

SENATE SUBSTITUTE FOR

HOUSE BILL NO. 4610

(As amended, March 23, 2010)

<<A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending sections 72101, 72102, 72105a, and 72110 (MCL  
324.72101, 324.72102, 324.72105a, and 324.72110), section 72101 as  
amended and section 72105a as added by 1997 PA 129 and sections  
72102 and 72110 as added by 1995 PA 58, and by adding section  
72110a.>>

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 72101. As used in this part:

2       (a) "Advisory council" means the Michigan ~~trailways~~**SNOWMOBILE**  
3 **AND TRAILS** advisory council created in section 72110.

4       (b) "Council" means a Michigan trailway management council  
5 established pursuant to section 72106.

6       (c) "DEPARTMENT" MEANS THE DEPARTMENT OF NATURAL RESOURCES AND

1 ENVIRONMENT.

2 (D) "EQUINE ACCESS LOCATIONS" MEANS OPEN ACCESS ROADS,  
3 MANAGEMENT ROADS, FORESTRY ACCESS ROADS, 2-TRACK AND SINGLE-TRACK  
4 TRAILS THAT ARE NOT WILDLIFE PATHS, STAGING AREAS FOR PACK AND  
5 SADDLE ANIMALS TO BE DROPPED OFF OR PICKED UP, AND ASSOCIATED  
6 WILDERNESS CAMPSITES.

7 (E) ~~(e)~~"Fund" means the Michigan trailways fund created in  
8 section 72109.

9 (F) ~~(f)~~"Governmental agency" means the federal government, a  
10 county, city, village, or township, or a combination of any of  
11 these entities.

12 (G) ~~(g)~~"Michigan trailway" means a trailway designated by the  
13 commission pursuant to section 72103.

14 (H) "PACK AND SADDLE TRAILWAYS" MEANS TRAILWAYS AND EQUINE  
15 ACCESS LOCATIONS THAT MAY BE USED BY PACK AND SADDLE ANIMALS.

16 (I) ~~(i)~~"Rail-trail" means a former railroad bed that is in  
17 public ownership and used as a trailway.

18 (J) "TRAIL" MEANS A RIGHT-OF-WAY ADAPTED TO FOOT, HORSEBACK,  
19 MOTORIZED, OR OTHER NONMOTORIZED TRAVEL.

20 (K) ~~(k)~~"Trailway" means a **TRAIL OR OTHER** land corridor that  
21 features a broad trail capable of accommodating a variety of public  
22 recreation uses.

23 Sec. 72102. The legislature finds and declares that a  
24 statewide system of **TRAILS, trailways, AND PACK AND SADDLE**  
25 **TRAILWAYS** will provide for public enjoyment, health, and fitness;  
26 encourage constructive leisure-time activities; protect open space,  
27 cultural and historical resources, and habitat for wildlife and

1 plants; enhance the local and state economies; link communities,  
2 parks, and natural resources; create opportunities for rural-urban  
3 exchange, agricultural education, and the marketing of farm  
4 products; and preserve corridors for possible future use for other  
5 public purposes. Therefore, the planning, acquisition, development,  
6 operation, and maintenance of ~~Michigan-TRAILS~~, trailways, ~~is-AND~~  
7 **PACK AND SADDLE TRAILWAYS ARE** in the best interest of the state and  
8 ~~is-ARE~~ declared to be a public purpose.

9       Sec. 72105a. (1) The department shall establish an "adopt-a-  
10 trail" program that will allow volunteer groups to assist in  
11 maintaining and enhancing Michigan trailways, **PACK AND SADDLE**  
12 **TRAILWAYS**, and rail-trails.

13       (2) Subject to subsection (3), volunteer groups in the adopt-  
14 a-trail program may adopt any available Michigan trailway, **PACK AND**  
15 **SADDLE TRAILWAY**, or rail-trail or Michigan trailway, **PACK AND**  
16 **SADDLE TRAILWAY**, or rail-trail segment and may choose any 1 or more  
17 of the following volunteer activities:

- 18       (a) Spring cleanups.
- 19       (b) Environmental activities.
- 20       (c) Accessibility projects.
- 21       (d) Special events.
- 22       (e) Trailway maintenance and development.
- 23       (f) Public information and assistance.
- 24       (g) Training.

