

8.5 FELONY BATTERY

§ 784.041, Fla.Stat.

To prove the crime of Felony Battery, the State must prove the following two elements beyond a reasonable doubt:

1. (Defendant) **actually and intentionally touched or struck** (victim) **against [his] [her] will; and**
2. (Defendant) **caused** (victim) **great bodily harm, permanent disability, or permanent disfigurement.**

Lesser Included Offenses

FELONY BATTERY — 784.041			
CATEGORY ONE	CATEGORY TWO	FLA. STAT.	INS. NO.
Battery		784.03	8.3
	None		

Comment

This instruction is based on the text of § 784.041, Fla.Stat. (1997), and generally patterned after the standard instructions on battery and aggravated battery.

This instruction was adopted in 2000.