


10 JUL -7 P4:16

SENATE

Senate Bill No. 734

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INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

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EXPLANATORY NOTE

Graft and corruption has been the most consistent problem plaguing the country's bureaucracy and at the heart of this malady is the myriad of bureaucratic procedures known as red tape. This results in inefficiency and the creation in the public mind that civil service has been nothing but service and that the government is neglecting the people it is supposed to serve.

This however does not stop the government, administration after administration, to look for solutions on how to improve the system particularly in speeding up the procedures. One-stop centers and the use of the internet have greatly reduced some of these procedures. However, it takes time to educate and familiarize the people about these systems specially those who live in the rural areas.

In other countries such as Germany, Japan, Indonesia, South Africa and Malaysia, one such measure is the use of a national identification system where an identification card or ID is issued so that government transactions are facilitated. Since a person's personal information can be easily accessed through the ID which is already a public document, valuable time may be saved and the opportunity for graft and corruption will be lessened as well.

This National ID, which can be used in both public and private transactions, will serve as an effective tool in upgrading the speed and quality of public service in the country. This bill seeks to establish a similar national identification system in the country.

In view hereof, passage of this bill is earnestly sought.

  
JINGGOY EJERCITO ESTRADA  
Senator

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AN ACT  
ESTABLISHING THE NATIONAL IDENTIFICATION SYSTEM AND FOR  
OTHER PURPOSES

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

**SECTION 1. Short Title.** -- This Act shall be known as "**The National I.D.  
System Law of 2010.**"

**SEC. 2. Declaration of Policy.** -- The State shall promote a just and dynamic social order that will ensure the prosperity and independence of the nation and free the people from poverty through policies that provide adequate social services, promote full employment, a rising standard of living, and an improved quality of life for all.

The State shall maintain honesty and integrity in the public service and take positive and effective measures against graft and corruption by adopting measures to promote morale, efficiency, integrity, responsiveness, progressiveness, and courtesy in the civil service

**SEC. 3. The National Identification System.** - There is hereby created the National Identification System (NIS) where all Filipino citizens, whether residing in the Philippines or not, shall be required to apply for and be issued a National identification card (ID), hereinafter referred to as National ID.

**SEC. 4. Registration.** - Filipino citizens residing in the Philippines shall, within ninety (90) days after approval of this Act, apply for the registration and issuance of a National ID, with a permanent serial number, at the office of the Local Civil Registrar of the city or municipality where he resides.

Non-resident citizens shall, within the same period, register with the nearest Philippine consular office at the country where they are residing.

In case of a minor child or an incompetent person, the parent or legal guardian shall file such application with the office of the Local Civil Registrar of the city or municipality where such minor or incompetent person resides until the minor reaches the age of majority or when the ground for such incompetence disappears, as the case may be. In case of a new-born child, the parent or legal guardian shall register such child within thirty (30) days after birth.

No accredited official or employee of a foreign government recognized by the Government of the Philippines, or a member of his official staff and family, shall be required to have an identification card.

**SEC. 5. Form and Content.** The National Statistics Office (NSO) with the Department of Interior and Local Government (DILG) shall prepare the form for the NIS. Such form shall contain the following:

1. Name;
2. Date and place of birth;
3. Civil status;
4. Name of spouse;
5. Name of parents;
6. Residence, both permanent and temporary;
7. Occupation;
8. Fingerprints; and
9. Other matters that may be necessary or required.

Such form shall be executed under oath with a recent picture of the applicant attached thereto.

The National ID shall be renewed every five years.

**SEC. 6. Functional Uses of the National ID.** - The National ID shall be presented in any of the following cases:

- (a) All transactions with the government;
- (b) In applying for any of the services and benefits offered by the Government Service Insurance System, the Social Security System, Philippine Health Insurance Corporation and similar government agencies;
- (c) In tendering income tax payments;
- (d) To serve as the advanced paper to be presented for admission in any government hospital, health center or any similar institution; and
- (e) To serve as identification card for admission in all schools, college, learning institutions and universities, whether public or private; and,
- (f) In all other similar transactions or uses which may be defined by the NSO and the DILG in the implementing rules and regulations.

When in any transaction or for identification purposes the National ID is presented, no other additional identification card shall be required or necessary.

**SEC. 7. Change of Personal Status and Residence.** Any person changing his personal status or residence or any material data in his profile as registered shall have the duty to inform the Local Civil Registrar where he is registered within six (6) months after any such change.

**Sec. 8. Prohibited Acts.** -

a. Any person required to apply for registration for the issuance of the identification card and who fails or refuses to make such application within the required period, or fails to renew the same, or any parent or legal guardian required to register a minor child shall be punished by a fine not exceeding ten

thousand pesos (P10,000.00) or imprisonment of not more than two (2) years, or both, at the discretion of the court.

b. Any person who files an application for the registration and issuance of an identification card containing statements known to him be false or who procures or attempts to procure registration and issuance of an identification card of himself or another person through fraud, or who knowingly and maliciously uses an identification card other than his own, shall be punished by a fine not more than five thousand pesos (P5,000.00) or an imprisonment of not more than one year, or both, at the discretion of the court.

c. Any person who refuses to accept, honor or recognize the presentation of the National ID in any of the transactions as enumerated in Section 6 hereof shall be punished by a fine not more than five thousand pesos (P5,000.00) or an imprisonment of not more than one year, or both, at the discretion of the court.

d. Any person who willfully refuses to accept or honor the National ID when presented for identification purposes, or requires any other additional identification card solely for identification purposes, shall be punished by a fine not more than three thousand pesos (P3,000.00) or an imprisonment of not more than six (6) months, or both, at the discretion of the court, unless on its face, the National ID is obviously manufactured, or presented by a person other than the owner of said ID, or contains any forgery or false information or otherwise fabricated.

e. Any person who willfully and maliciously fails to inform the Local Civil Registrar where he is registered within six (6) months after any change in his personal status or residence or any material data in his profile as registered shall be punished by a fine not more than two thousand pesos (P2,000.00) or an imprisonment of not more than three (3) months, or both, at the discretion of the court.

f. Any public officer or an agent thereof who knowingly falsifies, or sells or gives away any registration information, whether for any consideration or not, or who otherwise divulges to a third person any information contained therein, shall be punished by a fine not more than one hundred thousand pesos (P100,000.00) or an imprisonment of not more than six (6) years, or both, at the discretion of the court, and shall likewise suffer the penalty of perpetual absolute disqualification from public office.

g. If the offender in paragraphs (c) and (d) above is a public officer or an agent thereof, he shall likewise suffer the penalty of perpetual absolute disqualification from public office.

**SEC. 9. *Implementing Rules and Regulations.*** The NSO and the DILG shall promulgate such rules and regulations as necessary to implement the provisions of this act.

**SEC. 10. *Appropriations.*** The funds necessary to carry out the provisions shall be charged to the savings of the NSQ as provided in the current Annual General Appropriations Act. Thereafter, the necessary sum for the implementation of this Act shall be provided in subsequent General Appropriations Act.

**SEC. 11. *Repealing Clause.*** Any provision of law, decree, orders, rules and regulations contrary thereto is hereby repealed or modified accordingly.

**SEC.12. Effectivity.** This Act shall take effect fifteen (15) days after its complete publication in the Official Gazette or in at least two newspaper of general circulation, whichever comes earlier.

*Approved,*