

1 the other. The home rule power was devolved upon the so-
2 called home rule unit with respect to municipal affairs.

3 The courts have found a great deal of difficulty
4 with that distinction. In my judgment, it is an unsound
5 distinction. There is no fundamental universal distinction
6 of that sort. Things change and they found it that way.

7 In the early days, they thought of traffic
8 control in the city as local. But that has long since gone
9 by the board with all freedom of movement of people and
10 motor vehicles, et cetera.

11 It was a very difficult matter. They dumped
12 the question of what was a home rule matter in the laps
13 of the courts, so there is a great proliferation of cases
14 on this matter.

15 It seems to me we ought to adopt a theory which
16 got away from that dichotomy or distinction between those
17 two things. It seemed to me also that you should put
18 the local units on a very favorable pattern of broad
19 authority to act unless the superior authority in the State
20 the Legislature, saw a good reason by general law to limit
21 or restrict or qualify.