

181 (ix) has renounced his citizenship after having been a citizen of the United States.

182 (2) A Category I restricted person who intentionally or knowingly agrees, consents,
183 offers, or arranges to purchase, transfer, possess, use, or have under the person's custody or
184 control, or who intentionally or knowingly purchases, transfers, possesses, uses, or has under
185 the person's custody or control:

186 (a) any firearm is guilty of a second degree felony; or

187 (b) any dangerous weapon other than a firearm is guilty of a third degree felony.

188 (3) A Category II restricted person who intentionally or knowingly purchases, transfers,
189 possesses, uses, or has under the person's custody or control:

190 (a) any firearm is guilty of a third degree felony; or

191 (b) any dangerous weapon other than a firearm is guilty of a class A misdemeanor.

192 (4) A person may be subject to the restrictions of both categories at the same time.

193 (5) If a higher penalty than is prescribed in this section is provided in another section
194 for one who purchases, transfers, possesses, uses, or has under this custody or control any
195 dangerous weapon, the penalties of that section control.

196 (6) It is an affirmative defense to a charge based on the definition in Subsection

197 (1)(b)(iv) that the person was:

198 (a) in possession of a controlled substance pursuant to a lawful order of a practitioner
199 for use of a member of the person's household or for administration to an animal owned by the
200 person or a member of the person's household; or

201 (b) otherwise authorized by law to possess the substance.

202 (7) (a) It is an affirmative defense to transferring a firearm ~~H~~→ [f] or other dangerous
202a weapon [f] ←~~H~~

203 by a person restricted under Subsection (2) or (3) that the firearm ~~H~~→ [f] or dangerous
203a weapon [f] ←~~H~~ :

204 (i) was possessed by the person or was under the person's custody or control before the
205 person became a restricted person;

206 (ii) was not used in or possessed during the commission of a crime or subject to
207 disposition under Section 76-10-525;

208 (iii) is not being held as evidence by a court or law enforcement agency;

209 (iv) was transferred to a person not legally prohibited from possessing the weapon; and

210 (v) unless a different time is ordered by the court, was transferred within 10 days of the
211 person becoming a restricted person.