

1 **14-922. Criminal sexual contact of a minor in the fourth degree; threats of force or coercion;**
2 **essential elements.**

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

6 1. The defendant

7 [touched or applied force to the _____² of _____ (*name of*
8 *victim*);]³

9 [OR]

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

12 2. The defendant

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

15 [OR]

16 [threatened to _____⁴];]

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

19 4. _____ (*name of victim*) was at least thirteen (13) but less than
20 eighteen (18) years old;

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

22 6. This happened in New Mexico on or about the ____ day of _____,
23 _____.

1 USE NOTES

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

3 2. Name one or more of the following parts of the anatomy touched: "buttocks,"
4 "breast," "groin," "anus," "mons pubis," "penis," "testicles," "mons veneris," or "vulva." When
5 definitions are provided in UJI 14-981 NMRA, they must be given after the instruction; otherwise,
6 no definition need be given unless the jury requests one.

7 3. Use only the applicable alternative or alternatives.

8 4. Describe threats used against the victim or another in [~~layman's~~] layperson's
9 language. *See* NMSA 1978, [~~Section~~] § 30-9-10(A)(3) (2005) for examples of types of threats.

10 5. Use the bracketed element if the evidence raises a genuine issue of the unlawfulness
11 of the defendant's actions. If this element is given, UJI 14-132 NMRA, "unlawful defined," must
12 be given after this instruction.

13 [As amended, effective January 20, 2005; as amended by Supreme Court Order No. 18-8300-012,
14 effective for all cases pending or filed on or after December 31, 2018; as amended by Supreme
15 Court Order No. S-1-RCR-2025-00126, effective for all cases pending or filed on or after
16 December 31, 2025.]

17 **Committee commentary.** — *See* committee commentary under UJI 14-921 NMRA.