

AMENDMENTS TO LB 804

Introduced by Judiciary

1           1. Strike the original sections and insert the following  
2 new sections:

3           Section 1. Section 28-1416, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           28-1416 (1) In any prosecution based on conduct which is  
6 justifiable under sections 28-1406 to 28-1416, justification is an  
7 affirmative defense.

8           ~~(2) The fact that conduct is justifiable under sections~~  
9 ~~28-1406 to 28-1416 does not abolish or impair any remedy for such~~  
10 ~~conduct which is available in any civil action.~~

11           (2) The justification defenses provided for under  
12 sections 28-1406 to 28-1416 shall be available in any civil action  
13 for assault and battery or intentional wrongful death and, where  
14 applicable, shall be a bar to recovery.

15           Sec. 2. Original section 28-1416, Reissue Revised  
16 Statutes of Nebraska, is repealed.