violence against _____ (*name*
13 *of victim or other person*);]³

14 [OR]

15 [threatened to _____⁴];

16 3. _____ (*name of victim*) believed that the defendant would carry out
17 the threat;

18 4. The defendant's acts resulted in _____⁵;

19 [5. The defendant's act was unlawful]⁶;

20 6. _____ (*name of victim*) was eighteen (18) years of age or older;

21 7. This happened in New Mexico on or about the _____ day of _____,
22 _____.

23 USE NOTES

- 1 1. Insert the count number if more than one count is charged.
- 2 2. Name one or more of the following parts of the anatomy touched: "groin," "anus,"
3 "buttocks," "breast," "mons pubis," "penis," "testicles," "mons veneris," or "vulva." When
4 definitions are provided in [~~Instruction~~] UJI 14-981 NMRA, they must be given after this
5 instruction; otherwise, no definition need be given unless the jury requests one.
- 6 3. Use only the applicable alternative or alternatives.
- 7 4. Describe threats used against the victim or another in [~~layman's~~] layperson's
8 language. *See* NMSA 1978, [~~Section~~] § 30-9-10(A)(3) (2005) for examples of types of threats.
- 9 5. Name victim and describe personal injury or injuries. *See* [~~NMSA 1978, Section~~
10 ~~30-9-10(D) (2005)~~] § 30-9-10(D) for types of personal injuries.
- 11 6. Use the bracketed element if the evidence raises a genuine issue of the unlawfulness
12 of the defendant's actions. If this element is given, UJI 14-132 NMRA, "unlawful defined," must
13 be given after this instruction.
14 [As amended, effective September 1, 1994; January 20, 2005; as amended by Supreme Court Order
15 No. 18-8300-012, effective for all cases pending or filed on or after December 31, 2018; as
16 amended by Supreme Court Order No. S-1-RCR-2025-00126, effective for all cases pending or
17 filed on or after December 31, 2025.]
- 18 **Committee commentary.** — *See* committee commentary under UJI 14-906 NMRA.