

76-10-528 Carrying a dangerous weapon while under influence of alcohol or drugs unlawful.

- (1) Any person who carries a dangerous weapon while under the influence of alcohol or a controlled substance as defined in Section 58-37-2 is guilty of a class B misdemeanor. Under the influence means the same level of influence or blood or breath alcohol concentration as provided in Subsections 41-6a-502(1)(a) through(c).
- (2) It is not a defense to prosecution under this section that the person:
 - (a) is licensed in the pursuit of wildlife of any kind; or
 - (b) has a valid permit to carry a concealed firearm.

Amended by Chapter 226, 2008 General Session