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THIRTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
SECOND REGULAR SESSION)

RECEIVED BY: 

SENATE

S.B. No. 2078

Introduced by SENATOR ALFREDO S. LIM

AN ACT
PROHIBITING CANDIDATES, POLITICAL PARTIES AND PARTY-LIST
GROUP FOR ANY ELECTIVE PUBLIC OFFICE FROM ACCEPTING MONEY
FROM ILLEGAL GAMBLING, SUCH AS "JUETENG", AND OTHER ILLEGAL
SOURCES AND FOR OTHER PURPOSES.

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

SECTION 1. *Declaration of Policy.* – It is the policy of the state
to maintain the sanctity and purity of our electoral exercises by
preventing money from illegal gambling, such as "jueteng" and other
illegal sources from being used for or against office or position. It is
equally the state's policy to disqualify and remove those elected to
public office through the use of said money from illegal gambling or
illegal sources.

SECTION 2. *What Constitutes Money from Illegal Gambling, etc.*
– Money from Illegal Gambling shall refer to money derived or earned
from the operation of various forms of gambling, such as "jueteng",
declared as unlawful under Republic Act No. 9287.

Money from other unlawful sources shall refer to money derived
or earned from drug trafficking, bank robberies, kidnapping-for-
ransom, syndicated swindling and other criminal activities.

SECTION 3. *Election Contribution of Money from Illegal
Gambling, etc., Prohibited.* – No candidate, political party or party-list
shall accept, receive or take, use or distribute money from illegal
gambling or other illegal sources to promote or enhance his candidacy
or his partymate's candidacy.

SECTION 4. *Accepting Money from Illegal Gambling and other
Illegal Sources, Election offense.* – A candidate, political party or
party-list who accepts, receives, takes, uses or distributes money from
illegal gambling or other illegal sources for election purposes shall be
guilty of an election offense and punished with imprisonment of not
less than six (6) years but not more than twelve (12) years. The
donor, contributor or provider of money from illegal gambling or other
illegal sources shall be guilty of an election offense and punished under
this section. In addition, the guilty parties (giver and recipient) shall

be sentenced to suffer disqualification to hold public office and deprivation of the right of suffrage.

SECTION 5. *Disqualification or Removal from Office.* - Any candidate or party-list who accepts, receives, uses or distributes money from illegal gambling or other illegal sources may be disqualified from continuing with his candidacy. If proclaimed, his proclamation shall be annulled. And, if already holding office, he shall be removed from office in a manner provided below.

Section 6. *Proceedings for Disqualification, Removal.* - The proceedings under this Act: (a) for the disqualification of any candidate or party-list shall be governed by the "Omnibus Election Code" and may be filed with the Commission on Elections; (b) for the removal of local elective official shall be through *quo warranto* and may be filed with the Commission on Elections; (c) for the removal of members of Congress shall be through *quo warranto* and may be filed with the House Electoral Tribunal or the Senate Electoral Tribunal; and, (d) for the removal of the President and Vice President shall be through impeachment in accordance with the Constitution.

Section 7. *Repealing Clause.* - All laws, decrees, executive orders and Republic Acts inconsistent herewith are hereby deemed repealed.

Section 8. *Effectivity.* - This Act shall take effect upon its approval.

Approved.