

22.02
Issues In Perjury

To sustain the charge of perjury, the State must prove the following propositions:

First Proposition: That while under [(oath) (affirmation)], the defendant knowingly made a false statement; and

Second Proposition: That the false statement was material to the issue or point in question when the statement was made; and

Third Proposition: That the defendant believed at the time he made the statement that the statement was not true.

If you find from your consideration of all the evidence that each one of these propositions has been proved beyond a reasonable doubt, you should find the defendant guilty.

If you find from your consideration of all the evidence that any one of these propositions has not been proved beyond a reasonable doubt, you should find the defendant not guilty.

Committee Note

720 ILCS 5/32-2(a) (West 2023).

Give Instruction 22.01.

Give Instruction 22.01A, defining “material”.

Give Instruction 22.01B.

Use applicable bracketed material.

The brackets are provided solely for the guidance of court and counsel and should not be included in the instruction submitted to the jury.