



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932

TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

10 MAR 2005

The Honorable Mark Forbes
Speaker
Mina' Bente Ocho Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 36 (EC), "AN ACT TO REQUIRE MANDATORY PUBLIC HEARINGS ON CERTAIN LEGISLATIVE RESOLUTIONS TO ENSURE PUBLIC INPUT, THROUGH THE AMENDMENT OF SECTION 2103 OF CHAPTER 2 OF TITLE 2 GUAM CODE ANNOTATED," now designated as **Public Law 28-12**.

Sinseru yan Magåhet,

FELIX P. CAMACHO
I Maga'låhen Guåhan
Governor of Guam

Attachment: copy attached of signed bill

cc: The Honorable Eddie Baza Calvo
Senator and Legislative Secretary

Office of the Speaker
MARK FORBES

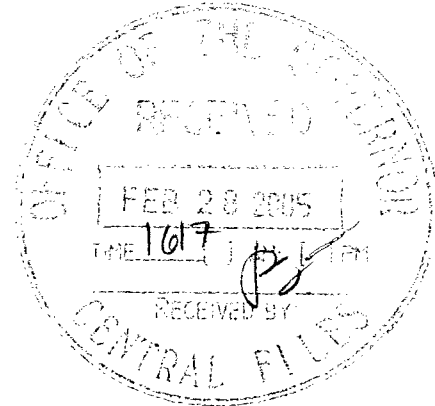
Date: 3-11-05
Time: 3:10 pm
Rec'd by: Jenice
Print Name: _____

28-05-0076



MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
TWENTY-EIGHTH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910

February 28, 2005



The Honorable Felix P. Camacho
I Maga'lahaen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910

Dear *Maga'lahi* Camacho:

Transmitted herewith are Bill Nos. 15(LS), 17(LS), 35(EC), 36(EC), 37(EC), 47(EC), 48(EC); and Substitute Bill Nos. 7(LS), 10(LS), 20(EC) and 29(EC) which were passed by *I Mina' Bente Ocho Na Liheslaturan Guåhan* on February 25, 2005.

Sincerely,

A handwritten signature in ink, appearing to read "Edward J.B. Calvo".


EDWARD J.B. CALVO
Senator and Secretary of the Legislature

Enclosures (11)


I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

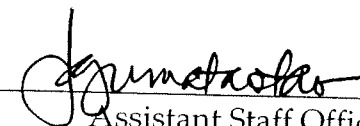
This is to certify that Bill No. 36 (EC), "AN ACT TO REQUIRE MANDATORY PUBLIC HEARINGS ON CERTAIN LEGISLATIVE RESOLUTIONS TO ENSURE PUBLIC INPUT, THROUGH THE AMENDMENT OF SECTION 2103 OF CHAPTER 2 OF TITLE 2 GUAM CODE ANNOTATED," was on the 25th day of February, 2005, duly and regularly passed.


Mark Forbes
Speaker

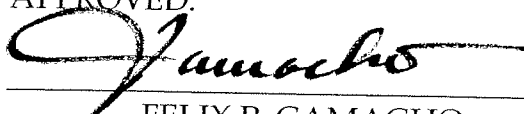
Attested:


Edward J.B. Calvo
Senator and Secretary of the Legislature

This Act was received by *I Maga'lahen Guåhan* this 28 day of February, 2005,
at 16:17 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


FELIX P. CAMACHO
I Maga'lahen Guåhan

Date: 3/9/05

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 36 (EC)

As amended on the Floor.

