

A-Engrossed
Senate Bill 1516

Ordered by the Senate February 12
Including Senate Amendments dated February 12

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

- Requires development of plan for Salmonberry Trail.
- Establishes Salmonberry Trail Trust Fund. Continuously appropriates moneys in fund for developing and implementing plan.
- Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the Salmonberry Trail; appropriating money; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) The State Parks and Recreation Department and the State Forestry De-**
5 **partment shall, in cooperation with other interested state agencies, local governments,**
6 **nonprofit organizations and other stakeholders, develop a plan to construct a trail along or**
7 **adjacent to the portion of the former Pacific Railway and Navigation Company line between**
8 **Banks and Tillamook, to be known as the Salmonberry Trail. The plan shall identify and ad-**
9 **dress:**

10 (a) Options for the development, maintenance and operation of each trail segment, and
11 the costs associated with the development, maintenance and operation, that:

12 (A) Take into account the existing uses of the land where trail segments are to be con-
13 structed, including active rail use;

14 (B) Ensure that the designation of trail segments will not affect surrounding private
15 property rights, including rights of way and easements, or require management of privately
16 owned lands in a manner different from that required under the Oregon Forest Practices
17 Act;

18 (C) Ensure that the development, maintenance and operation of the trail segments do
19 not affect active management of lands for their intended purposes as provided under ORS
20 530.050 and 530.490; and

21 (D) Take into account the concerns of the public and other interested parties;

22 (b) Potential sources of funding for implementation of the plan, including but not limited
23 to federal, state and private sources; and

24 (c) Options for designation of final state agency or other responsibility for the develop-
25 ment, maintenance and operation of the trail and trail facilities as identified in the plan.

26 (2) The State Parks and Recreation Department and the State Forestry Department may

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 coordinate with nonprofit organizations to raise funds and to develop, maintain and operate
2 trail and trail facilities as necessary to implement the plan developed under this section.

3 **SECTION 2.** The State Parks and Recreation Department and the State Forestry De-
4 partment shall submit the plan provided for in section 1 of this 2014 Act to an appropriate
5 interim committee of the Legislative Assembly no later than October 1, 2015.

6 **SECTION 3.** The Salmonberry Trail Trust Fund is established in the State Treasury,
7 separate and distinct from the General Fund. All gifts, grants, appropriations or donations
8 received by the state for purposes of developing or implementing the plan described in sec-
9 tion 1 of this 2014 Act shall be deposited in the Salmonberry Trail Trust Fund. All moneys
10 in the fund are continuously appropriated to the State Forestry Department for the purposes
11 of developing and implementing the plan.

12 **SECTION 4.** This 2014 Act being necessary for the immediate preservation of the public
13 peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect
14 on its passage.

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