

you end up doing is creating additional problems. I repeat, the most standard term used in all laws is the word "reasonable" and that is why it is in this bill so it doesn't create all the confusion, so it doesn't create all the claims that Senator Warner and Senator Lundy would suggest. Now what is the purpose of the bill and does it have a legitimate purpose? I think so. Don't you believe the citizen who has his property and who is affected at least has some standard, some idea, in law of his rights and all this says is the Department of Roads, when they do their contracts, is going to make sure, as far as is reasonable, that you can get into and out of and other people can, too. Have they been doing this in the past? They claim absolutely. It is a part of their policy. So do the municipalities. So what is the problem with putting it into law, so the citizen knows and so that if there are cases, and I believe there have been in the past, where there is disagreement, a citizen can at least say, well, by law I am entitled blah, blah, blah. That is all we are doing with the legislation. Now Senator Warner has said you are opening up this vast field of liability and this type of thing, if that is the case, then that would seem to already be the situation since the Department of Roads testified that was their standard, that is their standard. I would urge you not to kill the bill. I believe our Department of Roads, just like the Department of Roads in every other state, has certain obligations to the citizens. That is why we pay our taxes. That is why we pay our gas taxes. Yes, we have a right to the roads as do all the citizens but they also have a right not to just be wiped out and supposedly it is not occurring now. Let's just make sure it doesn't in the future. I urge you to reject the kill motion.

SPEAKER NICHOL: Senator Conway, then Senator Higgins.

SENATOR CONWAY: Mr. Speaker and members of the body, I would rise in opposition to the kill motion. I think as Senator DeCamp pointed out that the question of "reasonable" is really... I guess what I would like to do is spend a bit of time speaking about what I believe is unreasonable. In my district in this last summer, we had one community that was completely shut off for almost four months, shut off from hard surface access, a community of 1,200 people, and the major state highway that serviced that community was shut off for approximately four months so that the state could build a new bridge over a creek that was just outside