

SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)



SENATE

'17 SEP 11 P6:05

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COMMITTEE REPORT NO. 163

Submitted Jointly by the Committee on Electoral Reforms and People's Participation and the Committee on Finance on SEP 11 2017.

Re: Senate Bill No. 1584 (Prepared by the Committees)

Recommending its approval in substitution of Senate Bill Nos. 1469 and 1552

Sponsor: Senator Richard J. Gordon

MR. PRESIDENT:

The Committee on Electoral Reforms and People's Participation, and the Committee on Finance to which were primarily and secondarily referred Senate Bill No. 1469, introduced by Senator Vicente C. Sotto III, entitled:

**“AN ACT
EXTENDING THE TERM OF OFFICE OF ELECTIVE BARANGAY
OFFICIALS, POSTPONING THE OCTOBER 2017 BARANGAY AND
SANGGUNIANG KABATAAN ELECTIONS, AMENDING FOR THE
PURPOSE REPUBLIC ACT NO. 9164, AS AMENDED, ENTITLED “AN
ACT PROVIDING FOR SYNCHRONIZED BARANGAY AND
SANGGUNIANG KABATAAN ELECTIONS, AMENDING REPUBLIC
ACT NO. 7160, AS AMENDED, OTHERWISE KNOWN AS THE ‘LOCAL
GOVERNMENT CODE OF 1991’, AND FOR OTHER PURPOSES”**

Senate Bill No. 1552, introduced by Senator Richard J. Gordon, entitled:

**“AN ACT
POSTPONING THE OCTOBER 2017 BARANGAY AND SANGGUNIANG
KABATAAN ELECTIONS, AMENDING FOR THE PURPOSE REPUBLIC**

**ACT NO. 9164, AS AMENDED BY REPUBLIC ACT NO. 9340, REPUBLIC
ACT NO. 10656, REPUBLIC ACT NO. 10923, AND FOR OTHER
PURPOSES”**

have considered the same and have the honor to report them back to the Senate with the recommendation that the attached bill, Senate Bill No. 1584, prepared by the Committees, entitled:

**“AN ACT
POSTPONING THE OCTOBER 2017 BARANGAY AND SANGGUNIANG
KABATAAN ELECTIONS, AMENDING FOR THE PURPOSE REPUBLIC
ACT NO. 9164, AS AMENDED BY REPUBLIC ACT NO. 9340, REPUBLIC
ACT NO. 10656, AND REPUBLIC ACT NO. 10923, AND FOR OTHER
PURPOSES”**

be approved in substitution of Senate Bill Nos. 1469 and 1552 with Senators Vicente C. Sotto III and Richard J. Gordon as authors thereof.

RESPECTFULLY SUBMITTED:


LOREN B. LEGARDA

*Chairperson, Committee on Finance
Member, Committee on Electoral Reforms
and People’s Participation*

LEILA M. DE LIMA

*Chairperson, Committee on Electoral
Reforms and People’s Participation*

Vice Chairpersons


RICHARD J. GORDON

*Committee on Electoral Reforms
and People’s Participation
Member, Committee on Finance*

PAOLO BENIGNO “BAM” AQUINO IV

*Committee on Finance
Member, Committee on Electoral Reforms
and People’s Participation*

Anghi Ullij Pichyif to arldndnt

CYNTHIA A. VILLAR
Committee on Finance
Member, Committee on Electoral
Reforms and People's Participation

FRANCIS "KIKO" PANGILINAN
Committee on Electoral Reforms and
People's Participation
Member, Committee on Finance

