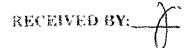
SIXTEENTH CONGRESS OF THE REPUBLIC OF THE PHILIPPINES

Third Regular Session

15 SEP -2 P4'37

SENATE

S. No. 2930



(In Substitution of SBNs 1146 and 2026)

Prepared by the Committee on Electoral Reforms and People's Participation with Senators Trillanes, Ejercito Estrada, and Pimentel III as authors

AN ACT

AMENDING SECTIONS 69 AND 261(CC) OF BATAS PAMBANSA BLG. 881, OTHERWISE KNOWN AS THE OMNIBUS ELECTION CODE OF THE PHILIPPINES, AS AMENDED, AND FOR OTHER PURPOSES

Be it enacted by the Senate and the House of Representatives of the Philippines in Congress assembled:

SECTION 1. Section 69 of Batas Pambansa Blg. 881, as amended, is hereby 1 amended to read as follows: 2 3 "Section 69. Nuisance candidates.—The Commission may, motu 4 proprio or upon a verified petition of an interested party, refuse to give due 5 course to or cancel a certificate of candidacy if it is shown that said 6 certificate has been filed UNDER ANY OF THE FOLLOWING 7 8 **CIRCUMSTANCES:** 1. to put the election process in mockery or disrepute; [or] 9 2. to cause confusion among the voters by the similarity of the 10 names of the registered candidates; [or] 11 TO OBTAIN MONEY, PROFIT, OR ANY OTHER 3. 12 CONSIDERATION; OR 13

1	4. by ANY other circumstances or acts which clearly
2	demonstrate that the candidate has no bona fide intention to run for the
3	office for which the certificate of candidacy has been filed and thus prevent
4	a faithful determination of the true will of the electorate."
5	
6	SECTION 2. Section 261(cc) of Batas Pambansa Blg. 881 is hereby amended to read
7	as follows:
8	
9	"Section 261. Prohibited Acts.—The following shall be guilty of an
10	election offense:
11	xxx
12	(cc) On candidacy and campaign:
13	$(1) \qquad xxx$
14	(2) xxx
15	(3) xxx
16	(4) xxx
17	(5) xxx
18	(6) xxx
19	(7) ANY PERSON WHO WAS FOUND BY THE
20	COMMISSION, AFTER DUE NOTICE AND HEARING, TO HAVE
21	FILED A CERTIFICATE OF CANDIDACY, UNDER ANY OF THE
22	FOLLOWING CIRCUMSTANCES:
23	(A) TO PUT THE ELECTION PROCESS IN
24	MOCKERY OR DISREPUTE;
25	(B) TO CAUSE CONFUSION AMONG THE
26	VOTERS BY SIMILARITY OF THE NAMES OF THE
27	REGISTERED CANDIDATES;
28	(C) TO OBTAIN MONEY, PROFIT, OR ANY
29	OTHER CONSIDERATION; OR
30	(D) BY ANY OTHER CIRCUMSTANCES OR ACTS
31	WHICH CLEARLY DEMONSTRATE THAT THE
32	CANDIDATE HAS NO BONA FIDE INTENTION TO RUN
. 33	FOR THE OFFICE FOR WHICH THE CERTIFICATE OF

1	CANDIDACY HAS BEEN FILED AND THUS PREVENT A
2	FAITHFUL DETERMINATION OF THE TRUE WILL OF
3	THE ELECTORATE.
4	
5	SECTION 3. Implementing Rules and Regulations Within sixty (60) days after the
6	effectivity of this Act, the Commission on Elections shall promulgate the necessary rules and
7	regulations for the effective implementation of this Act.
8	
9	SECTION 4. Separability Clause Should any provision of this Act or part hereo
10	be declared unconstitutional, the other provisions or parts not affected thereby shall remain
11	valid and effective.
12	
13	SECTION 5. Repealing Clause All laws, decrees, orders, and issuances, or
14	portions thereof, which are inconsistent with the provisions of this Act, are hereby repealed
15	amended, or modified accordingly.
16	
17	SECTION 6. Effectivity This Act shall take effect fifteen (15) days after its
18	publication in two (2) newspapers of general circulation.

Approved,