





From the President's Saddlebag

Trailer Sticker Discussion

Wendy Coome from TVBCH presented information about a User tag for horse trailers for a livestock recreation fund that would only be allocated for equine activities.

The Idaho Department of Parks and Recreation is divided into six regions. The amendment of the bill would create an Advisory Board (appointed by Idaho Horse Council) to determine who would be the recipients for grants for equine projects, examples such as trail projects, building and improving trails and equestrian opportunities on Idaho Public lands.

Wendy is asking BCHI chapters to support the proposal. Cost would be \$15.00 per sticker per trailer. This bill is supported by the Idaho Parks and Rec Dept and the Idaho Recreational Council.

At this time BCHI supports the *concept* of the trailer stamp and has requested each chapter to discuss it and get back to the State BoD at the March 13, 2010 meeting with their yea or nay vote.

PBCH will begin discussions at the January 17, 2010 meeting. Details of this Legislature is on pages 7-10.

EVENTS COMMITTEE

Jim Kimball is the chairperson of this committee. Beginning in January, the committee will meet to discuss, plan and set dates for our 2010 events.

Currently it is planned to put on training courses for compass, map and GPS reading in January, Feburatry and March. Dates and times will be advertised for the public and the fee will be membership into PBCH.

If you have any particular events or rides you would like to see, or would like to be on the committee, contact Jim at 208-772-2434 or jandkkimball@roadrunner.com.

Panhandle Back Country Horsemen Contacts			Web Site: www.pbch.org		
President:	Perry Saathoff	208-691-6452	Treasure:	Sharon Bruce	208-660-5460
Vice-President:	Al Linscott	208-682-4918	Newsletter:	Debbie Samovar	dsamovar@hughes.net
Secretary:	Debbie Samovar	208-245-3041	Web Wrangler:	High Desert Design	hdd430@gmail.com

PANHANDLE BACK COUNTRY HORSEMEN GENERAL MEETING - NOVEMBER 21, 2009 MINUTES

Pres Perry Saathoff called the meeting to order at 7:30 pm.

Guests: new members Bill Clark and Kay Bradley

Minutes were approved as read.

TREASURES REPORT – Bills to be paid were: \$537.00 to Karen Kimball for per diem for Nov State Directors meeting; \$497.00 to Sharon Bruce for per diem for Nov State Directors meeting; \$110.97 to Debbie Samovar for newsletter, membership forms, Life Flight applications, stamps and refreshments; \$18.29 to Sharon Bruce for awards. Bob Williams made a motion to pay the bills, seconded by Joyce Bissell, motion passed. Sharon Bruce also reported that she would be writing checks to the State in the amounts of \$4000.00 for the 2010 Calendars and \$1745.00 for 2009 State membership dues. Also we received \$1061.00 from the Forest Service for our work at Red Ives.

GUEST SPEAKER - Andy Boggs of the FS talked about how he is applying for a \$50,000 grant for work on the Choco Trail #14 in 2011 to connect lookout stations. There will be fund matching from the Park & Recs Trail Program and from the State. The Spokane Mountaineers have committed to \$2000 worth of work, the Mt Bikers to \$300. The plan is to claw, de-compact, seed and mulch, with PBCH hauling in bales of straw. A confirmation letter and a letter of support from us need to be in by mid Dec. Trail work will be done on a cost share basis, with agreement on trails to be worked on and a cost cap covering the # of animals, lunch and mileage. Marie Cree, CDA River/Clark Fork #20, Deer Creek #448 and White Tail Peak/Alder Creek #52 are the trails being looked at.

CHRISTMAS PARTY – Angela Parsons reported that things are coming along, just need to finalize table settings.

FIFE FLIGHT - Debbie Samovar reported that there have been changes to the program. Life Flight has reorganized and is a member of the Association of Air Medical Membership Program. Due to this reorganization, costs are now \$35/household and this rate can only be obtained if you are a member of one of their recognized group Organization. Formerly we were recognized under BCHI, now PBCH is a recognized group. Memberships are now handled by the applying individual. You will now fill out and sign the Life Flight application and mail it with your payment directly to Life Flight. Your subscription period will go in effect 4 business days from the receipt of the application and is good for 1 year. Subsequent renewals will be directly from Life Flight. Coverage area is comprised of WA, OR, WY, CA north of Santa Barbara, northern NV, and ID except east of I-15.

HEALTH CERTIFICATES – It's time to fill them out again and send them to the state. Please note on them for both State and out-of-state, where you went. This information helps the state track where horses travel to.

