START\_STATUTE13-4903.  Use of force; armed nuclear security guards

A.  An armed nuclear security guard is justified in using physical force against another person at a commercial nuclear generating station or structure or fenced yard of a commercial nuclear generating station if the armed nuclear security guard reasonably believes that such force is necessary to prevent or terminate the commission or attempted commission of criminal damage under section 13‑1602, subsection A, paragraph 3 and subsection B, paragraph 1 or 2, misconduct involving weapons under section 13‑3102, subsection A, paragraph 13 or criminal trespass on a commercial nuclear generating station under section 13‑4902.

B.  Notwithstanding sections 13‑403, 13‑404, 13‑405, 13‑406, 13‑408, 13‑409, 13‑410 and 13‑411, an armed nuclear security guard is justified in using physical force up to and including deadly physical force against another person at a commercial nuclear generating station or structure or fenced yard of a commercial nuclear generating station if the armed nuclear security guard reasonably believes that such force is necessary to:

1.  Prevent the commission of manslaughter under section 13‑1103, second or first degree murder under section 13‑1104 or 13‑1105, aggravated assault under section 13‑1204, subsection A, paragraph 1 or 2, kidnapping under section 13‑1304, burglary in the second or first degree under section 13‑1507 or 13‑1508, arson of a structure or property under section 13‑1703, arson of an occupied structure under section 13‑1704, armed robbery under section 13‑1904 or an act of terrorism under section 13‑2308.01.

2.  Defend oneself or a third person from the use or imminent use of deadly physical force.

C.  Notwithstanding any other provision of this chapter, an armed nuclear security guard is justified in threatening to use physical or deadly physical force if and to the extent a reasonable armed nuclear security guard believes it necessary to protect oneself or others against another person's potential use of physical force or deadly physical force.

D.  An armed nuclear security guard is not subject to civil liability for engaging in conduct that is otherwise justified pursuant to this chapter. END\_STATUTE