

Resolution No. 19-8

June 5, 2019

**RESOLUTION OF RICH COUNTY TO AMEND  
THE PERSONNEL HANDBOOK TO INCLUDE A  
WRITTEN POLICY ON ACCEPTABLE USE OF COUNTY  
PROPERTY.**

WHEREAS, House Bill 163 has been signed into law; and

WHEREAS, Utah Code Ann. § 76-8-402 now makes personnel use of county-owned property a third degree felony; and

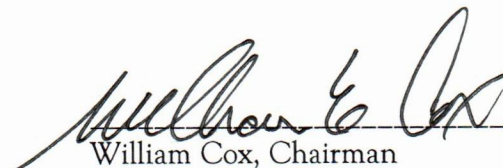
WHEREAS, the Board of Commissioners wants (1) to avoid placing on County employees an unreasonable risk of committing an inadvertent felony and (2) extend the full protection authorized by Utah Code Ann. § 76-8-402;

**BE IT THEREFORE RESOLVED**, the Rich County Board of Commissioners enacts the written policy contemplated in Section 76-8-402(1)(a)(iii). The Rich County Personnel Handbook, which governs all County employees, is amended to add the attached Acceptable Use of County Property. This policy is meant to be placed in Section III(B)(12).

This resolution shall be effective on the date it is adopted.

APPROVED and signed this 5<sup>th</sup> day of June, 2019.

BOARD OF RICH COUNTY COMMISSIONERS

  
William Cox, Chairman

Adopted Date: June 5, 2019

Effective Date: June 5, 2019

Rich County Personnel Policy  
Section III(B)(12)  
Acceptable Use of County Property

This policy is intended to define authorized personal use of county property, including for purposes of Utah Code Ann. § 76-8-402(1)(a).

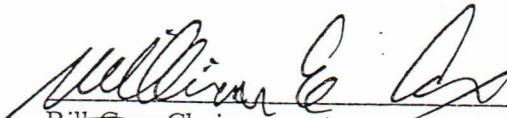
Acceptable Use of County Property. County-owned property is public property and is to be used for the benefit of the public. County offices, departments, and employees are to use county-owned property to achieve the purposes of county government. However, incidental personal use of county-owned property by employees is permitted. The only personal use of county-owned property that is unauthorized is personal use which occurs after the employee is provided written notice from a department head prohibiting the use.

If an employee's personal use of county-owned property creates more than a de minimis cost to the county, the employee shall reimburse the county for the cost of the personal use. If county-owned property is damaged during personal use and must be repaired or replaced, the employee shall pay the cost of repair or replacement.


"Employee" means one of the following who performs services for the county, whether or not paid: an employee, including an elected official; a volunteer; a board or committee member; a consultant; or a contractor.

This policy applies to all County offices and departments. This policy supersedes all other county policies related to personal use of county-owned property.

Approved on the 5 of June, 2019.

  
\_\_\_\_\_  
Bill Cox, Chairman

Attest:

  
\_\_\_\_\_  
Becky Peart, Clerk

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ATTEST:

*Rebecca Peart*

Rich County Clerk

Commissioner Bill Cox voted yes.

Commissioner Norman Weston voted yes.

Commissioner Simeon Weston voted yes.