

14-5190. Self defense; assailed person need not retreat.¹

A person who is [defending against an attack]² [defending another from an attack] [or] [defending property] need not retreat. In the exercise of the right of [self defense]² [defense of another] [or] [defense of property], a person may stand the person's ground and defend [herself]² [himself] [another] [the person's habitation] [or] [property].

USE NOTES

1. This instruction must be given when a duty to retreat is at issue in a self defense, defense of another, or defense of property case.

2. Choose applicable alternative or alternatives.

[As amended by Supreme Court Order No. 18-8300-012, effective for all cases pending or filed on or after December 31, 2018.]