

**Rich County Ordinance Regulating
Use of Spotlights while in Possession of a Weapon**

The County Legislative Body of Rich County, Utah ordains as follows:

Section 1. Repeal of prior Spotlighting Ordinance.

The prior ordinance entitled “Ordinance No. 78: An Ordinance Regulating Spotlighting while in Possession of Firearms,” enacted December 7, 1977 and found in the Rich County code at Chapter 32, section 1 is repealed and replaced.

Section 2. Purpose.

It is the intent of the Rich County Board of Commissioners to restrict the use of spotlights in hunting wildlife in Rich County as completely as is allowed by state law.

Section 3. Spotlighting Prohibited while in Possession of a Weapon.

It is unlawful for any person to be intentionally, knowingly, or recklessly engaged in spotlighting wildlife, or to be attempting to spotlight wildlife, at night on any land within Rich County, whether public or private; while also in possession of a weapon.

Section 4. Exception.

The following persons, or their agents, are exempt from the restriction of this ordinance: (1) any person lawfully acting to protect his or her crops, animal feed, or domestic animals from predation; and (2) an animal damage control agent acting in the agent’s official capacity under a memorandum of agreement with the State Division of Wildlife Resources.

Section 5. Definitions.

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“Wildlife” means any vertebrate animal living in nature.

“Night” is defined as the time beginning one-half hour after sunset to one-half hour before sunrise.

Section 6. Penalty.

Violation of this ordinance is a class-B misdemeanor. The County will provide for indigent legal defense as required by Utah Code Ann. § 77-32-301.

Section 7. Effective Date.

This ordinance shall become effective immediately upon posting as provided by law.

(Ordinance no. 32-1, enacted August 6, 2018)