25       (3) The department shall designate the activities to be  
26 performed by a volunteer group in the adopt-a-trail program. The  
27 department may provide for more than 1 volunteer group to adopt a

1 Michigan trailway, **PACK AND SADDLE TRAILWAY**, or rail-trail or  
2 Michigan trailway, **PACK AND SADDLE TRAILWAY**, or rail-trail segment.

3 (4) A volunteer group that wishes to participate in the adopt-  
4 a-trail program shall submit an application to the department on a  
5 form provided by the department. Additionally, volunteer groups  
6 shall agree to the following:

7 (a) Volunteer groups shall participate in the program for at  
8 least a 2-year period.

9 (b) Volunteer groups shall consist of at least 6 people who  
10 are 18 years of age or older, unless the volunteer group is a  
11 school or scout organization, in which case the volunteers may be  
12 under 18 years of age.

13 (c) Volunteer groups shall contribute a total of at least 400  
14 service hours over a 2-year period.

15 (d) Volunteer groups shall comply with other reasonable  
16 requirements of the department.

17 (5) A state park manager or a district forest manager may  
18 issue to volunteers who are actively working on adopt-a-trail  
19 projects that last more than 1 day free camping permits if  
20 campsites are available. A state park manager or a district forest  
21 manager may waive state park entry fees for volunteers entering  
22 state parks to work on adopt-a-trail projects.

23 (6) While a volunteer is working on an adopt-a-trail project,  
24 the volunteer has the same immunity from civil liability as a  
25 department employee and shall be treated in the same manner as an  
26 employee under section 8 of 1964 PA 170, MCL 691.1408.

27 (7) The department shall design and erect near the entrance of

1 each Michigan trailway, **PACK AND SADDLE TRAILWAY**, or rail-trail in  
2 the adopt-a-trail program or along the trailway an adopt-a-trail  
3 program sign with the name of the volunteer group's sponsoring  
4 organization listed for each volunteer group that has contributed  
5 at least 100 service hours by volunteers.

6 Sec. 72110. ~~(1) The Michigan trailways advisory council is~~  
7 ~~created within the department of natural resources.~~

8 ~~—— (2) The advisory council shall consist of the following~~  
9 ~~members appointed by the commission.~~

10 ~~—— (a) One individual who is involved with the establishment or~~  
11 ~~operation of a multiple use trailway.~~

12 ~~—— (b) Two individuals who represent Michigan trailway user~~  
13 ~~groups.~~

14 ~~—— (c) One local government official from a governmental agency~~  
15 ~~in which a multiple use trailway is located.~~

16 ~~—— (d) One member of the general public.~~

17 ~~—— (3) The members first appointed to the commission shall be~~  
18 ~~appointed within 90 days after April 21, 1993.~~

19 ~~—— (4) Members of the advisory council shall serve for terms of 4~~  
20 ~~years, or until a successor is appointed, whichever is later,~~  
21 ~~except that of the members first appointed, 2 shall serve for 1~~  
22 ~~year, 1 shall serve for 2 years, and 1 shall serve for 3 years.~~

23 ~~—— (5) If a vacancy occurs on the advisory council, the~~  
24 ~~commission shall make an appointment for the unexpired term in the~~  
25 ~~same manner as the original appointment.~~

26 ~~—— (6) The commission may remove a member of the advisory council~~  
27 ~~for incompetency, dereliction of duty, malfeasance, misfeasance, or~~

1 ~~nonfeasance in office, or any other good cause.~~

2 ~~—— (7) The first meeting of the advisory council shall be called~~  
3 ~~by the commission. At the first meeting the advisory council shall~~  
4 ~~elect from among its members a chairperson and other officers as it~~  
5 ~~considers necessary or appropriate. After the first meeting, the~~  
6 ~~advisory council shall meet at least annually or more frequently at~~  
7 ~~the call of the chairperson or if requested by 3 or more members.~~

