

**Element Sheet – Physical Abuse of a Child, Intentionally Causing Bodily Harm (Prob. GBH)
948.03(2)(c)**

1. The defendant caused *bodily harm* to [victim].
 - a. “Bodily harm” means physical pain or injury, illness, or any impairment of physical condition.
2. The defendant intentionally caused such *bodily harm*.
 - a. “Intended to cause bodily harm” means that the defendant had the mental purpose to cause bodily harm to another human being or was aware that (his)(her) conduct was practically certain to cause that result.
3. The defendant’s conduct created a high probability of great bodily harm.
 - a. “Great bodily harm” means serious bodily injury, i.e. injury creating/causing:
 - i. substantial risk of death
 - ii. serious permanent disfigurement
 - iii. permanent or protracted loss of function of any bodily member or organ
 - iv. other serious bodily injury
4. The defendant knew that his conduct created a high probability of great bodily harm.
5. [Victim] had not attained the age of 18 years at the time of the alleged offense.

Note: Knowledge of [victim]’s age is not required. Mistake regarding [victim]’s age is not a defense.

Note: Consent to sexual intercourse is not a defense.