

society the most, does the least damage to the individual and maintains a balance in terms of correction and punishment, this kind of thing. It is for that reason that I supported his amendments and would have continued to had he pursued them. The only reason I'm mentioning this is we have a tendency as a body to solve almost every problem, every problem we perceive anywhere by throwing some criminal law up that makes conduct that one day wasn't criminal, makes it criminal the next day. Then we do the next step, we have an enforcement mechanism that is as capricious as anything you'll ever stumble across. It can be targeted at an individual, or a group at a particular time, not for the purposes intended, but for completely separate and extraneous purposes. Before you pass this bill on final passage, I would encourage you to examine the legislation in that light. Does it really, in the total picture, correct a problem. Will it really be enforced for the purposes stated or for separate purposes, when you can't nail somebody on something else, you use one of these? As I say, remember this, you'll see it every time you get a chance this year, invariably when we see a problem we pass some law that makes the conduct criminal and in trying to maybe get a gnat we use the hammer or the mallet. I don't know how well this legislation will work. I do know the problem, absolutely. But at least before you give the final passage seriously consider the information you are receiving and the sources, and I think, in this particular area, and particularly when you deal with criminal laws affecting juveniles, there is no individual in this body that probably has more expertise, and more objectivity, more experience than Senator Chambers. With that said, I would merely give you one example of how quickly we can make things criminal or noncriminal. Back on May 10, I think it was, 1934, if a man walked out of a bar he could carry...no you couldn't have a bar, that's right. 1934, May 10, you could carry a bag of gold in one hand, that was legal, and a bottle of whisky in the other hand, that was illegal. On May 11 the bottle of whisky was legal and the bag of gold was illegal, up until President Nixon changed it in, what, 1980...70 something. The point is we can so quickly criminalize things and sometimes they don't always work. So before you criminalize something new at least check her out pretty carefully.

PRESIDENT: Senator Pirsch.

SENATOR PIRSCH: Thank you, Mr. President. You know we've