

1 **14-909. Criminal sexual contact; force or coercion; personal injury; essential elements.**¹

2 For you to find the defendant guilty of criminal sexual contact causing personal injury [as
3 charged in Count _____]², the state must prove to your satisfaction beyond a reasonable doubt
4 each of the following elements of the crime:

5 1. The defendant
6 [touched or applied force to the unclothed _____³ of
7 _____ (*name of victim*) without _____'s (*name of victim*)
8 consent;]⁴

9 [OR]

10 [caused _____ (*name of victim*) to touch the _____³ of the
11 defendant;]

12 2. [The defendant used physical force or physical violence;]⁴

13 [OR]

14 [The defendant (used threats of physical force or physical violence against
15 _____ (*name of victim or other person*))⁴ (OR) (threatened to
16 _____⁵); AND _____ (*name of victim*) believed that the defendant
17 would carry out the threat;]

18 [OR]

19 [_____ (*name of victim*) was (unconscious)⁴ (asleep) (physically
20 helpless) (suffering from a mental condition so as to be incapable of understanding the nature or
21 consequences of what the defendant was doing); AND the defendant knew or had reason to know
22 of the condition of _____ (*name of victim*);]

23 3. The defendant's acts resulted in _____⁶;

- 1 [As amended, effective September 1, 1994; January 20, 2005; as amended by Supreme Court Order
2 No. 18-8300-012, effective for all cases pending or filed on or after December 31, 2018; as
3 amended by Supreme Court Order No. S-1-RCR-2025-00126, effective for all cases pending or
4 filed on or after December 31, 2025.]
- 5 **Committee commentary.** — *See* committee commentary under UJI 14-906 NMRA.