CALENDARS – PBCH committed to selling and received 200 calendars of which we are going to pay the state \$4000.00. From that \$4000.00 we will get \$400.00. There are currently 91 calendars left to sell. It is very important that we get these sold. Remember, this make great Christmas presents, plus you get 11 chances to win one of the \$500 monthly prizes and the Grand Prize of \$6000 in a Cabela's Gift Card, \$6000 in fencing from Lucky Acers Fencing or 50/50 split of the two.

PBCH MEMBERSHIP – It's time to renew. The new application is now out and each member (except children under 18) needs to sign the Liability Waver that is on the back.

PHOTOS – Karen Kimball wants to contact Bernie Lionberger about making copies of club photos he has for our scrapbooks. It was suggested that he burn the photos to CD's or Flash Drive and Debbie Samovar volunteered to keep and update the scrapbooks.

TRAINING – Jim Kimball wants to put on 3 training sessions – map, compass and GPS. These would be free to members and would take place prior to our regularly scheduled meetings. Jim will chair the Events committee with Al Linscott, Bob Williams, Gene Bruce and Alan Harper helping with the details. We will also do outside advertising to get new members.

CONVENTION/STATE BOARD OF DIRECTORS MEETING – Karen Kimball reported that Twin Rivers will not be putting on the Outdoor Show any more. This will now be run by the Lewiston Chamber of Commerce and will include all outdoor activities from archery to water rafting. Twin Rivers will primarily be handling food. The plan is to hold it outdoors at Hells Gate in 2011.

The insurance company that provides coverage for the State and chapters has strongly stressed that events be members only and now wants each member to sign a Liability Waiver. It was suggested that we have people pay dues instead of a fee for things like pack clinics and fun rides, and to promote the benefits of membership with things like Life Flight and getting our newsletter. Our two public events will a Pack Clinic May 1st and a Steak Ride Oct 2nd. We can put on additional public events at a cost of \$45-\$65.

There was discussion about Communications, such as SPOT Locators, where you can program updates to go to someone's computer: VHF channel frequency radios using the EMT frequency, which you need to get permission and the Personal Location Beacon, such as pilots use that send out a call for Search & Rescue. It was suggested that maybe the club should check out the SPOT Locators.

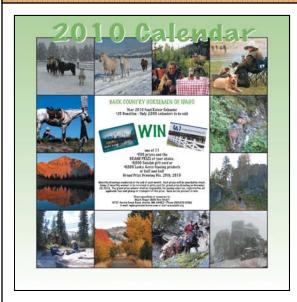
BCHMT sent out a CD on "Who Are We" and BCHI is going to make their own version.

There was a speaker on getting some legislature passed on Trailer Stickers. This is just like the Special Use Stickers on snowmobiles and boats, put applied to horse trailers. Details of the proposal will be in the newsletter with discussions on the subject to begin in January, with club vote to be given at the March State BoD meeting.

Calendar – Sales are going slow statewide. There were lots of complaints on the photos. It was voted to go ahead with a 2011 calendar and photos for it are due May 1, 2010. Mark Bogar, Karen Kimball and Debbie Samovar will get together to discuss criteria for the photos.

Lite House Grant still has \$1800 available for trail improvements and is open to all the northern chapters of which we can get up to \$500. It was suggested we get the "Who yields to Who" signs and put up on all the trail heads.

Proposal for a week long packing clinic in 2011 in southern ID passed. Proposal to reimburse clubs up to \$250 for trail projects



~~ MUST SELL ~~

This is the BCHI Fund Raiser. We've committed to selling 200 of the 2,000 calendars that were printed, and have pre-paid the state \$4000.00.

Currently we have 91 calendars left to sell. So it is very important that we get these sold. As part of the Fund Raiser, each chapter gets back 10% of on the sales.

Remember, these make great Christmas presents for your friends and family.

Additionally they'll have a chance to win one of the 11 \$500 monthly prizes and the Grand Prize of \$6000 in a Cabela's Gift Card, \$6000 in fencing from Lucky Acers Fencing or 50/50 split of the two.

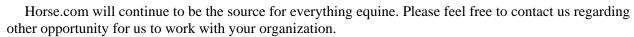
So-Sell those Calendars!!

COUNTRY CARE PROGRAM ENDS



As a participant of the Country Care program, we want to take the time to say thank you for your support. Pets United appreciates having had the opportunity to work and help your organization achieve its goals over the past year.

