

26 ~~however, if].~~ If recklessness or criminal negligence establishes an element of an offense and  
27 the actor is unaware of the risk because of voluntary intoxication, his unawareness is  
28 immaterial in a prosecution for that offense.

29 (2) Voluntary intoxication is not a defense to ~~§~~→ [rape] sexual offenses ←~~§~~ , as defined in  
29a ~~§~~→ [Section 76-5-402] Title 76, Chapter 5, Part 4, Sexual Offenses ←~~§~~ .