8 ~~—— (8) A majority of the members of the advisory council~~  
9 ~~constitutes a quorum for the transaction of business at a meeting~~  
10 ~~of the advisory council. A majority of the members present and~~  
11 ~~serving is required for official action of the advisory council.~~

12 ~~—— (9) The business the advisory council may perform shall be~~  
13 ~~conducted at a public meeting of the advisory council held in~~  
14 ~~compliance with the open meetings act, Act No. 267 of the Public~~  
15 ~~Acts of 1976, being sections 15.261 to 15.275 of the Michigan~~  
16 ~~Compiled Laws.~~

17 ~~—— (10) A writing prepared, owned, used, in possession of, or~~  
18 ~~retained by the advisory council in the performance of an official~~  
19 ~~function is subject to the freedom of information act, Act No. 442~~  
20 ~~of the Public Acts of 1976, being sections 15.231 to 15.246 of the~~  
21 ~~Michigan Compiled Laws.~~

22 ~~—— (11) Members of the advisory council shall serve without~~  
23 ~~compensation. However, members of the advisory council may be~~  
24 ~~reimbursed for their actual and necessary expenses incurred in the~~  
25 ~~performance of their official duties as members of the advisory~~  
26 ~~council.~~

27 **(1) THE MICHIGAN SNOWMOBILE AND TRAILS ADVISORY COUNCIL IS**

1 CREATED WITHIN THE DEPARTMENT.

2 (2) THE ADVISORY COUNCIL SHALL ADVISE THE DIRECTOR OF THE  
3 DEPARTMENT AND THE GOVERNOR ON THE CREATION, DEVELOPMENT,  
4 OPERATION, AND MAINTENANCE OF MOTORIZED AND NONMOTORIZED TRAILS IN  
5 THIS STATE, INCLUDING, BUT NOT LIMITED TO, SNOWMOBILE, BIKING,  
6 EQUESTRIAN, HIKING, OFF-ROAD VEHICLE, AND SKIING TRAILS. IN  
7 ADVISING THE DIRECTOR AND THE GOVERNOR ON THE CREATION AND  
8 DEVELOPMENT OF MOTORIZED AND NONMOTORIZED TRAILS IN THIS STATE, THE  
9 ADVISORY COUNCIL SHALL SEEK TO HAVE THE TRAILS LINKED WHEREVER  
10 POSSIBLE. THE ADVISORY COUNCIL MAY PERFORM ADDITIONAL RELATED  
11 DUTIES AS PROVIDED BY THIS PART, OTHER LAW, OR AS REQUESTED BY THE  
12 DIRECTOR OR THE GOVERNOR.

13 (3) THE ADVISORY COUNCIL SHALL CONSIST OF 11 MEMBERS APPOINTED  
14 BY THE GOVERNOR. MEMBERS OF THE ADVISORY COUNCIL SHALL BE APPOINTED  
15 FOR A TERM OF 4 YEARS. A VACANCY ON THE ADVISORY COUNCIL OCCURRING  
16 OTHER THAN BY EXPIRATION OF A TERM SHALL BE FILLED BY THE GOVERNOR  
17 IN THE SAME MANNER AS THE ORIGINAL APPOINTMENT FOR THE BALANCE OF  
18 THE UNEXPIRED TERM. A VACANCY SHALL NOT AFFECT THE POWER OF THE  
19 REMAINING MEMBERS TO EXERCISE THE DUTIES OF THE ADVISORY COUNCIL.

