

22.1 GAMBLING

§ 849.08, Fla. Stat.

To prove the crime of Gambling, the State must prove the following three elements beyond a reasonable doubt:

- 1. (Defendant) played or engaged in a game of chance by (read from charge).**
- 2. (Defendant) risked money or property on the outcome of the game.**
- 3. (Defendant) expected to gain or lose money or property as a result of the game.**

It is not necessary that the risked money or property was that of the defendant.

Lesser Included Offenses

No lesser included offenses have been identified for this offense.

Comment

This instruction was adopted in 1981.