After evaluating the program results and the effect of the current economic environment, Pets United, LLC has made a decision to not continue supporting the program. We will be revaluating this program in the future and we will contact you if we decide to reactive the program. Regrettably, there will be no further distribution of funds to participating organization that had cumulated less than \$50.00 prior to Sept. 21, 2009.



Pets United sincerely wishes you and your organization continued success. All questions and concerns can be directed to 1-800-637-6721 or email customercare@countrysupply.com.



(Continued from page 2)

failed as it was felt the money could be better used in the legal fund.

2010 March BoD meeting will be hosted by North Central Idaho on March 13th. 2010 July BoD meeting will be hosted by Priest River Valley BCH on July 10th. 2010 Nov Convention and BoD meeting will be hosted by North Central Idaho.

Gene Bruce made a motion that PBCH should combine with the northern chapters to host the 2011 Convention, 2nd by Bob Williams, motion passed.

Gene Bruce reported that the FS closed a trail in the Squaw Butte area without public input and that BCHI could be involved in a future lawsuit. Steve Didier mentioned a suit that cost \$70K just to get it to appeals, this did not include the actual cost of the trial.

Sharon Bruce said that Leave No Trace Master Terry Steiner is willing to do a campout with our chapter, as Sherri Lionberger has moved.

It was requested that each chapter enter their activities into the BCHI web site Calendar.

Bob Williams reported that Bob Gish, president of BCHWA, meet with F&G at Shadow Valley near Newport where they have picked up 4,000 acres and they would like for the BCH to put in some horse trails.

NOMINATING COMMITTEE – Perry Saathoff read the list of nominees: President - Bob Williams; Vice President - Al Linscott; Treasurer - David Rousher; Secretary - Debbie Samovar. Board of Directors - Gene Bruce, Alan Harper (1 yr left), Marilyn Rousher (replacing Jim Kimball); Karen Kimball (re-election); and the Pres & Vice Pres (automatic). State Board Directors: Karen Kimball, Marilyn Rousher and Bob Williams as Alternate. Executive Director - Perry Saathoff; Public Lands - Jerry Shriner; Education - Terry Sverdsten; BCHI Foundation Director - Joni Lueck; Newsletter - Debbie Samovar. Jim Kimball made a motion to cast a unanimous vote to accept the nominees as read, 2nd by Lea Williams, motion passed.

Karen Kimball suggested the BoD should have a meeting in December; Jim Kimball will put it together.

Diane Shriner asked about 2010 events. There will be an Committee meeting in January and Diana volunteered.

Bob Williams made a motion to adjourn, Jim Kimball 2nd, meeting adjourned at 8:53

There 21 members present.

Respectfully Submitted, Deborah Samovar, Secretary

NEW MEMBERSHIP APPLICATIONS

One of the topics at the November State BoD meeting was the Liability Waiver. This waiver is at the request of the Insurance provider, in addition to advice from Legal Council. BCHI encourages each chapter to have annual membership renewals and new members read and sign the liability waiver when they renew/join a BCH chapter.

Discussion regarding guests on BCHI chapter rides: rides that have guest riders are considered public events and require liability insurance certificates. So as not to have to pay the additional event fees (\$45—\$60), chapters should encourage the guest(s) to join the chapter on the day of the ride. The BCHI membership has numerous benefits, LifeFlight, Broomtales and BCHA newsletters.

You will find the new PBCH application with the Liability Waiver on pages 4 and 5. Please print off both sides. Fill in all of your name, address info on the front side, and have each adult (18+) sign the back side and send it in with your dues.

New Life Flight Program & Application

The merger of a number of life flight programs under the Air Medical Membership Programs (AAMMP) means there is now a broader base of coverage for members. For instance, in the Boise area both St. Al's Life Flight and Air St. Luke's are members of the AAMMP. If you are a member of an AAMMP transport program, any of the other

members will honor that membership resulting in no out-of-

pocket costs to you.

In addition to St. Al's and St. Luke's, Cal Star in Hayward, CA, Enlow Flight Care in Chico, CA, Care Flight in Reno, NV, AirLink Critical Care Transport in Bend, OR, Life Flight Network in Portland, OR, Airlift Northwest in Seattle, WA, Northwest MedStar in Spokane, WA, and Wyoming Life Flight in Casper, WY are members of the AAMMP. Attached is a map showing the area covered by the AAMMP. Note that Montana, Eastern Idaho, Utah and Colorado are NOT covered.

