

# Hall of the House of Representatives

90th General Assembly - Regular Session, 2015

## Amendment Form

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### Subtitle of House Bill No. 1240

CONCERNING THE USE OF DEADLY PHYSICAL FORCE IN DEFENSE OF A PERSON; AND  
CONCERNING CIVIL LIABILITY PROTECTION.

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### Amendment No. 2 to House Bill No. 1240

Amend House Bill No. 1240 as engrossed, H3/10/15 (version: 03/10/2015 10:25:06 AM):

Add Representatives Baltz, Bell, Bennett, McElroy, Ratliff, and Sullivan as cosponsors of the bill

AND

Page 2, delete lines 3 through 11, and substitute the following:

"16-120-106. Use of deadly physical force.

(a) A person is immune from civil action for the use of deadly physical force against another person who is an initial aggressor if the use of the deadly physical force was in accordance with § 5-2-607.

(b)(1) A judgment or order of dismissal or acquittal from a court in a case in which a person used deadly physical force is conclusive proof that the person is immune from a civil action under this section.

(2) As used in this subsection, "order of dismissal" means an order that dismisses a case with prejudice.

(c) A court shall award reasonable attorney's fees, costs, and trial-related expenses to a person in defense of a civil action brought by another person if the court finds that the person is immune from civil action as provided in this section."



The Amendment was read \_\_\_\_\_

By: Representative Tosh

BPG/LNS - 03-12-2015 16:36:02

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Chief Clerk