

2017 Texas Statutes: Penal Code:
Title 2: General Principles of Criminal Responsibility,
Chapter 9: Justification Excluding Criminal Responsibility.
<https://law.justia.com/codes/texas/2017/penal-code/title-2/chapter-9/>

Sub-Chapter B. Justification Generally:

Sec. 9.21. Public Duty. (a)

Except as qualified by Subsections (b) and (c),

Conduct is Justified

If

the actor Reasonably Believes

the conduct is

required or Authorized by Law,

by the Judgment or Order of a Competent Court

or other governmental tribunal, or in the execution of legal process.

...

(c) The use of Deadly Force is Not Justified

under this section

Unless the actor Reasonably Believes

the Deadly Force is specifically Required by statute

Or unless it occurs In the Lawful Conduct of War.

If deadly force is so justified,

There Is No Duty To Retreat

before using it.

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Sub-Chapter B. Justification Generally:

(d) The Justification afforded by this section Is Available

If the actor Reasonably Believes:

(1) the Court or governmental tribunal Has Jurisdiction
or the Process is Lawful,

even though the court or governmental tribunal lacks jurisdiction, or the process is unlawful;

Or

(2) his Conduct is Required or authorized
To Assist a Public Servant in
the performance of his Official Duty,
even though the Servant Exceeds his Lawful Authority.

Sec. 9.22. Necessity.

Conduct is Justified

If:

(1) the actor Reasonably Believes
the Conduct Is Immediately Necessary
to Avoid Imminent Harm;

(2) the desirability and urgency of Avoiding the Harm
clearly Out-Weigh,
according to Ordinary Standards of Reasonableness,
the Harm Sought to be Prevented by the law proscribing the conduct;
and

(3) a legislative purpose to exclude the justification claimed for the conduct
does not otherwise plainly appear.