Life Flight has been offering group rates since 1995 and over those 14 years there have been no fee increases. However, after careful review of the Life Flight Membership Group structure, we have come to the conclusion that we need to make changes to our renewals for group membership program and

Association of Air Medical Membership Program Seattle Spokane WASHINGTON TriCities MONTANA Portland IDAHO McCall OREGON Sun Valley WYOMING Casper Winnemucca Chico NEVADA UTAH COLORADO Fresno CALIFORNIA

renewal fees. There have been many enhancements to the Life Flight Program over the past decade, which directly relate to the need to increase our rates.

Currently you are paying a group fee of \$550 dollars for every 100 individuals in your group, equaling \$5.50 per person. With this new fee structure, Life Flight will maintain the management of your group membership and every member within your group will be given the special reduced group rate of \$35 (new memberships are \$65 per individual/family or group discounts of \$45). The definition of family includes any dependent under the age of 23 whom you claim on your income tax returns.

The key to getting the special group reduced rate is being a member of a Back Country Horsemen chapter and getting and application form once membership dues are paid. As new members are added, they will merely complete the form and send in with payment. Applications can be picked up at meetings or mailed/e-mailed to you.

The current coverage period is March 1, 2009 to February 28, 2010. If members joined mid-year, their coverage began when they joined but expires on February 28. With the new program, individuals and families will be working directly with Life Flight and the period of coverage will be for a whole year no matter when a person joins.



PANHANDLE BACK COUNTRY HORSEMEN, INC.

P.O. Box 1903 • Hayden, ID 83835

Membership Application

Back Country Horsemen of America... is a nonprofit organization working towards the preservation of the back country. Our primary purpose is to maintain trails, trailheads and opportunities to use stock in the backcountry. We work with Federal and State agencies, other groups and individuals to support proper use and protection of our backcountry. We support education of all backcountry users to reduce impacts on meadows, trails and all resources so that our right to use horses is maintained.

If you believe in our cause, we welcome your membership. We have monthly meetings, with an education session and our members receive a monthly newsletter.

Dues paid after October 1st will apply to the coming calendar year.

Please complete the following and mail with your dues to: Panhandle BCH, PO BOX 1903, Hayden, ID 83835

Name:	Spouse's First Name:				
Children's Name(s) Living at your address:					
Mailing Address:					
City:	State: Zip:				
Home Phone #:	Cell Phone #:				
E-mail:					
MEMBERSHIP LEVEL					
\$35 Family \$25 Individual \$30 Associate/Supportive We would like to know if you are willing to participate on PBCH projects or if you are becoming a member mainly to support the philosophy of PBCH. Please check the areas that you are interested in:					
 To support the philosophy of PBCH. Attend monthly meetings. Receive monthly newsletter. Work on club fund raising events. Pleasure rides. Work on trail maintenance. 	 Camp tending. Help put on programs at meetings. Newsletter or Web Editor. Work to organize pleasure rides. Work on trailheads. Help on club cook outings. 				

RELEASE OF ALL CLAIMS:

Back Country Horsemen of Idaho, Back Country Horsemen Foundation, & Panhandle Back Country Horsemen

RELEASE AND WAIVER OF CLAIM

Effective Calendar Year 2009

NOTICE:

THIS DOCUMENT IS A LEGALLY BINDING CONTRACT LIMITING YOUR RIGHTS TO RECOVER FOR INJURY AND LOSS!

Please read back of application and sign as indicated.

Nothing in this agreement is intended to limit the effect of or replace the limitation of liability provided by Idaho's Equine Activities Immunity Act, Idaho Code § 6-1801 et. seq. This agreement is intended to extend greater protection to the entities named below. By signing this document you waive your rights to bring any legal claim to recover compensation or obtain any other remedy for injury or death to yourself, your spouse, your children, or others for the loss or damage to property, however caused, arising out of the negligent or other tortuous acts of the officers or agents listed below, now or at any time in the future, caused by their actions or failure to act, or otherwise. You also agree to protect, defend, and indemnify the officers or agents listed below against all claims for injuries you cause to others in connections with any of their activities.

