

13-421. Justification; defensive display of a firearm; definition

- A. The defensive display of a firearm by a person against another is justified when and to the extent a reasonable person would believe that physical force is immediately necessary to protect himself against the use or attempted use of unlawful physical force or deadly physical force.
- B. This section does not apply to a person who:
 - 1. Intentionally provokes another person to use or attempt to use unlawful physical force.
 - 2. Uses a firearm during the commission of a serious offense as defined in section 13-706 or violent crime as defined in section 13-901.03.
- C. This section does not require the defensive display of a firearm before the use of physical force or the threat of physical force by a person who is otherwise justified in the use or threatened use of physical force.
- D. For the purposes of this section, "defensive display of a firearm" includes:
 - 1. Verbally informing another person that the person possesses or has available a firearm.
 - 2. Exposing or displaying a firearm in a manner that a reasonable person would understand was meant to protect the person against another's use or attempted use of unlawful physical force or deadly physical force.
 - 3. Placing the person's hand on a firearm while the firearm is contained in a pocket, purse or other means of containment or transport.