

# AB 321

## Right to Self-Defense

- Under existing case law, there is no duty to retreat before using deadly force if the person using deadly force is not the original aggressor and reasonably believes that he or she is about to be killed or seriously injured. (*Culverson v. State*, 106 Nev. 484 (1990))

3  
p

- This bill provides that under the defense of justifiable homicide there is no duty to retreat if the person using deadly force: (1) is not the original aggressor; (2) has a right to be present at the location where deadly force is used; and (3) is not engaged in criminal activity at the time deadly force is used.
- It just makes sense that if someone attacks you, you have a right to defend yourself. This bill simply recognizes and codifies that right.