- **1. Definitions.** Herein "PBCH" means Panhandle Back Country Horsemen, its officers, agents, activity coordinators, activity leaders; "BCHI" means Back Country Horsemen of Idaho Foundation, its chapters, officers, directors and members. "I" means the undersigned individual, all heirs, and the members of their family, including any minors whether or not accompanying the individual, and the personal representative, executors, and administrators of the individual.
- 2. Release and Waiver of All Claims and Covenant Not to Sue. In consideration of participation in the activities of PBCH and BCHI by me, by my spouse, children and other dependents, I irrevocably waive and release PBCH and BCHI and the owners of all facilities, equipment, and land used in PBCH and BCHI activities from, and WAIVE MY SUBSTANTIAL RIGHT TO ASSERT ANY CAUSE OF ACTION, CLAIM OR DEMANDS OF ANY NATURE WHATSOEVER, including by not limited to, any claim of negligence, which I may have or acquire in the future against PBCH and BCHI on account of personal injury, property damage, death, or accident of any kind, arising from my involvement in PBCH and BCHI activities, however the injury or damage is caused, including, but not limited to, the negligence of PBCH or BCHI. I contractually release PBCH and BCHI and agree to hold PBCH and BCHI harmless from any and all liability for any claims, demands, damages, actions, causes of action, or suits of any kind or nature whatsoever, which result or may result in the future from activities sponsored by PBCH or BCHI or coordinated by PBCH or BCHI members. This release applies to all PBCH and BCHI activities in the future in which I may participate. This release shall be effective and apply to all my heirs and the members of my family, including any minors, whether or not accompanying me, and my personal representative, executors, and administrators.
- **3.** Legal Action Limitation. If any of the entities listed above has to take legal action in relation to this Agreement, and the entity is successful in the action, the unsuccessful party shall pay to the entity, in addition to all sums that the unsuccessful party may be called on to pay, a reasonable sum for the entity's attorney's fees and court costs. This Agreement shall be governed by and construed in accordance with the laws of the State of Idaho. Venue for any dispute or litigation arising out of this Agreement shall be in Kootenai County State District Court. Any modification of this Agreement or additional obligation assumed by either party in connection with this Agreement shall be binding only if in writing signed by each party or authorized representative of each party. There shall be no oral amendment or modification of this Agreement.
- **4. Acknowledgment of Risk.** I hereby acknowledge and agree that activities of PBCH and BCHI are frequently inherently dangerous and have a high degree of risk. I acknowledge that by execution hereof, I am waiving and releasing all claims against PBCH and BCHI for any injury whatsoever. I agree to participate as a common adventurer, being personally responsible for my own safety and not looking to any others to protect me from harm.
- **5. Statement of Capacity and Understanding.** I will not undertake any activity of PBCH or BCHI without becoming fully aware of the nature and extent of the risks inherent therein. By participation, I am voluntarily assuming the risks. I will not engage in the activities unless I am in good health and have no physical limitations, which could preclude my safe participation. I understand I am responsible for my own instruction in safety and providing for my own safety. I am of lawful age (18 years or older) and other wise legally competent to sign this agreement. I understand that the terms of this agreement are contractual and legally binding. By signing this agreement, I acknowledge that I have carefully read this agreement, and sign if of my own free will.

X Member's Signature	Date	Print name	
X			
Spouse's Signature	Date	Print name	
under 18 years of age, hereby consent to her signing it, and covenant not to sue. If	the terms and conditions set forth ir any provision or provisions of this A	Consent: I, as parent or guardian of the above named min in this Release and Waiver of Claim form. I authorize his of greement shall be held to be invalid, illegal, unenforceab the remaining provisions shall not in any way be affected or	or
X			
Parent or Guardian Signature	Date	Print name	
Dated this	day of	, 20	
Witness:			

Sample Draft

STATEMENT OF PURPOSE FOR MODIFICATION TO TITLE 67 CHAPTER 71 RECREATIONAL ACTIVITIES SECTION 37-71 XX IDAHO CODE

The purpose of the modification of this section of the Idaho Code is to provide for the inclusion of recreational livestock conveyances in the types of covered recreational activities.

The rational for the inclusion of these conveyances is as follows:

- At the present time, there is no provision for the inclusion of the livestock usage community in Title 67 Chapter 71.
- b) The necessity for the inclusion of recreational livestock conveyances in this section of the Idaho Code has been recognized by the users of such equipment in the State of Idaho and is endorsed by the Backcountry Horsemen of Idaho, Idaho Horse Council and various other user groups.
- c) The fact that, at the present time, there is little revenue available for the establishment of
- d) recreational livestock trailheads or for the development and maintenance of trails for livestock use is recognized by the Backcountry Horsemen of Idaho, the Idaho Horse Council, and various other user groups.
- e) Therefore, the recreational livestock users community in the State of Idaho has determined that most expeditious means of developing the necessary funds for such a program would be similar to the snowmobile, all-terrain vehicle (ATV) and off-highway motorbike programs now covered in Idaho Code Title 67 Chapter 71.