Introduced by:

L. A. Leon Guerrero
F. B. Aguon, Jr.
J. M.S. Brown
Edward J.B. Calvo
B. J.F. Cruz
Mike Cruz
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
J. A. Lujan
A. B. Palacios
R. J. Respicio
Ray Tenorio
A. R. Unpingco
J. T. Won Pat

AN ACT TO REQUIRE MANDATORY PUBLIC HEARINGS
ON CERTAIN LEGISLATIVE RESOLUTIONS TO ENSURE
PUBLIC INPUT, THROUGH THE AMENDMENT OF
SECTION 2103 OF CHAPTER 2 OF TITLE 2 GUAM CODE
ANNOTATED.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan*
3 finds that while public hearings are mandatory for legislative bills, public
4 hearings for legislative resolutions are not. There have been many instances
5
6 on behalf of the people of Guam—had been transmitted to high-ranking

1 officials in Washington, D.C. or to heads of foreign nations without p
2 input. Such should not be the case, as the public should be giver
3 opportunity to comment on resolutions containing issues that affect the
4 ensure that the stance *I Liheslatura* is taking in the resolution is reflectiv
5 what the public desires.

6 It is therefore the intent of *I Liheslaturan Guåhan* to require p
7 hearings on substantive resolutions that are to be transmitted to the
8 Congress, the U.S. President, or the head of a foreign state.

9 **Section 2.** Section 2103 of Chapter 2 of Title 2 Guam Code Annot
10 is hereby *amended* to read as follows:

11 **“§2103. Public Hearings Mandatory.** (a) No bill may be pa
12 by *I Liheslatura* unless it has received a public hearing, *except* that w
13 the presiding officer of *I Liheslatura* certifies that emergency condit
14 exist, involving danger to the public health or safety, the requirer
15 for a public hearing may be waived and in the event the bill is iden
16 to a bill introduced earlier, which later bill received a public hear
17 then a public hearing for the identical bill may be waived.

18 (b) No substantive resolution that is to be transmitted to the
19 President, a member of the U.S. Congress, or a head of a foreign s
20 may be passed by *I Liheslatura* unless it has received a public hear
21 Said public hearing shall be conducted by the primary author of
22 resolution. The resolution may then be placed on *I Liheslatura’s* age
23 upon the written request of the primary author to the Speaker with
24 further committee action and without a committee report.”

1 **Section 3. Severability.** *If* any of the provisions of this Act or the
2 application thereof to any person or circumstance is held invalid, such
3 invalidity shall *not* affect any other provision or application of this Act which
4 can be given effect without the invalid provision or application, and to this
5 end the provisions of this Act are severable.

I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN

2005 (FIRST) Regular Session

Date: 2-25-05

VOTING SHEET

Bill No. 36(EC)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
AGUON, Frank B., Jr.					EA
BROWN, Joanne M.S.	✓				
CALVO, Edward J.B.	✓				
CRUZ, Benjamin J.F,	✓				
CRUZ, Michael (Dr.)	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
KLITZKIE, Robert	✓				
LEON GUERRERO, Lourdes A.	✓				
LUJAN, Jesse A.	✓				
PALACIOS, Adolpho B.	✓				
RESPICIO, Rory J.	✓				
TENORIO, Ray	✓				
UNPINGCO, Antonio R.	✓				
WON PAT, Judith T.	✓				

TOTAL

14 0 0 0 1

CERTIFIED TRUE AND CORRECT:


 Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

PL 28-12



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

February 14, 2005

Speaker Mark Forbes
I Mina' Bente Ocho Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910


The Executive Committee, to which Bill No. 36, was referred, wishes to report its findings and recommendations **TO DO PASS BILL No. 36 (EC): "AN ACT TO REQUIRE MANDATORY PUBLIC HEARINGS ON CERTAIN LEGISLATIVE RESOLUTIONS TO ENSURE PUBLIC INPUT, THROUGH THE AMENDMENT OF SECTION 2103 OF CHAPTER 2 OF TITLE 2, GUAM CODE ANNOTATED"**.

Transmitted herewith for your consideration and action is our committee report on the above subject matter.

The voting record is as follows:

 5 TO PASS
 0 NOT TO PASS
 0 TO REPORT OUT ONLY
 0 ABSTAIN
 0 INACTIVE FILE

Copies of the Committee Report and other pertinent documents are attached. Thank you and si Yu'os ma'ase for your attention to this matter.


MARK FORBES

Attachments

MEMORANDUM

TO: Committee Members

FROM: Chairman

SUBJECT: Committee Report- Bill No. 36 (EC): "An Act To Require Mandatory Public Hearings On Certain Legislative Resolutions To Ensure Public Input, Through The Amendment Of Section 2103 Of Chapter 2 Of Title 2, Guam Code Annotated".

