1	State of Arkansas	As Engrossed: H3/10/15 A Bill	
2	90th General Assembly		HOUSE DILL 1240
3	Regular Session, 2015		HOUSE BILL 1240
4 5	Bu: Rannasantativas Tosh T	Drown Bentley M Gray Harris G Hodges Ladyn	nan Richmond Rushing
6	<ul><li>By: Representatives Tosh, Drown, Bentley, M. Gray, Harris, G. Hodges, Ladyman, Richmond, Rushing,</li><li>B. Smith, Sullivan, Vaught, Wallace, Wardlaw, C. Armstrong, Beck, Copeland, Davis, C. Douglas, C.</li></ul>		
7		Cozart, Jean, Lowery, Sorvillo	Duvis, C. Dougius, C.
, 8	The, Oules, Micks, Speaks, C	2020rt, Sean, Lowery, Sorvino	
9		For An Act To Be Entitled	
10	ΔΝ ΔΩΤ Ο	DNCERNING THE USE OF DEADLY PHYSICAL FO	ORCE IN
11		OF A PERSON; CONCERNING CIVIL LIABILIT.	
12		ON; AND FOR OTHER PURPOSES.	-
13	110120110		
14			
15		Subtitle	
16	CON	CERNING THE USE OF DEADLY PHYSICAL	
17	FOR	CE IN DEFENSE OF A PERSON; AND	
18	CON	CERNING CIVIL LIABILITY PROTECTION.	
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21	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKAN	NSAS:
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23	SECTION 1. DO	NOT CODIFY. <u>Legislative findings.</u>	
24	<u>(a) The Genera</u>	al Assembly finds that the current law	<u>s regarding self-</u>
25	defense and the use of	of deadly physical force in self-defen.	<u>se or in defense of</u>
26	<u>another person are ac</u>	dequate in that the law explicitly doe.	<u>s not require a</u>
27	person to retreat fro	om certain life-threatening confrontat.	ions if a person
28	<u>cannot do so safely.</u>		
29	<u>(b)</u> However, t	the General Assembly finds that there	<u>is currently not</u>
30	<u>enough protection fro</u>	om civil liability for a person who rig	<u>ghtfully uses</u>
31	<u>deadly physical force</u>	e in self-defense or in defense of ano	<u>ther person.</u>
32	<u>(c) The Genera</u>	al Assembly finds that a more robust c.	<u>ivil immunity</u>
33	<u>statute is necessary</u>	to protect a person from civil damage.	<u>s stemming from an</u>
34	<u>incident when he or s</u>	she lawfully uses deadly physical force	<u>e in self-defense</u>
35	<u>or in defense of anot</u>	<u>ther person.</u>	
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1	SECTION 2. Arkansas Code Title 16, Chapter 120, Subchapter 1, is		
2	amended to add an additional section to read as follows:		
3	16-120-106. Use of deadly physical force.		
4	(a) A person is immune from civil action for the use of deadly		
5	physical force against another person who is an initial aggressor if the use		
6	of the deadly physical force was in accordance with § 5-2-607.		
7	(b) A court shall award reasonable attorney's fees, court costs,		
8	compensation for loss of income, and all other expenses incurred by a person		
9	in defense of a civil action brought by another person if the court finds		
10	that the person is immune from civil action as provided in subsection (a) of		
11	this section.		
12	/s/Tosh		
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