The Backcountry Horsemen of Idaho, the Idaho Horse Council and various other user groups are satisfied that the State of Idaho Department of Parks and Recreation would be the best agency to administer the new program.

FISCAL IMPACT

The fiscal impact will be the initial start up costs for publicity/brochures, computer programming, vendor manual printing and website development. The department would expect an estimated initial start up cost of \$50,000 to \$75,000 per year for at least two years After a couple of years when the program is of substantial size (20,000 to 30,000 conveyances) the 20% administrative cost should be able to cover all necessary expenses the department incurs to operate the program. Annual costs will include annual sticker purchase, permit processing, computer support, grant administration, advisory board expenses, brochures and their distribution and web site maintenance.

LEGISTLATURE OF THE STATE OF IDAHO

IN THE		
	BILL NO	
BY		

AN ACT RELATING TO RECREATIONAL ACTIVITIES; AMENDING SECTION 67-7101, IDAHO CODE, TO FURTHER DEFINE TERMS, TO PROVIDE ADDITIONAL DEFINITIONS AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING CHAPTER 71, TITLE 67, IDAHO CODE, BY THE ADDITON OF NEW SECTIONS 67-7140, 67-7141, 67-7142, 67-7143, 67-7144, 67-7145, 67-7146, 67-7147 AND 67-7148, IDAHO CODE, TO PROVIDE AN ANNUAL RECREATION LIVESTOCK CONVEYANCE PERMIT, TO PROVIDE FOR TRANSFER OF THE PERMIT, TO CREATE THE LIVESTOCK RECREATION FUND, TO PROVIDE USES OF THE MONEYS IN THE LIVESTOCK RECREATION FUND, TO ESTABLISH THE LIVESTOCK RECREATION ADVISORY COMMITTEE, TO PROVIDE EXEMPTIONS FROM REQUIREMENTS FOR A PERMIT, TO PROVIDE FOR PRINTING, DISTRIBUTION AND SALE OF RECREATION LIVESTOCK CONVEYANCE PERMITS AND TO PROVIDE PENALTIES,

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 67-7101, Idaho Code, be, and the same is hereby amended to read as follows:

67-7101. DEFINITIONS. In this chapter:

- 1) "Agriculture purposes" means the business of raising or selling livestock useful for man.
- 2) "All-terrain vehicle (ATV)" means any recreation vehicle with two (2) or more tires, under six hundred fifty (650) pounds and less than forty-eight (48) inches in width, traveling on low-pressure tires, less than five (5) psi, and designed to be ridden by one (1) person.
- "Board" means the Parks and Recreation board created under authority of section 67-4221, Idaho Code.
- 4) "Bona fide snowmobile program" means services or facilities as approved by the department that will benefit snowmobilers such as snowmobile trail grooming, plowing and maintaining snowmobile parking areas and facilities, and trail signing.
- 5) "Commercial use" means any individual or group that is using the trail or facility for capital gain and is required to purchase a special use permit.
- 6) "Competitive event" means any event that brings participants together to compete against each other or to test their skills.
- 7) "Dealer" means any person who engages in the retail sales of or rental of snowmobiles, motorbikes, or all-terrain vehicles. For purposes of sections 67-7140 through 67-7147, Idaho Code. "Dealer" means any person who engages in the sales or rental of livestock conveyances.
- 8) "Department" means the Idaho Department of Parks and Recreation.
- 9) "Designated parking area" means an area located, constructed, maintained, and signed with the approval of the land manager or owner.
- 10) (10) "Director" means the director of the Department of Parks and Recreation.
- 11) (11) "Highway" (see section 40-109, Idaho Code, but excepting public roadway as defined in this section).
- 12) "Livestock" means any domestic equine such as horses, mules, or donkey used for transporting people or goods, but shall not include canines.
- 13) "Livestock conveyance" means any trailer or vehicle used to transport livestock.
- 14) "Motorbike" means any self-propelled tow (2) or three (3) wheeled motorcycle or motor-driven cycle, excluding tractor, designed for or capable of traveling off developed roadways and highways and also referred to as trail bikes, enduro bikes, trail bikes, motocross bikes or dual-purpose motorcycles.
- 15) "Operator" means any person who is in physical control of a motorbike, all-terrain vehicle, or snowmobile.
- 16) "Owner" means every person holding record title to a motorbike, all-terrain vehicle, or snowmobile and entitled to the use or possession thereof, other than a lien holder or other person having a security interest only. For purposes of section 67-7147, Idaho Code, "owner" means every person holding proof of ownership, registration or a lease.
- 17) "Person" means an individual, partnership, association, corporation, or any other body or group of persons, whether incorporated or not, and regardless of the degree of formal organization.
- 18) "Public land" means any land owned by a public agency that is open to the public for recreational use.
- 19) "Public roadway" means all portions of any highway which are controlled by an authority other than the Idaho Transportation Department.
- 20) <u>'Recreational purposes" mean recreational riding, sightseeing. hunting, fishing, camping, trail riding and competitive events.</u>
- 21) "Snowmobile" means any self-propelled vehicle under one thousand (1,000) pounds unladen gross weight, designed primarily for travel on snow or ice or over natural terrain, which may be steered by tracks, skis, or runners, and which is not otherwise registered or licensed under the laws of the State of Idaho.
- 22) "Vendor" means any entity authorized by the department to sell recreational registrations.
- 23) "Winter recreational parking locations" means designated parking **areas** established **and** maintained with funds acquired from the cross-country skiing account.

