

Ala. Code 1975, §13A-6-152(a)(4)

Human Trafficking First Degree *
(Corporation or Other Legal Entity)

[*These instructions apply to offenses committed before July 1, 2018.]

The defendant is charged with human trafficking in the first degree as a corporation or other legal entity.

A person commits the crime of human trafficking in the first degree as a corporation or other legal entity if it commits the crime of human trafficking in the first degree and is a corporation or any other legal entity other than an individual.

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

1. [Insert applicable instructions from 13A-6-152(a)(1) or 13A-6-152(a)(2)];
2. The defendant was a corporation or any other legal entity other than an individual;
3. An agent of the corporation or entity, **[Insert name]**, performed the conduct which was an element of the crime while acting within the scope of his/her office or employment and on behalf of the corporation or entity; **(AND)**
4. The commission of the crime was **[Read as appropriate]:**
 - a. Authorized, requested, commanded, performed, or within the scope of the agent's employment on behalf of the corporation or entity. **(OR)**
 - b. Constituted a pattern of conduct that an agent of the corporation or entity knew or should have known was occurring.

If you find from the evidence that the State has proved beyond a reasonable doubt each of the above elements of human trafficking in the first degree, then you shall find the defendant guilty of the offense of human trafficking in the first degree.

If you find that the State has failed to prove beyond a reasonable doubt any one or more of the elements of human trafficking in the first degree, then you cannot find the defendant guilty of human trafficking in the first degree.

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

[Approved April 26, 2024].