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SENATE

S. No. 2930

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(In Substitution of SBNs 1146 and 2026)

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Prepared by the Committee on Electoral Reforms and People's Participation with Senators  
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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:*

1           **SECTION 1.** Section 69 of Batas Pambansa Blg. 881, as amended, is hereby  
2 amended to read as follows:

3

4           “Section 69. *Nuisance candidates.*—The Commission may, *motu*  
5 *proprio* or upon a verified petition of an interested party, refuse to give due  
6 course to or cancel a certificate of candidacy if it is shown that said  
7 certificate has been filed **UNDER ANY OF THE FOLLOWING**  
8 **CIRCUMSTANCES:**

- 9           1.       to put the election process in mockery or disrepute; [or]  
10           2.       to cause confusion among the voters by the similarity of the  
11 names of the registered candidates; [or]  
12           3.       **TO OBTAIN MONEY, PROFIT, OR ANY OTHER**  
13 **CONSIDERATION; OR**

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)   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 hereof  
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,*