SECTION 2. That Chapter 71, Title 67, Idaho Code, be, and the same are hereby amended by the addition thereto of <u>NEW SECTIONS</u>, to be known and designated as Sections 67-7140, 67-7141, 67-7142, 67-7143, 67-7144, 67-7145, 67-7146, 67-7147 and 67-7148, Idaho Code, and to read as follows:

67-7140. ANNUAL RECREATION LIVESTOCK CONVEYANCE PERMIT.

- 1) Commencing January 1st, 2011 and on or before January 1st of each subsequent year, any livestock conveyance as defined in section 67-7101, Idaho Code, hauling livestock which is being used for recreational purposes on public land, shall purchase a permit for that conveyance from any vendor authorized by the department and shall attach the permit to the rear of the conveyance at a position within the lower left quadrant of the conveyance.
- 2) Nonresidents who are using livestock for recreational purposes on public land and have hauled the livestock to public land in Idaho in a livestock conveyance shall purchase the annual livestock conveyance permit.
- 3) The fee for the permit shall be \$13.50 plus an additional \$1.50 vendor fee for a total fee of \$15.00.
- 4) Revenues derived from sales of the permit shall be remitted to the department for deposit in the livestock recreation fund established in section 67-7142, Idaho Code. Vendor fees shall be retained by the vendor except for department vendor fees that shall be deposited in the livestock recreation fund.

67-7141 TRANSFER OF A PERMIT.

The purchaser of any livestock conveyance which has been previously registered in that calendar year shall, within fifteen (15) days after acquiring the conveyance, make application to a vendor for transfer to him of the sticker registration previously issued for that conveyance. The purchaser shall provide the same information as required for the issuance of a recreation livestock conveyance permit shall provide the current sticker number and at the same time pay a transfer fee of five dollars (\$5.00) of which one dollar and fifty cents (\$1.50), shall go to the vendor and one dollar and fifty cents (\$1.50) shall be remitted **to** the department for deposit into the livestock recreation fund.

67-7142. LIVESTOCK RECREATION FUND ESTABLISHED.

There is hereby established in the office of the state treasurer an account to be known as the "Livestock recreation account." The fees remitted to the department for deposit in the fund shall be distributed as follows:

- 1) Up to twenty percent (20%) of all the permit fees remitted to the department may be used by the department to defray direct administrative costs; and any moneys unused at the end of the fiscal year shall be returned to the state treasurer for deposit in the state Livestock recreation account.
- 2) The remainder shall be used for the purposes specified in section 67-7143, Idaho Code.

67-7143. USE OF MONEYS IN THE ACCOUNT will be used for the building, improvement of trails, and equestrian opportunities on Idaho public lands

- 1) The board shall administer the distribution of the moneys from the fund. Moneys in the fund shall be used as follows:
 - a) Not less than twenty five percent (25%) shall be used for the securing, maintenance, construction or the development of backcountry and rural trails or recreational facilities for livestock use.
 - b) For the securing of special leases or permits, or for the actual purchase of land from a willing seller to be used for livestock recreational activity;
 - To acquire applicable matching funds from other state, federal, county, city or private funding sources;
 and
 - d) For information programs relating to trail etiquette, trail safety, signing and mapping.
 - e) For enforcement of livestock conveyance permit law.
- 2) Moneys may be used in conjunction with other funding, programs and other uses, provided trails and facilities are open to and designed for livestock use.

67-7144. LIVESTOCK RECREATION ADVISORY COMMITTEE.