Transmitted herewith for your information and action is the report on Bill No. 36 (EC) from the Executive Committee.

This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. Bill No. 36 (EC)
4. Public Hearing Sign-In Sheet
5. Fiscal Note/ Fiscal Note Waiver
6. Notice of Public Hearing

Please take the appropriate action on the voting sheet. Your attention and cooperation in this matter is greatly appreciated.

Should you have questions regarding the report or accompanying documents, please do not hesitate to contact me.

Thank you and si Yu'os ma'ase.

MARK FORBES

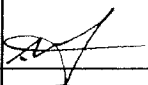

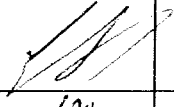
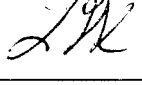

Attachments

EXECUTIVE COMMITTEE
I MINA'BENTE OCHO NA LIHESLATURAN GUÁHAN

155 HESLER PLACE, HAGÁTNA, GUAM 96910

An act to require mandatory public hearings on certain Legislative Resolutions to ensure public input, through The Amendment of section 2103 of chapter 2 of title 2, Guam Code Annotated.

VOTING SHEET

	SIGNATURE	TO PASS	NOT TO PASS	TO REPORT OUT OF COMMITTEE	ABSTAIN	INACTIVE FILE
Mark Forbes, Chairman		✓				
Joanne M.S. Brown		✓				
Edward J.B. Calvo		✓				
Lawrence F. Kasperbaeur		X				
Robert Klitzkie		✓				
Frank B. Aguon, Jr.						
Adolpho B. Palacios						

2nd 2-24/05 3rd 2/24/05

MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Introduced
JAN 26 2005

2/24/05
ej

Bill No. 34 (EC)

Introduced by: L.A. Leon Guerrero *LJG*

AN ACT TO REQUIRE MANDATORY PUBLIC HEARINGS ON CERTAIN LEGISLATIVE RESOLUTIONS TO ENSURE PUBLIC INPUT, THROUGH THE AMENDMENT OF SECTION 2103 OF CHAPTER 2 OF TITLE 2, GUAM CODE ANNOTATED.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan*

3 finds that while public hearings are mandatory for legislative bills,

4 public hearings for legislative resolutions are not. There have been

5 many instances when a resolution of significant importance—stating the

6 Legislature's position, on behalf of the people of Guam—had been

7 transmitted to high-ranking officials in Washington, D.C. or to heads of

8 foreign nations without public input. Such should not be the case, as the

9 public should be given the opportunity to comment on resolutions

10 containing issues that affect them to ensure that the stance the

11 Legislature is taking in the resolution is reflective of what the public

12 desires.

13 It is therefore the intent of *I Liheslaturan Guahan* to require public

14 hearings on substantive resolutions that are to be transmitted to the U.S.

15 Congress, the U.S. President, or the head of a foreign state.

16 Section 2. Section 2103 of Chapter 2 of Title 2, Guam Code

17 Annotated, is hereby amended to read as follows:

3/20/20
TFA
03
I a, b, c

1 "§2103. Public Hearings Mandatory. (a) No bill may be
2 passed by the Legislature unless it has received a public hearing,
3 except that when the presiding officer of the Legislature certifies
4 that emergency conditions exist, involving danger to the public
5 health or safety, the requirement for a public hearing may be
6 waived and in the event the bill is identical to a bill introduced
7 earlier, which later bill received a public hearing, then a public
8 hearing for the identical bill may be waived.

9 (b) No substantive resolution that is to be transmitted to the
10 U.S. President; a member of the U.S. Congress; or a head of a
11 foreign state, may be passed by the Legislature unless it has
12 received a public hearing."

13 **Section 3. Severability.** If any of the provisions of this Act or the
14 application thereof to any person or circumstance is held invalid, such
15 invalidity shall not affect any other provision or application of this Act
16 which can be given effect without the invalid provision or application,
17 and to this end the provisions of this Act are severable.

I MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN

FLOOR AMENDMENTS/CHANGES

Bill No. 36 (EC)

BGF Cruz
~~Speaker Mark Forbes~~
Senator Proposing Amendment

*w/primary
of committee
Chair*

it's not FA 18, C

YK FA 18, C

YK FA 18, C

Page 2 Line 12 (after the word "hearing") add the following to read:

"Said public hearing shall be conducted by the ^{primary} author of the resolution. The resolution may then be placed on the legislative agenda ~~the~~ ^{upon the written request of the primary author to the speaker} without further committee action and without a committee report."

(Below only for Clerk of Legislature's use and processing))

Date 2/24, 2005

Floor Amendment No. 1, a, b, c of a total of _____ changes on above Bill.

Votes For Amendment: _____ Votes Against Amendment: _____

AMENDMENT PASSED: ✓

Amendment Failed: _____

Amendment Withdrawn: _____

APPROVED AS TO FORM PASSED

[Signature]

AUTHOR OF AMENDMENT

Concur (initial)

[Signature]

Clerk of Legislature

Speaker

____ Ass't. Amend. Clerk

____ Engrossment Staff

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN

FLOOR AMENDMENTS/CHANGES

Bill No. 36 (EC)

JSK

Senator Proposing Amendment

(Below for Senator to complete)

Please describe proposed amendment, including where change to occur:

FA 1st Line 1 . Insert "primary" after the word the

FA 1st Line 3 . Insert ~~to~~ after the word agenda "upon the
written request of the primary author to the speaker

(Below only for Clerk of Legislature's use and processing))

Date 2/24, 2005

Floor Amendment No. 1 a, b, c of a total of _____ changes on above Bill.

Votes For Amendment: _____ Votes Against Amendment: _____

AMENDMENT PASSED: ✓

Amendment Failed: _____

Amendment Withdrawn: _____

APPROVED AS TO FORM PASSED

JSK
AUTHOR OF AMENDMENT

Concur (initial)

MS
Clerk of Legislature

Speaker

____ Ass't. Amend. Clerk
____ Engrossment Staff

I MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN
EXECUTIVE COMMITTEE
SPEAKER MARK FORBES, CHAIRMAN

COMMITTEE REPORT
ON
BILL NO. 36 (EC)

AN ACT TO REQUIRE MANDATORY PUBLIC HEARINGS ON CERTAIN LEGISLATIVE RESOLUTIONS TO ENSURE PUBLIC INPUT, THROUGH THE AMENDMENT OF SECTION 2103 OF CHAPTER 2 OF TITLE 2, GUAM CODE ANNOTATED.

I. OVERVIEW

The Executive Committee held a public hearing at 9 a.m. on February 11, 2005 in the Public Hearing Room, I Liheslaturan Guáhan. Public notice advertisement was given in the February 7, 2005, edition of the Pacific Daily News (PDN), posted in the Government Meetings Section in the February 10 and 11, 2005 editions of the PDN, and Public Notice Ads in the February 4 and 9, 2005 editions of the Marianas Variety, Guam Issue. A live broadcast of the public hearing appeared on Channel 61 that day (February 11, 2005).

Senators present at the public hearing were:

Speaker Mark Forbes, Chairman
Vice Speaker Joanne M.S. Brown, Member
Senator Robert Klitzkie, Member
Senator Frank B. Aguon, Jr., Member
Senator Adolpho B. Palacios, Sr., Member
Senator Lou A. Leon Guerrero

II. SUMMARY OF TESTIMONY

There were no individuals who presented oral or written testimony to the committee.

The author of the bill briefly made remarks on the intent of the bill;

Sen. Lou Leon Guerrero expressed that the bill mandates resolutions of great importance, particularly resolutions that are going to be sent to Washington D.C. and heads of foreign nations and high ranking officials. She stated further, "that these resolutions be given the opportunity of a public hearing to gather the input of the public for knowledge, information, education and also maybe even for whether they support the resolution or not. What the bill does is it changes or adds to the laws, to make sure that those kinds of resolutions are given a public hearing. We have in the past experienced resolutions of great importance and what comes to mind, mostly current, the resolution we had passed concerning the war reparations which are very important to the people of Guam and it did not have a public hearing. And, so, I propose this measure, so that any future resolution of that great importance would be allowed a public hearing".