20 (4) NOT FEWER THAN 5 MEMBERS OF THE ADVISORY COUNCIL SHALL BE  
21 AN OWNER OF AN ORV LICENSED UNDER SECTION 81115 OR AN OWNER OF A  
22 SNOWMOBILE REGISTERED UNDER SECTION 82105. NOT FEWER THAN 3 MEMBERS  
23 OF THE ADVISORY COUNCIL SHALL BE AN OWNER OF A SNOWMOBILE  
24 REGISTERED UNDER SECTION 82105. NOT FEWER THAN 1 MEMBER OF THE  
25 ADVISORY COUNCIL SHALL POSSESS EXPERIENCE AS AN INSTRUCTOR IN A  
26 SNOWMOBILE SAFETY EDUCATION AND TRAINING PROGRAM OR AN ORV SAFETY  
27 EDUCATION COURSE. NOT FEWER THAN 1 MEMBER OF THE ADVISORY COUNCIL

1 SHALL BE A RESIDENT OF THE UPPER PENINSULA OF THIS STATE. NOT FEWER  
2 THAN 2 MEMBERS OF THE ADVISORY COUNCIL SHALL BE MEMBERS OF THE  
3 EQUINE TRAILWAYS SUBCOMMITTEE CREATED IN SECTION 72110A.

4 (5) THE GOVERNOR SHALL DESIGNATE A MEMBER OF THE ADVISORY  
5 COUNCIL TO SERVE AS THE CHAIRPERSON OF THE ADVISORY COUNCIL AT THE  
6 PLEASURE OF THE GOVERNOR. THE ADVISORY COUNCIL MAY SELECT A MEMBER  
7 OF THE ADVISORY COUNCIL TO SERVE AS VICE-CHAIRPERSON OF THE  
8 ADVISORY COUNCIL.

9 (6) THE ADVISORY COUNCIL SHALL BE STAFFED AND ASSISTED BY  
10 PERSONNEL FROM THE DEPARTMENT, SUBJECT TO AVAILABLE FUNDING. ANY  
11 BUDGETING, PROCUREMENT, OR RELATED MANAGEMENT FUNCTIONS OF THE  
12 ADVISORY COUNCIL SHALL BE PERFORMED UNDER THE DIRECTION AND  
13 SUPERVISION OF THE DIRECTOR OF THE DEPARTMENT.

14 (7) THE ADVISORY COUNCIL SHALL ADOPT PROCEDURES CONSISTENT  
15 WITH THIS SECTION AND OTHER APPLICABLE STATE LAW GOVERNING ITS  
16 ORGANIZATION AND OPERATIONS.

17 (8) A MAJORITY OF THE MEMBERS OF THE ADVISORY COUNCIL SERVING  
18 CONSTITUTE A QUORUM FOR THE TRANSACTION OF THE ADVISORY COUNCIL'S  
19 BUSINESS. THE ADVISORY COUNCIL SHALL ACT BY A MAJORITY VOTE OF ITS  
20 SERVING MEMBERS.

21 (9) THE ADVISORY COUNCIL SHALL MEET AT THE CALL OF THE  
22 CHAIRPERSON AND AS MAY BE PROVIDED IN PROCEDURES ADOPTED BY THE  
23 ADVISORY COUNCIL.

24 (10) THE ADVISORY COUNCIL MAY, AS APPROPRIATE, MAKE INQUIRIES,  
25 STUDIES, INVESTIGATIONS, HOLD HEARINGS, AND RECEIVE COMMENTS FROM  
26 THE PUBLIC. THE ADVISORY COUNCIL MAY ALSO CONSULT WITH OUTSIDE  
27 EXPERTS IN ORDER TO PERFORM ITS DUTIES, INCLUDING, BUT NOT LIMITED



1 TO, EXPERTS IN THE PRIVATE SECTOR, GOVERNMENT AGENCIES, AND  
2 INSTITUTIONS OF HIGHER EDUCATION.

3 (11) THE ADVISORY COUNCIL MAY ESTABLISH ADVISORY WORKGROUPS,  
4 INCLUDING, BUT NOT LIMITED TO, AN ADVISORY WORKGROUP ON  
5 SNOWMOBILES, AS CONSIDERED NECESSARY BY THE ADVISORY COUNCIL TO  
6 ASSIST THE ADVISORY COUNCIL IN PERFORMING THE DUTIES AND  
7 RESPONSIBILITIES OF THE ADVISORY COUNCIL. IN ADDITION, THE EQUINE  
8 TRAILWAYS SUBCOMMITTEE CREATED IN SECTION 72110A AS A SUBCOMMITTEE  
9 OF THE ADVISORY COUNCIL SHALL SERVE AS ADVISORY TO THE ADVISORY  
10 COUNCIL.