The board shall appoint an advisory committee of six (6) members, one (1) from each park and recreation district created in section 67-4221, Idaho Code. Each member shall represent the best interests of recreation livestock users on a statewide basis.

Each member of the committee shall be an active member in at least two (2) recreational livestock organization based in Idaho. Members shall be selected from applications and nominations submitted by individuals or groups active in livestock recreation. Each member of the advisory committee shall be appointed by the board to serve a term of four (4) years, except that the term of the initial appointees shall commence on the date of appointment and shall be of staggered lengths. Each member of the committee shall be a qualified elector of the State of Idaho and reside in the region which they represent. The members of the committee shall be compensated as provided by section 59-509 (b), Idaho Code. Duties shall include:

- 1) Representing the best interests of livestock recreation in the state;
- 2) Meeting no more than twice each year, to review, prioritize and recommend proposed livestock recreational projects; and

 Advising and assisting the department in the administration and promotion of the livestock recreation fund programs funded from the livestock recreation account

67-7145. EXEMPTIONS.

The provisions of section 67-7140, Idaho Code, requiring purchase of a livestock conveyance permit, shall not apply to any owner who uses a livestock conveyance when:

- 1) The livestock conveyance is exclusively used for commercial livestock purposes.
- 2) The livestock conveyance is exclusively used for agricultural purposes.
- 3) The livestock conveyance is used for transporting livestock to private land.
- 4) The owner is engaging in a use for which another special use permit has been paid.
- 5) The owner is using a city park, state and or county fairgrounds, except where permit funds have been expended.

67-7146. PRINTING, DISTRIBUTION AND SALE OF RECREATION LIVESTOCK CONVEYANCE PERMITS.

The department shall print the recreation livestock conveyance permits and shall supervise the sale of permits throughout the state. The department shall distribute and sell the permits directly or may authorize vendors under agreement according to the rules of the department. The department may require authorized vendors to be bonded in accordance with the rules of the department.

67-7147. PENALTIES.

Any owner or user of a livestock conveyance who is required to obtain a recreation livestock conveyance permit and who has failed to obtain a permit after January 1, 2011, shall be guilty of an infraction punishable by a fine of not less than fifty dollars (\$50.00).

If a livestock conveyance is parked on public land, the registered owner or lessee of the conveyance is considered to be in control of the conveyance and the owner or lessee is subject to the penalties provided herein.

Breakdown of Startup Costs

From: "Leo Hennessy" Leo.Hennessy@idpr.idaho.gov To: coomew@yahoo.com Monday, September 14, 2009 8:16 PM Wendy,

The costs projected are just an estimate. It is based on real costs we incurred for the invasive species sticker program we implemented this spring. It is not the same program but the expenses will be similar but spread out over a longer period (2 years versus 6 months).

- Annual sticker purchase.	\$22,000.00/yr
- Permit processing, vendor manual printing and mailings.	\$8,000.00
- Computer support and programming changes to accommodate the new program.	\$10,000.00
- Grant administration: creation of a new rules and regulations and approval of IDAPA rules.	\$6,000.00
- Advisory board expenses, travel, per diem	\$3,000.00
- Promotional brochures development, printing and their distribution.	\$10,000.00
- Web site maintenance, adding new program web pages and update other web pages.	\$8,000.00

A person to promote and coordinate program. This person would travel across the state promoting the program through PSA's and a variety of other methods to educate the public and law enforcement. This person would also work with the advisory board, IDPR grant staff and the public to improve the program as it grows. This person will be the existing non-motorized trails program coordinator if the position still exists next year. At present this position is general funded so there would be no cost to the program but this position may be eliminated due to budget cuts so you may want to plan to work in program staff costs.

Leo Hennessy

Non-Motorized Trails Program Manager
Idaho Department of Parks and Recreation
PO Box 83720 • Boise ID • 83720-0065

5657 Warm Springs Avenue • Boise ID • 83716-8712

Work: (208)514-2419 • Work Fax: (208) 334-3741 • Cell: (208) B66-6471

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Next meetin'....

Saturday, 5th 5:30 PM Christmas Party

Enjoy some friendly conversation, hot coffee and snacks.



Ol' Festus & the crew.

Thanks to all of our members for supporting Panhandle Back Country Horsemen.
We couldn't do it without

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5th – Saturday, 5:30 PM Christmas Party

Avondale Country Club 10745 Avondale Loop Rd, Hayden Lake, ID

> Angela Parson 208-640-3105 Trail Boss

