

Bill No.: HB0168

Effective: 7/1/2018

LSO No.: 18LSO-0503

Enrolled Act No.: HEA No. 0063

Chapter No.: 135

Prime Sponsor: Salazar

Catch Title: Stand your ground-2.

Subject: Use of defensive force; duty to retreat; criminal & civil liability.

Summary/Major Elements:

- Permits a person to use or threaten the use of defensive force when a reasonable person would judge it necessary to prevent an injury or loss. The use of defensive force may include deadly force if it is necessary to prevent imminent death or serious bodily injury to the person or to another person.
- Provides that a person who is attacked in a place where he is lawfully present has no duty to retreat before using reasonable defensive force, so long as he is not the initial aggressor and is not engaged in illegal activity.
- Establishes that a person who uses reasonable defensive force is immune from civil action for using that force. This act also provides that a court must award reasonable attorney fees, court costs, compensation for loss of income and other expenses to a person who is deemed immune from civil liability in a lawsuit.
- Provides that a person who uses reasonable defensive force is not subject to criminal prosecution.
- Excludes force used against an employee of the Wyoming Department of Corrections from both the definition of "deadly force" and the existing presumption for using defensive force.

The above summary is not an official publication of the Wyoming Legislature and is not an official statement of legislative intent. While the Legislative Service Office endeavored to provide accurate information in this summary, it should not be relied upon as a comprehensive abstract of the bill.