**T.P.I. -- CRIM. 31.12(a)**

**SUPPLEMENTAL INSTRUCTION: DRUG-FREE ZONE**

If you find the defendant(s) guilty of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in Count \_\_\_\_\_\_ beyond a reasonable doubt, it will then be your duty to determine whether or not this act occurred *[on the grounds or facilities of a school]* ***[only for offenses committed prior to 9/1/20:*** *within one thousand feet (1,000’)****] [only for offenses committed on or after 9/1/20:****within five hundred feet (500’) of or within the area bounded by a divided federal highway, whichever is less****]*** *of the real property that comprises a [public] [private] [elementary school] [middle school] [secondary school] preschool] [child care agency] [public library] [recreational center] [park]].*

If you find that this act occurred *[on the grounds or facilities of a school]* ***[only for offenses committed prior to 9/1/20:*** *within one thousand feet (1,000’)****] [only for offenses committed on or after 9/1/20:****within five hundred feet (500’) of or within the area bounded by a divided federal highway, whichever is less****]*** *of the real property that comprises a [public] [private] [elementary school] [middle school] [secondary school] preschool] [child care agency] [ public library] [recreational center] [park]]* beyond a reasonable doubt, you will indicate in your verdict for this count “We, the jury, also find the defendant(s) guilty of committing this act *[on the grounds or facilities of a school]* ***[only for offenses committed prior to 9/1/20:*** *within one thousand feet (1,000’)****] [only for offenses committed on or after 9/1/20:****within five hundred feet (500’) of or within the area bounded by a divided federal highway, whichever is less****]*** *of the real property that comprises a [public] [private] [elementary school] [middle school] [secondary school] preschool] [child care agency] [ public library] [recreational center] [park]].*

If you find the State has not proven that this act occurred *[on the grounds or facilities of a school]* ***[only for offenses committed prior to 9/1/20:*** *within one thousand feet (1,000’)****] [only for offenses committed on or after 9/1/20:****within five hundred feet (500’) of or within the area bounded by a divided federal highway, whichever is less****]*** *of the real property that comprises a [public] [private] [elementary school] [middle school] [secondary school] preschool] [child care agency] [ public library] [recreational center] [park]]*, then you shall indicate in your verdict for this count “We, the jury do not find beyond a reasonable doubt that this act occurred *[on the grounds or facilities of a school]* ***[only for offenses committed prior to 9/1/20:*** *within one thousand feet (1,000’)****] [only for offenses committed on or after 9/1/20:****within five hundred feet (500’) of or within the area bounded by a divided federal highway, whichever is less****]*** *of the real property that comprises a [public] [private] [elementary school] [middle school] [secondary school] preschool] [child care agency] [ public library] [recreational center] [park]].*”

Your verdict must be unanimous.