11 (12) MEMBERS OF THE ADVISORY COUNCIL SHALL SERVE WITHOUT  
12 COMPENSATION. MEMBERS OF THE ADVISORY COUNCIL MAY RECEIVE  
13 REIMBURSEMENT FOR NECESSARY TRAVEL AND EXPENSES CONSISTENT WITH  
14 RELEVANT STATUTES AND THE RULES AND PROCEDURES OF THE CIVIL SERVICE  
15 COMMISSION AND THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND  
16 BUDGET, SUBJECT TO AVAILABLE FUNDING.

17 (13) THE ADVISORY COUNCIL MAY HIRE OR RETAIN CONTRACTORS,  
18 SUBCONTRACTORS, ADVISORS, CONSULTANTS, AND AGENTS, AND MAY MAKE AND  
19 ENTER INTO CONTRACTS NECESSARY OR INCIDENTAL TO THE EXERCISE OF THE  
20 POWERS OF THE ADVISORY COUNCIL AND THE PERFORMANCE OF ITS DUTIES AS  
21 THE DIRECTOR OF THE DEPARTMENT CONSIDERS ADVISABLE AND NECESSARY,  
22 IN ACCORDANCE WITH THIS PART, OTHER APPLICABLE LAW, AND THE RULES  
23 AND PROCEDURES OF THE CIVIL SERVICE COMMISSION AND THE DEPARTMENT  
24 OF TECHNOLOGY, MANAGEMENT, AND BUDGET, SUBJECT TO AVAILABLE  
25 FUNDING.

26 (14) THE ADVISORY COUNCIL MAY ACCEPT DONATIONS OF LABOR,  
27 SERVICES, OR OTHER THINGS OF VALUE FROM ANY PUBLIC OR PRIVATE

1 AGENCY OR PERSON.

2 (15) MEMBERS OF THE ADVISORY COUNCIL SHALL REFER ALL LEGAL,  
3 LEGISLATIVE, AND MEDIA CONTACTS TO THE DEPARTMENT.

4 (16) ~~(12) The~~ IN ADDITION TO THE RESPONSIBILITIES PROVIDED IN  
5 THIS SECTION AND OTHERWISE PROVIDED BY LAW, THE advisory council  
6 shall do both of the following:

7 (a) Make recommendations to the commission and the department  
8 on the expenditure of money in the fund.

9 (b) Advise the commission and the department on the  
10 implementation of this act ~~and~~ PART and the establishment and operation  
11 of Michigan trailways.

12 SEC. 72110A. (1) THE EQUINE TRAILWAYS SUBCOMMITTEE IS CREATED  
13 AS A SUBCOMMITTEE OF THE ADVISORY COUNCIL. THE DEPARTMENT MAY  
14 PROVIDE STAFFING AND ADMINISTRATIVE SUPPORT TO THE EQUINE TRAILWAYS  
15 SUBCOMMITTEE. THE EQUINE TRAILWAYS SUBCOMMITTEE MAY ALSO BE STAFFED  
16 AND FUNDED BY USER GROUPS AND OTHER INTERESTED PERSONS.

17 (2) SUBJECT TO SUBSECTION (3), THE EQUINE TRAILWAYS  
18 SUBCOMMITTEE SHALL CONSIST OF THE FOLLOWING MEMBERS APPOINTED BY  
19 THE DIRECTOR OF THE DEPARTMENT:

20 (A) ONE INDIVIDUAL REPRESENTING THE STATE'S TOURISM INDUSTRY.

21 (B) FIVE INDIVIDUALS REPRESENTING THE EQUINE INDUSTRY AS

22 FOLLOWS:

23 (i) ONE INDIVIDUAL FROM THE UPPER PENINSULA.

24 (ii) ONE INDIVIDUAL FROM THE NORTHERN LOWER PENINSULA.

25 (iii) ONE INDIVIDUAL FROM THE CENTRAL LOWER PENINSULA.