III. FINDINGS AND RECOMMENDATION

The Executive Committee finds that Bill No. 36 (EC) provides for public input when a substantive resolution is introduced and that would be forwarded to the U.S. President, a member of the U.S. Congress or the head of a foreign state. By providing a public hearing on the substantive resolution, the community could voice its concerns and sentiments to our island leaders on the context of the resolution. This final voice of concern should be crafted into the resolution as to not take away the public sentiment and the legislative stance on issues our island is faced with. The committee further finds that Bill 36 is a proactive measure that would encourage the people to speak out on their

concerns and of their sentiment on the substantive issue before the legislature votes on the resolution and forwarded to the U.S. President, a member of Congress or the head of a foreign state.

Accordingly, the Committee Executive Committee, to which Bill No. 36 (EC) was referred, does hereby submit its findings and recommendations to I Mina' Bente Ocho Na Liheslaturan Guåhan **TO DO PASS BILL NO. 36 (EC)**, "An Act To Require Mandatory Public Hearings On Certain Legislative Resolutions To Ensure Public Input, Through The Amendment Of Section 2103 Of Chapter 2 Of Title 2, Guam Code Annotated".

IV. PUBLIC HEARING AGENDA

AGENDA

**COMMITTEE ON GENERAL & OMNIBUS MATTERS, and
EXECUTIVE COMMITTEE**

**Public Hearing
Friday, February 11, 2005, 9:00 a.m.**

Matanane, David J.- To serve as a member of the Chamorro Land Trust Commission

Bill No. 15 (LS) - by R. Klitzkie

An Act To Add A New Chapter 16 To 18 GCA; To Add A New Item (Q) To 4 GCA §8104; To Add A New Section (R) To 4 GCA; To Repeal And Reenact §8113 Of 4 GCA; To Amend §8130 Of 4 GCA; To Enable Government Employees To Become Full Participants In The Free Enterprise System, To Provide For Employee-Owned Companies (EOC) And To Enact The Employee-Owned Company Law And For Other Purposes.

Bill No. 29 (EC) - by F. B. Aguon

An Act Relative To The Transfer Of The Former Guam Mass Transit Authority Property And Building To The Office Of The Hagatna Mayor, For The Relocation Of The Hagatna Mayor's Office, The Possible Establishment Of A Youth Recreational Center, And For Other Community Needs And Activities.

Bill No. 35 (EC) - by J. M.S. Brown

An Act To Deappropriate Fifty Thousand Dollars (\$50,000) From The Sums Appropriated To The Legislature And To Reappropriate Said Sum To The University Of Guam Inarajan Agricultural Experiment Station.

Bill No. 36 (EC) - by L. A. Leon Guerrero

An Act To Require Mandatory Public Hearings On Certain Legislative Resolutions To Ensure Public Input, Through The Amendment Of Section 2103 Of Chapter 2 Of Title 2, Guam Code Annotated.

Bill No. 37 (EC) - by Adolpho B. Palacios

An Act To Amend § 17401, Article 4, Chapter 17, Title 3 GCA Relative To Legislative Submission.

V. SIGN-IN SHEET (There were no individuals who signed in to present oral or written testimony before the committee)



I Mina' Bente Ocho Na Liheslaturan Guahan
The 28th Guam Legislature

155 Hesler Place
Hagatna, Guam 96910
Office (671) 472-3409 • Fax (671) 472-3510

Speaker Mark Forbes

WAIVER OF FISCAL NOTE

In accordance with §9105 Title 2 GCA, I hereby certify that prompt committee action on Bill 36 is necessary to the proper conduct of legislative business. Therefore, I am waiving requirement of a fiscal note on Bill 36.

A handwritten signature in black ink, appearing to read "Mark Forbes", is written over a horizontal line.

