



MODEL CRIMINAL JURY INSTRUCTIONS COMMITTEE
Meeting Minutes of:
Friday, January 29, 2021
Held via WebEx

Attendees: Justice Samour (Chair), Judge Dailey (Vice Chair), Judge Freyre (Vice Chair), Judge Egelhoff, Judge Romeo, Judge Tuttle.

Staff: Jeremy Beck (Reporter).

I. Approval of Minutes

The Committee approved the minutes for the December 18, 2020, meeting.

II. Discussion of Updated Chapter 42

The Committee reviewed various instructions that were affected by new caselaw in 2020. In particular, the Committee focused on the instructions of driving under the influence (affected by *Linnebur v. People*, 2020 CO 79M, 476 P.3d 734), reporting an emergency drug or alcohol event (affected by *People v. Harrison*, 2020 CO 57, 465 P.3d 16), attempt to influence a public servant (affected by *Hoggard v. People*, 2020 CO 54, 465 P.3d 34), and second-degree forgery (affected by *Hoggard*). The Committee approved of all suggested changes to these instructions, with the exception of second-degree forgery; for that instruction, the Committee directed the Reporter to compile relevant research materials and draft a new definitional instruction of the term “written instrument” to be used in the second-degree forgery cases in line with *Hoggard*.

The Chair adjourned the meeting at 4:36 p.m.