

**HOUSE BILL NO. 80**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVES NEUMAN, FEIGE, LYNN, AND COSTELLO, Hawker, Chenault, Olson, Keller, Tammie Wilson, Stoltze, Thompson, Johnson, Peggy Wilson, Dick, Millett, Saddler**

**SENATORS Giessel, Dyson, Huggins, Meyer, Menard, McGuire, Stevens, Stedman, Coghill, Olson, Wagoner, Wielechowski, Thomas**

**Introduced: 1/18/11**

**Referred: Judiciary, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to self defense in any place where a person has a right to be."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 **\* Section 1.** AS 11.81.335(b) is amended to read:

4 (b) A person may not use deadly force under this section if the person knows  
5 that, with complete personal safety and with complete safety as to others being  
6 defended, the person can avoid the necessity of using deadly force by leaving the area  
7 of the encounter, except there is no duty to leave the area if the person is

8 (1) on premises

9 (A) that the person owns or leases;

10 (B) where the person resides, temporarily or permanently; or

11 (C) as a guest or express or implied agent of the owner, lessor,

12 or resident;

13 (2) a peace officer acting within the scope and authority of the officer's  
14 employment or a person assisting a peace officer under AS 11.81.380;

15 (3) in a building where the person works in the ordinary course of the

- 1 person's employment; [OR]  
2 (4) protecting a child or a member of the person's household; **or**  
3 **(5) in any place where the person has a right to be.**