

**CHAPTER 1035****BRUSHY CREEK RECREATION AREA —  
ADVISORY BOARD MEMBERSHIP***S.F. 2198*

**AN ACT** relating to the appointment of the membership of the Brushy creek recreation area trails advisory board.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 455A.8, Code 2007, is amended to read as follows:

455A.8 BRUSHY CREEK RECREATION AREA TRAILS ADVISORY BOARD.

1. The Brushy creek recreation trails advisory board shall be organized within the department and shall be composed of ten members including the following: the director of the department or the director's designee who shall serve as a nonvoting ex officio member, the park ranger ~~employee who is primarily~~ responsible for ~~maintenance of~~ the Brushy creek recreation area, a member of the state advisory board for preserves established under chapter 465C, a ~~person appointed by the governor,~~ and ~~six~~ seven persons appointed by the ~~legislative council natural resource commission.~~ The director shall provide the natural resource commission with nominations of prospective board members. Each person appointed by the ~~governor or legislative council natural resource commission~~ must actively participate in recreational trail activities such as hiking, ~~bicycling,~~ an equestrian sport, or a winter sport at the Brushy creek recreation area. The voting members shall elect a chairperson at the board's first meeting each year.

2. Each voting member of the board shall serve for terms of three years, and shall be eligible for reappointment. A vacancy on the board shall be filled for the remainder of the original term. However, ~~a vacancy in the membership slot designated for the park ranger responsible for Brushy creek employee~~ shall be ~~replaced~~ filled by the ~~ranger's park employee's~~ successor, and the person representing the state advisory board for preserves shall serve at the pleasure of the board. The department shall reimburse each member, other than the director or the director's designee and the park ~~ranger employee,~~ for actual expenses incurred by the member in performance of the duties of the board. A majority of voting members constitutes a quorum, and the affirmative vote of a majority present is necessary for any action taken by the board, except that a lesser number may adjourn a meeting. A vacancy in the membership of the board does not impair the rights of a quorum to exercise all rights and perform all duties of the board. The board shall meet as required, but at least twice a year. The board shall meet upon call of the chairperson, or upon written request of three members of the board. Written notice of the time and place of the meeting shall be given to each member.

3. The board shall advise the department and the natural resource commission regarding issues and recommendations relating to the development and maintenance of trails and related activities at or adjacent to the Brushy creek recreation area.

Approved April 8, 2008