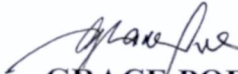
may amend

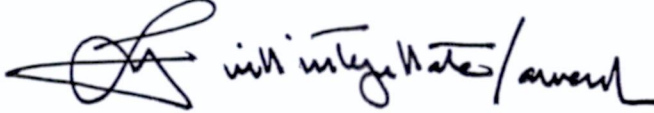
SONNY ANGARA
Committee on Finance

with interpellate/amend

PANFILO M. LACSON
Committee on Finance

Members

will amend / interpellate

GRACE POE
Electoral Reforms and People's
Participation; Finance


with interpellate/amend

FRANCIS "CHIZ" G. ESCUDERO
Electoral Reforms and People's
Participation; Finance


RISA HONTIVEROS
Electoral Reforms and People's
Participation; Finance

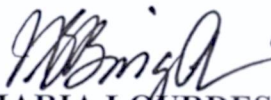
GREGORIO B. HONASAN II
Finance

WIN GATCHALIAN
Electoral Reforms and People's
Participation; Finance

JUAN MIGUEL "MIGZ" F. ZUBIRI
Finance

will amend & interpellate.

JOEL VILLANUEVA
Finance

WILL INTERPELLATE / AMEND

EMMANUEL "MANNY" D. PACQUIAO
Electoral Reforms and People's
Participation

will amend

MARIA LOURDES NANCY S. BINAY
Electoral Reforms and People's
Participation; Finance

will amend.

JOSEPH VICTOR G. EJERCITO
Finance

ANTONIO "SONNY" F. TRILLANES IV
Finance

Ex Officio Members



RALPH G. RECTO
President Pro-tempore



VICENTE C. SOTTO III
Majority Leader

FRANKLIN M. DRILON
Minority Leader

HON. AQUILINO "KOKO" PIMENTEL III
President
Senate of the Philippines

'17 SEP 11 P 6:06

SENATE

RECEIVED BY: 

Senate Bill No. 1584

(In substitution of SB Nos. 1469 and 1552)

Prepared Jointly by the Committee on Electoral Reforms and People's Participation and the Committee on Finance with Senators Vicente C. Sotto III and Richard J. Gordon as authors

AN ACT
POSTPONING THE OCTOBER 2017 BARANGAY AND SANGGUNIANG
KABATAAN ELECTIONS, AMENDING FOR THE PURPOSE REPUBLIC
ACT NO. 9164, AS AMENDED BY REPUBLIC ACT NO. 9340, REPUBLIC
ACT NO. 10656, AND REPUBLIC ACT NO. 10923, AND FOR OTHER
PURPOSES

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

1 **Section 1. Declaration of Policy.** - It is the prime duty of the State to serve
2 and protect the people. In line with this duty, the State seeks to maintain peace and
3 order, the protection of life, and the promotion of the general welfare. Given the
4 events occurring, such as: the armed conflict in Marawi City, the proclamation and
5 extension of Martial Law in Mindanao, and the prevalence of illegal drugs, it is
6 hereby declared the policy of the State to postpone the October 2017 *barangay* and
7 *sangguniang kabataan* elections to October 2018 to provide ample time for the
8 government to maintain peace and order and protect the general welfare of the
9 people.

10
11 **Sec. 2.** Section 1 of Republic Act No. 9164, as amended by Republic Act
12 No. 9340, Republic Act No. 10656, and Republic Act No. 10923, is hereby further
13 amended to read as follows:
14

1 **"SECTION 1. *Date of Election.*** - There shall be synchronized
2 *barangay* and *sangguniang kabataan* elections, which shall be held on July
3 15, 2002. Subsequent synchronized *barangay* and *sangguniang kabataan*
4 elections shall be held on the last Monday of October 2007 and every three
5 (3) years thereafter: *Provided*, That the *barangay* and *sangguniang kabataan*
6 elections on [October 31, 2016 shall be postponed to] the fourth Monday of
7 October 2017 **SHALL BE POSTPONED TO THE FOURTH MONDAY**
8 **OF OCTOBER 2018.** Subsequent synchronized *barangay* and *sangguniang*
9 *kabataan* elections shall be held on the second Monday of May 2020 and
10 every three (3) years thereafter."

