

17-12a503. Evidentiary burden. (a) *Civil.* In a civil action or administrative proceeding under this act, a person claiming an exemption, exception, preemption, or exclusion has the burden to prove the applicability of the claim.

(b) *Criminal.* In a criminal proceeding under this act, a person claiming an exemption, exception, preemption, or exclusion has the burden of going forward with evidence of the claim.

History: L. 2004, ch. 154, § 32; July 1, 2005.