

Representative Scott H. Chew proposes the following substitute bill:

LIVESTOCK HARASSMENT

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Scott H. Chew

Senate Sponsor: Don L. Ipson

LONG TITLE

General Description:

This bill prohibits the harassment of livestock.

Highlighted Provisions:

This bill:

▶ prohibits a person from intentionally, knowingly, or recklessly chasing, actively disturbing, or harming livestock through the use of:

- a motorized vehicle or all-terrain vehicle;
- a dog; or
- an unmanned aircraft system; and

▶ describes the penalties for violating the prohibition on harassment of livestock.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

76-9-308, Utah Code Annotated 1953



Be it enacted by the Legislature of the state of Utah:

Section 1. Section **76-9-308** is enacted to read:

76-9-308. Harassment of livestock.

(1) As used in this section:

(a) "Livestock" has the same meaning as that term is defined in Subsection 76-9-301(1).

(b) "Unmanned aircraft system" has the same meaning as that term is defined in Subsection 63G-18-102(5)(a).

(2) Except as provided in Subsection (3), a person is guilty of harassment of livestock if the person intentionally, knowingly, or recklessly chases, actively disturbs, or harms livestock through the use of:

(a) a motorized vehicle or all-terrain vehicle;

(b) a dog; or

(c) an unmanned aircraft system.

(3) A person is not guilty of harassment of livestock if:

(a) the person is:

(i) the owner of the livestock;

(ii) an employee or agent of the owner, or otherwise acting under the owner's general direction or with the owner's permission;

(iii) acting in an emergency situation to prevent damage to the livestock or property; or

(iv) an employee or agent of the state or a political subdivision and acting in the employee or agent's official capacity; ~~and~~ or

(b) the action is in line with generally accepted animal husbandry practices.

(4) A person who violates this section is guilty of:

(a) a class B misdemeanor if the violation is a first offense and:

(i) no livestock is seriously injured or killed as a result of the person's actions; or

(ii) the person's actions cause the livestock to be displaced onto property where the livestock is not legally entitled to be; and

(b) a class A misdemeanor if:

(i) the person has previously been convicted of harassment of livestock under this section;

- 57 (ii) livestock is seriously injured or killed as a result of the person's actions; or
58 (iii) livestock or property suffered damage in excess of \$1,000, including money spent
59 in recovering the livestock, as a result of the person's actions.