

law, which is 100 percent.

SENATOR BROMM: But we continue with the railroad fence law then?

SENATOR COORDSEN: That is the current provisions of statute, yes.

SENATOR BROMM: Okay. Well, thank you, Senator Coordser. And I...you know, for the benefit of the people who live along the lines, and I know that Game and Parks would probably not appreciate this, but...and I know it's been difficult if not impossible to get the railroads to maintain any fences in the past. But probably as a practical matter there would be a much greater chance of the state responding in a positive way to take care of that responsibility, if they had that responsibility, as opposed to the railroad. So I don't think it's a choice for us of saying we're just going to revert back to where the landowners are stuck with the full responsibility versus the railroad having had full responsibility and not doing anything. I think we'll have probably in place a more responsive type of agency in charge of that fence being the Game and Parks. They generally want to be good neighbors, they always want to be good neighbors. And so I think what Senator Coordsen is doing would have some benefit to the adjacent landowners. Now it's a policy question for us, do we want to undertake that responsibility and that burden beyond just the initial construction, as the bill now reads? I would suggest that for those that feel that the rail banking program is an intrusion upon their right to receive a reversion of the property, which many of them had under their old deeds and grants of right-of-way, that it's not unfair for that landowner to receive at least the hope of getting the fence taken care of. And that probably won't happen in all places, but I think there will be a better chance of there being...

SENATOR CROSBY: One minute.

SENATOR BROMM: ...some participation on the part of the entity using the right-of-way than there was when the railroad maintained possession. And I do appreciate this point being brought up. And I feel...you know, I'm going to watch Senator Wickersham more closely because apparently he is the parent of things around here I don't even realize. And so I feel a little bit sheepish not having noticed this earlier. And I do