

Ala. Code 1975, § 13A-10-8

**Rendering a False Alarm
(Fire Department or Other Governmental Agency)
(misdemeanor)**

The defendant is charged with rendering a false alarm.

A person commits the crime of rendering a false alarm if he/she knowingly causes a false alarm of fire or other emergency involving danger to person or property to be transmitted to or within an official or volunteer fire department or any other governmental agency.

To convict, the State must prove beyond a reasonable doubt each of the following elements:

- (1) The Defendant caused a false alarm of fire or other emergency involving danger to person or property to be transmitted to or within an official or volunteer fire department or other governmental agency, **[insert place]; (AND)**
- (2) The Defendant did so knowingly.

Property is any real or personal property, including books, records, and documents. [13A-10-1(6)]

Government is the state, county, municipality, or other political subdivision thereof, including public county and city boards of education, the youth services department district, the Alabama Institute for Deaf and Blind, and all educational institutions under the auspices of the State Board of Education. [13A-10-1(2)]

A person acts *knowingly* with respect to conduct or to a circumstance described by a statute defining an offense when he/she is aware that his/her conduct is of that nature or that the circumstance exists. [13A-2-2(2)]

If you find from the evidence that the State has proved beyond a reasonable doubt each of the above elements of rendering a false alarm, then you shall find the defendant guilty of rendering a false alarm.

If you find that the State has failed to prove any one or more of the elements of the offense of rendering a false alarm, then you cannot find the defendant guilty of rendering a false alarm.

[If lesser-included offenses are included, the Court should instruct on those offenses at this point.]

[Approved 8-20-15.]