26 (iv) ONE INDIVIDUAL FROM THE SOUTHEASTERN LOWER PENINSULA.

27 (v) ONE INDIVIDUAL FROM THE SOUTHWESTERN LOWER PENINSULA.

1           (3) THE SENATE MAJORITY LEADER AND THE SPEAKER OF THE HOUSE OF  
2 REPRESENTATIVES SHALL EACH SUBMIT A LIST OF 3 PERSONS TO THE  
3 DIRECTOR OF THE DEPARTMENT. THE DIRECTOR SHALL APPOINT AT LEAST 1  
4 PERSON FROM EACH OF THOSE LISTS TO THE EQUINE TRAILWAYS  
5 SUBCOMMITTEE. THE MEMBERS FIRST APPOINTED TO THE EQUINE TRAILWAYS  
6 SUBCOMMITTEE SHALL BE APPOINTED WITHIN 60 DAYS AFTER THE EFFECTIVE  
7 DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION.

8           (4) MEMBERS OF THE EQUINE TRAILWAYS SUBCOMMITTEE SHALL SERVE  
9 FOR TERMS OF 4 YEARS OR UNTIL A SUCCESSOR IS APPOINTED, WHICHEVER  
10 IS LATER, EXCEPT THAT OF THE MEMBERS FIRST APPOINTED 2 SHALL SERVE  
11 FOR 2 YEARS, 2 SHALL SERVE FOR 3 YEARS, AND 2 SHALL SERVE FOR 4  
12 YEARS.

13           (5) IF A VACANCY OCCURS ON THE EQUINE TRAILWAYS SUBCOMMITTEE,  
14 AN APPOINTMENT FOR THE UNEXPIRED TERM SHALL BE MADE IN THE SAME  
15 MANNER AS THE ORIGINAL APPOINTMENT.

16           (6) A MEMBER OF THE EQUINE TRAILWAYS SUBCOMMITTEE MAY BE  
17 REMOVED FOR INCOMPETENCY, DERELICTION OF DUTY, MALFEASANCE,  
18 MISFEASANCE, OR NONFEASANCE IN OFFICE, OR ANY OTHER GOOD CAUSE.

19           (7) THE FIRST MEETING OF THE EQUINE TRAILWAYS SUBCOMMITTEE  
20 SHALL BE CALLED BY THE DEPARTMENT WITHIN 30 DAYS AFTER THE  
21 APPOINTMENTS HAVE BEEN MADE. AT THE FIRST MEETING, THE EQUINE  
22 TRAILWAYS SUBCOMMITTEE SHALL ELECT FROM AMONG ITS MEMBERS A  
23 CHAIRPERSON AND OTHER OFFICERS AS IT CONSIDERS NECESSARY OR  
24 APPROPRIATE. AFTER THE FIRST MEETING, THE EQUINE TRAILWAYS  
25 SUBCOMMITTEE SHALL MEET AT LEAST QUARTERLY, OR MORE FREQUENTLY AT  
26 THE CALL OF THE CHAIRPERSON OR IF REQUESTED BY 3 OR MORE MEMBERS.

27           (8) A MAJORITY OF THE MEMBERS OF THE EQUINE TRAILWAYS

1 SUBCOMMITTEE CONSTITUTE A QUORUM FOR THE TRANSACTION OF BUSINESS AT  
2 A MEETING OF THE EQUINE TRAILWAYS SUBCOMMITTEE. A MAJORITY OF THE  
3 MEMBERS PRESENT AND SERVING ARE REQUIRED FOR OFFICIAL ACTION OF THE  
4 EQUINE TRAILWAYS SUBCOMMITTEE.

5 (9) THE BUSINESS THAT THE EQUINE TRAILWAYS SUBCOMMITTEE MAY  
6 PERFORM SHALL BE CONDUCTED AT A PUBLIC MEETING OF THE EQUINE  
7 TRAILWAYS SUBCOMMITTEE HELD IN COMPLIANCE WITH THE OPEN MEETINGS  
8 ACT, 1976 PA 267, MCL 15.261 TO 15.275.

