

~~(2) "BATTERED SPOUSE SYNDROME" MEANS THE PSYCHOLOGICAL CONDITION OF A VICTIM OF REPEATED PHYSICAL AND PSYCHOLOGICAL ABUSE BY A SPOUSE, FORMER SPOUSE, COHABITANT, OR FORMER COHABITANT WHICH IS ALSO RECOGNIZED IN THE MEDICAL AND SCIENTIFIC COMMUNITY AS THE "BATTERED WOMAN'S SYNDROME".~~

~~(3) :~~ (3) "DEFENDANT" MEANS AN INDIVIDUAL CHARGED WITH:

(H) ~~(1)~~ (I) FIRST DEGREE MURDER, SECOND DEGREE MURDER, MANSLAUGHTER, MAIMING, OR ATTEMPT TO COMMIT ANY OF THESE CRIMES; OR

(H) ~~(2)~~ (II) ASSAULT WITH INTENT TO MURDER OR MAIM;

(III) ASSAULT; OR

(IV) BATTERY.

~~(B) SUBJECT TO THE PROVISIONS OF SUBSECTION (D) OF THIS SECTION, WHERE A DEFENDANT RAISES SELF DEFENSE, IMPERFECT SELF DEFENSE, OR DEFENSE OF OTHERS, AND OFFERS THE FOLLOWING EVIDENCE, A COURT MAY ADMIT:~~

~~(1) EVIDENCE OF REPEATED PHYSICAL AND PSYCHOLOGICAL ABUSE OF THE DEFENDANT PERPETRATED BY AN INDIVIDUAL WHO IS ALLEGED TO BE THE VICTIM OF A CRIME FOR WHICH THE DEFENDANT HAS BEEN CHARGED; AND~~

~~(2) EXPERT TESTIMONY ON THE BATTERED SPOUSE SYNDROME.~~

~~(C) NOTWITHSTANDING EVIDENCE THAT THE DEFENDANT WAS THE FIRST AGGRESSOR, USED EXCESSIVE FORCE, OR FAILED TO RETREAT AT THE TIME OF THE ALLEGED OFFENSE, SUBJECT TO THE PROVISIONS OF SUBSECTION (D) OF THIS SECTION, A COURT MAY ADMIT EVIDENCE UNDER SUBSECTION (B) OF THIS SECTION.~~

~~(D) IN THE EVENT THE COURT EXCLUDES THE EVIDENCE PERMITTED UNDER SUBSECTION (B)(1) AND (2) OF THIS SECTION, THE COURT SHALL STATE WITH PARTICULARITY THE REASONS FOR ITS EXCLUSION.~~

(B) WHERE A DEFENDANT RAISES THE DEFENSE OF SELF DEFENSE, IMPERFECT SELF DEFENSE, OR DEFENSE OF OTHERS, THE COURT MAY ADMIT EVIDENCE OF REPEATED PHYSICAL AND PSYCHOLOGICAL ABUSE OF THE DEFENDANT BY THE ALLEGED VICTIM OF THE CRIME CHARGED, INCLUDING EXPERT TESTIMONY, CONSISTENT WITH THE RULES OF