

**CRIMINAL INTERFERENCE WITH RELIGIOUS WORSHIP
IN THE SECOND DEGREE
(Property Damage to Place of Religious Worship)
Penal Law § 240.70 (1) (d)
(Committed on or after Dec. 1, 1999)**

The (specify) count is Criminal Interference with Religious Worship in the Second Degree.

Under our law, a person is guilty of Criminal Interference with Religious Worship in the Second Degree when he or she intentionally damages the property of a place of religious worship.

The following term used in that definition has a special meaning:

INTENT means conscious objective or purpose.¹ Thus, a person intentionally damages the property of a place of religious worship when his or her conscious objective or purpose is to do so.

In order for you to find the defendant guilty of this crime, the People are required to prove, from all of the evidence in the case, beyond a reasonable doubt, the following two elements:

1. That on or about (date), in the county of (County), the defendant, (defendant's name), damaged the property of a place of religious worship; and
2. That the defendant did so intentionally.

If you find the People have proven beyond a reasonable doubt both of those elements, you must find the defendant guilty of this crime.

¹ Penal Law § 15.05 (1)

If you find the People have not proven beyond a reasonable doubt either one or both of those elements, you must find the defendant not guilty of this crime.