9 (10) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF, OR  
10 RETAINED BY THE EQUINE TRAILWAYS SUBCOMMITTEE IN THE PERFORMANCE OF  
11 AN OFFICIAL FUNCTION IS SUBJECT TO THE FREEDOM OF INFORMATION ACT,  
12 1976 PA 442, MCL 15.231 TO 15.246.

13 (11) MEMBERS OF THE EQUINE TRAILWAYS SUBCOMMITTEE SHALL SERVE  
14 WITHOUT COMPENSATION. HOWEVER, SUBJECT TO THE AVAILABILITY OF  
15 FUNDING, MEMBERS OF THE EQUINE TRAILWAYS SUBCOMMITTEE MAY BE  
16 REIMBURSED FOR THEIR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE  
17 PERFORMANCE OF THEIR OFFICIAL DUTIES AS MEMBERS OF THE EQUINE  
18 TRAILWAYS SUBCOMMITTEE.

19 (12) THE EQUINE TRAILWAYS SUBCOMMITTEE SHALL DO ALL OF THE  
20 FOLLOWING:

21 (A) WITHIN 1 YEAR AFTER THE APPOINTMENT OF ITS MEMBERS,  
22 PREPARE AND SUBMIT TO THE ADVISORY COUNCIL A RECOMMENDED PLAN FOR A  
23 STATEWIDE NETWORK OF PACK AND SADDLE TRAILWAYS. THE RECOMMENDED  
24 PLAN FOR A STATEWIDE PACK AND SADDLE TRAILWAYS NETWORK SHALL  
25 INCLUDE BOTH OF THE FOLLOWING:

26 (i) ALL PACK AND SADDLE TRAILWAYS ON STATE OWNED LAND THAT HAVE  
27 PREVIOUSLY BEEN OPEN FOR USE BY PACK AND SADDLE ANIMALS AT ANY TIME

1 AND THAT THE EQUINE TRAILWAYS SUBCOMMITTEE DETERMINES ARE  
2 APPROPRIATE FOR PACK AND SADDLE TRAILWAYS.

3 (ii) ALL ADDITIONAL STATE LANDS THAT THE EQUINE TRAILWAYS  
4 SUBCOMMITTEE DETERMINES WOULD BE APPROPRIATE FOR PACK AND SADDLE  
5 ANIMALS AND WOULD CONTRIBUTE TO A STATEWIDE NETWORK OF PACK AND  
6 SADDLE TRAILWAYS.

7 (B) ADVISE THE ADVISORY COUNCIL AND THE DEPARTMENT ON THE  
8 DEVELOPMENT AND USE OF THE PACK AND SADDLE TRAILWAYS NETWORK.

9 (C) ADVISE THE ADVISORY COUNCIL AND THE DEPARTMENT ON OTHER  
10 MATTERS RELATED TO THE PROMOTION OF THE STATE'S EQUINE INDUSTRY.

11 (D) ADVISE THE ADVISORY COUNCIL AND THE DEPARTMENT ON FUNDING  
12 TO CONDUCT PACK AND SADDLE TRAILWAY REVIEWS UNDER SECTION 72115 AND  
13 TO PROVIDE FOR THE REOPENING OF PREVIOUSLY CLOSED PACK AND SADDLE  
14 TRAILWAYS, THE PRESERVATION OF EXISTING PACK AND SADDLE TRAILWAYS,  
15 AND THE DEVELOPMENT OF NEW PACK AND SADDLE TRAILWAYS ACROSS THE  
16 STATE.

17 (13) IF THE EQUINE TRAILWAYS SUBCOMMITTEE IS NOT APPOINTED AS  
18 PROVIDED FOR IN THIS SECTION, THE DEPARTMENT SHALL, WITHIN 2 YEARS  
19 AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS  
20 SECTION, WORK WITH THE EQUINE INDUSTRY TO DEVELOP A PLAN FOR A  
21 STATEWIDE NETWORK OF PACK AND SADDLE TRAILWAYS.

22 Enacting section 1. This amendatory act does not take effect  
23 unless Senate Bill No. 578 of the 95th Legislature is enacted into  
24 law.