**ICJI 700C Jury Must Not Consider Penalty in Guilt Phase of Capital Case**

At the conclusion of the trial, you will decide whether the State has proved the defendant guilty beyond a reasonable doubt. Do not concern yourself with the subject of penalty or punishment. That subject must not in any way affect your verdict.

Comment

In the guilt phase of a Capital case, use this instruction. Do not use ICJI 1701 or ICJI 106.