11
12 **Sec. 3. *Hold Over.*** - Until their successors shall have been duly elected and
13 qualified, or until the President, through the Executive Secretary, shall appoint
14 officers-in-charge for the *barangay*, all incumbent *barangay* officials shall remain
15 in office, unless sooner removed or suspended for cause: *Provided*, that in addition
16 to the other causes under existing laws, inclusion of the name of an incumbent
17 *barangay* official in the duly confirmed and validated Drug List provided to and in
18 possession of the President shall constitute sufficient cause for the appointment of
19 *officers-in-charge* for the *barangay*; and *Provided*, finally, that *barangay* officials
20 who are *ex officio* members of the *sangguniang bayan*, *sangguniang panlungsod*,
21 or *sangguniang panlalawigan*, as the case may be shall continue to serve as such
22 members in the *sanggunian* concerned until the next *barangay* election. *The Liga*
23 *ng mga Barangay* at the municipal, city, and provincial levels shall, within thirty
24 (30) days after the next *barangay* election, conduct elections for *ex officio* positions
25 in the *sanggunians* under the supervision of the Department of the Interior and
26 Local Government.

27
28 **Sec. 4. *Ban of Government Projects.*** - The construction or maintenance of
29 *barangay*-funded roads and bridges shall be prohibited for a period of ten (10) days
30 immediately preceding the date of election, the provisions of Section 261,
31 paragraphs (v) and (w), of the Omnibus Election Code to the contrary
32 notwithstanding.

33
34 **Sec. 5. *Prohibition on Appointments of Government Officials.*** - The
35 appointment or hiring of new employees, creation of new position, promotion, or
36 giving of salary increases, remuneration or privileges in the *barangay* shall be
37 prohibited for a period of ten (10) days immediately preceding the election, the
38 provisions of Section 261, paragraph (g), of the Omnibus Election Code to the
39 contrary notwithstanding.

40
41 **Sec. 6. *Use of Appropriations.*** - The following appropriations for the
42 Commission on Elections (COMELEC) shall be considered as continuing

1 appropriations and shall be used exclusively for the conduct of the *barangay* and
2 *sangguniang kabataan* registration and elections:

3
4 (a) The amount of Nine hundred thirty-six million one hundred twenty-
5 nine thousand pesos (P936,129,000) appropriated for the *sangguniang*
6 *kabataan* elections and One hundred fifty-five million one hundred
7 sixty-seven thousand pesos (P155,167,000) appropriated for the
8 *sangguniang kabataan* registration under Republic Act No. 10651,
9 otherwise known as "The 2015 General Appropriations Act"; and
10

11 (b) The amount of Five billion nine hundred ninety-four million two
12 hundred forty-three thousand pesos (P5,994,243,000) for the
13 *sangguniang kabataan* and *barangay* elections and Five hundred six
14 million two hundred seventy-four thousand pesos (P506,274,000)
15 appropriated for the *sangguniang kabataan* and *barangay* elections
16 under Republic Act No. 10717, otherwise known as "The 2016
17 General Appropriations Act".
18

19 **Sec. 7. Use of Sangguniang Kabataan Fund.** - Until the new *sangguniang*
20 *kabataan* officials shall have been duly elected and qualified, the *sangguniang*
21 *barangay* shall not use the *sangguniang kabataan* fund except for youth
22 development and empowerment programs as provided in Republic Act No. 10742,
23 otherwise known as "The Sangguniang Kabataan Reform Act of 2015".
24

25 **Sec. 8. Implementing Rules and Regulations.** - The COMELEC shall,
26 within thirty (30) days after the effectivity of this Act, promulgate such rules and
27 regulations necessary to implement this Act.
28

29 **Sec. 9. Repealing Clause.** - All other laws, acts, presidential decrees,
30 executive orders, issuances, presidential proclamations, rules and regulations or
31 parts thereof, which are contrary to and inconsistent with any provision of this Act
32 are hereby repealed, amended, or modified accordingly.
33

34 **Sec. 10. Separability Clause.** - If any portion or provision of this Act is
35 declared unconstitutional, the remainder of this Act or any provision not affected
36 thereby shall remain in force and effect.
37

38 **Sec. 11. Effectivity.** - This Act shall take effect fifteen (15) days following
39 the completion of its publication either in the *Official Gazette* or in a newspaper of
40 general circulation in the Philippines.
41

42 *Approved*