MARK FORBES
Speaker and Chairman,
Executive Committee

Feb. 11

▲ COMMITTEE ON GENERAL AND OMNIBUS MATTERS AND EXECUTIVE COMMITTEE: Public hearing 9 a.m. Feb. 11, Legislature's public hearing room, Hagåtña. Appointment of David J. Matanane to serve as a member, Chamorro Land Trust Commission; Bill 15, enabling government employees to become full participants in free enterprise system, to provide for employee-owned companies, enact employee-owned company law; Bill 24, to reduce signature threshold for placing referendum, extend signature collection period; Bill 26, to repeal the Santos Amendment; Bill 29, transfer of former Guam Mass Transit Authority property and building to Hagåtña Mayor's Office; Bill 35, reappropriation to UOG Inarajan Agricultural Experimental Station; Bill 36, requiring mandatory public hearing on certain legislative resolutions; Bill 37, relative to legislative submission. For special accommodations, call 472-3407.

▲ GOVGUAM RETIREMENT

472-3407.

COMMITTEE ON GENERAL AND OMNIBUS MATTERS AND EXECUTIVE COMMITTEE: Public hearing 9 a.m. Feb. 11, Legislature's public hearing room, Hagåtña. Appointment of David J. Matanane to serve as a member, Chamorro Land Trust Commission; Bill 15, enabling government employees to become full participants in free enterprise system, to provide for employee-owned companies, enact employee-owned company law, and for other purposes; Bill 29, transfer of former Guam Mass Transit Authority property and building to Hagåtña Mayor's Office; Bill 35, reappropriation to UOG Inarajan Agricultural Experimental Station; Bill 36, requiring mandatory public hearing on certain legislative resolutions; Bill 37, relative to legislative submission. For special accommodations, call 472-3407. Full text of these bills may be reviewed by visiting <http://www.guamlegislature.com>.

GOVGUAM RETIREMENT FUND BOARD

ampdn.com

MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 36 (EC)

Introduced by:

L.A. Leon Guerrero *LHG*

2005 JUL 26 PM 10:45
8

AN ACT TO REQUIRE MANDATORY PUBLIC HEARINGS ON CERTAIN LEGISLATIVE RESOLUTIONS TO ENSURE PUBLIC INPUT, THROUGH THE AMENDMENT OF SECTION 2103 OF CHAPTER 2 OF TITLE 2, GUAM CODE ANNOTATED.

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5 many instances when a resolution of significant importance—stating the
6 Legislature's position, on behalf of the people of Guam—had been
7 transmitted to high-ranking officials in Washington, D.C. or to heads of
8 foreign nations without public input. Such should not be the case, as the
9 public should be given the opportunity to comment on resolutions
10 containing issues that affect them to ensure that the stance the
11 Legislature is taking in the resolution is reflective of what the public
12 desires.

13 It is therefore the intent of *I Liheslaturan Guahan* to require public
14 hearings on substantive resolutions that are to be transmitted to the U.S.
15 Congress, the U.S. President, or the head of a foreign state.

16 **Section 2.** Section 2103 of Chapter 2 of Title 2, Guam Code
17 Annotated, is hereby amended to read as follows:

1 “§2103. **Public Hearings Mandatory.** (a) No bill may be
2 passed by the Legislature unless it has received a public hearing,
3 except that when the presiding officer of the Legislature certifies
4 that emergency conditions exist, involving danger to the public
5 health or safety, the requirement for a public hearing may be
6 waived and in the event the bill is identical to a bill introduced
7 earlier, which later bill received a public hearing, then a public
8 hearing for the identical bill may be waived.

9 (b) No substantive resolution that is to be transmitted to the
10 U.S. President; a member of the U.S. Congress; or a head of a
11 foreign state, may be passed by the Legislature unless it has
12 received a public hearing.”

13 **Section 3. Severability.** If any of the provisions of this Act or the
14 application thereof to any person or circumstance is held invalid, such
15 invalidity shall not affect any other provision or application of this Act
16 which can be given effect without the invalid provision or application,
17 and to this end the provisions of this Act are severable.