

**IMPAIRING THE INTEGRITY OF A
GOVERNMENT LICENSING EXAMINATION
(D Felony)
PENAL LAW § 200.55
(Committed on or after Nov. 1, 2008)**

The _____ count is Impairing the Integrity of a Government Licensing Examination.

Under our law, a person is guilty of Impairing the Integrity of a Government Licensing Examination when, with intent to obtain a benefit for himself or herself, or for another person, he or she

Select Appropriate Alternative(s):

wrongfully alters or changes an applicant's grade on a government licensing examination, *[or]*

causes any false or inaccurate grade to be entered into a government licensing registry, *[or]*

provides answers, with an intent to wrongfully benefit another, to current questions on a pending government licensing examination, *[or]*

wrongfully provides a copy of the current test used to determine competence in a licensed profession, trade, craft or other vocation.

The term "intent" used in this definition has its own special meaning in our law. I will now give you the meaning of that term.

INTENT means conscious objective or purpose.¹ Thus a person acts with intent to obtain a benefit for himself or herself, or for another person, or wrongfully benefit another when that

¹ See Penal Law § 15.05 (1).

person's 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 both of the following two elements:

1. That on or about (*date*) in the county of (*county*), the defendant (*defendant's name*),

Select Appropriate Alternative(s)

wrongfully altered or changed an applicant's grade on a government licensing examination,
[or]

caused any false or inaccurate grade to be entered into a government licensing registry,
[or]

provided answers, with an intent to wrongfully benefit another, to current questions on a pending government licensing examination,
[or]

wrongfully provided a copy of the current test used to determine competence in a licensed profession, trade, craft or other vocation; and

2. That the defendant did so with intent to obtain a benefit for himself/herself, or for another person.

Therefore, if you find that the People have proven beyond a reasonable doubt both of those elements, you must find the defendant guilty of the crime of Impairing the Integrity of a Government Licensing Examination as charged in the ____ count.

On the other hand, if you find that the People have not proven beyond a reasonable doubt either one or both of those elements, you must find the defendant not guilty of the crime of Impairing the Integrity of a Government Licensing Examination as charged in the ____ count.