

**FORTY-EIGHTH LEGISLATURE
FIRST SESSION, 2007**

March 5, 2007

Mr. Speaker:

Your **ENERGY AND NATURAL RESOURCES COMMITTEE**, to whom has been referred

HOUSE BILL 445, as amended

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 1, line 14, after the comma insert "THE" and strike "TRAIL" and insert in lieu thereof "TRAILS".
2. On page 1, line 22, underscore the subsection designation "A."
3. On page 2, line 4, underscore the subsection designation "B."
4. On page 2, line 11, strike "trail" and insert in lieu thereof "trails".
5. On page 2, line 15, after "of" strike the remainder of the line and strike all of line 16 up to the period and insert in lieu thereof:

"such trails if the irrigation or conservancy district has entered into a written agreement with the state agency or local public body operating or maintaining the trail and that state agency or local public body has agreed to assume the operation and maintenance of that portion of the district's property used for the trail; the state agency or local public body operating or maintaining the trail shall be subject to liability as provided in the Tort Claims Act".,

and thence referred to the **JUDICIARY COMMITTEE**.

Respectfully submitted,

James Roger Madalena, Chairman

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HENRC/HB 445

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 12 For 1 Against
Yes: 12
No: Ezzell
Excused: Garcia, T.
Absent: None

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