

CONGRESS OF THE PHILIPPINES)
Fifth Regular Session)

SENATE OF THE PHILIPPINES
OFFICE OF THE SECRETARY
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S E N A T E

S. No. 1854

Introduced by Sen. Lina, Jr.

AN ACT
PROVIDING FOR THE HOLDING OF SYNCHRONIZED AND SIMULTANEOUS ELECTIONS FOR ALL NATIONAL AND LOCAL OFFICIALS ON THE SECOND MONDAY OF MAY, 1992, PROVIDING MEASURES TO ENSURE THAT THE SAID ELECTIONS SHALL BE FREE, ORDERLY, HONEST, PEACEFUL AND CREDIBLE, AND FOR OTHER PURPOSES

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

1 SECTION 1. Date of Elections. - There shall be a
2 synchronized and simultaneous election for all national and
3 local officials on the second Monday of May, 1992.

4 SEC. 2. Election and Campaign Periods. - Unless
5 otherwise fixed in special cases by the Commission on
6 Elections, the election period for regular and special
7 elections shall commence ninety (90) days before the day of
8 the election and shall end thirty (30) days thereafter.

9 The campaign periods for regular and special elections
10 are hereby fixed as follows:

11 (a) For Presidential, Vice Presidential, and
12 Senatorial elections, ninety (90) days before the day of the
13 election; and

14 (b) For the election of Members of the House of
15 Representatives and local elective provincial, city and
16 municipal officials, forty-five (45) days before the day of
17 the election.

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1 However, the foregoing campaign period shall not
2 include the day before and the end of the election itself,
3 Holy Thursday, and Good Friday during which any kind of
4 campaigning is absolutely prohibited.

5 Any provision of law to the contrary notwithstanding,
6 any candidate for Senator, Member of the House of
7 Representatives or any elective local official may campaign
8 for the national candidates of their political parties
9 before their own campaign periods.

10 SEC. 3. Nomination and Selection of Official
11 Candidates. - No political convention or meeting process for
12 the nomination or selection of the official candidates of
13 any political party or organization, or political groups, or
14 a coalition thereof, shall be held earlier than the
15 following periods:

16 a) For President, Vice President and Senators, one
17 hundred eighty (180) days before the day of election;

18 b) For elective provincial, city or municipal
19 officials, ninety (90) days before the day of election.

20 SEC. 4. Filing of Certificates of Candidacy. - The
21 certificates of candidacy of any person running for the
22 office of the President, Vice President, Senate, and the
23 House of Representatives, or any elective provincial, city
24 or municipal official, shall be filed not later than the day
25 legally fixed for the beginning of their campaign periods in
26 accordance with the form, manner, and with the receiving
27 offices or officials provided by existing laws.

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1 SEC. 5. Registration of New Voters. - There shall be
2 a registration of voters on the 15th Saturday before the day
3 of the election herein provided for voters who will reach
4 the age of eighteen (18) years on or before the day of the
5 elections or for those who failed to register in the last
6 preceding election: Provided, however, that the Commission
7 on Elections may designate an additional date of
8 registration in certain areas upon showing of special
9 reasons therefor by any interested party.

10 The board of election inspectors shall also meet on the
11 8th Saturday immediately preceding the day of the election
12 for the purpose of making such inclusions, exclusions and
13 corrections as may be or may have been ordered by the court,
14 stating the date of the order and the court which issued the
15 same and for the consecutive numbering of the voters of the
16 election precinct.

17 The board of election inspectors must post the final
18 list of voters in each precinct with each and every page
19 thereof duly signed or subscribed and sworn to by its
20 members thirty (30) days before the date of the election and
21 that failure to comply with this provision will constitute
22 an election offense.

23 Members of the military, Philippine National Police,
24 and other government officers and employees who may
25 temporarily be assigned in connection with the performance
26 of election duties to places where they are not registered
27 voters, upon presentation of their voters identification
28 cards to the board of election inspectors concerned, may be

1 allowed to vote in the election precincts of their
2 assignment for the offices of President, Vice President, and
3 Senators only unless they are registered voters in the
4 district of their temporary assignment, in which case they
5 can vote for the office of Representative.

6 A list of said persons shall be prepared by the board
7 of election inspectors in duplicate. The original copy
8 shall be transmitted to the Commission on Elections and the
9 duplicate copy, to the election registrar of the
10 municipality.

11 Special ballot may be prepared by the Commission on
12 Elections for their use.

13 SEC. 6. Election of Provincial, City, and Municipal
14 Members of the Sangguniang Panlalawigan, Sangguniang
15 Panlungsod, and Sangguniang Bayan by Districts. - The
16 members of the Sangguniang Panlalawigan, Sangguniang
17 Panlungsod and Sangguniang Bayan shall be elected by
18 district. The division of a province, city or municipality
19 into districts shall be undertaken by the Commission on
20 Elections within six (6) months from the approval of this
21 Act, on the basis of population according to the last
22 census, but in no case later than one (1) month prior to the
23 deadline for filing of the certificate of candidacy for
24 local officials: Provided, That each district shall
25 comprise as far as practicable contiguous, compact and
26 adjacent territories.

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1 No person shall be elected member of the Sangguniang
 2 Panlalawigan, Sangguniang Panlungsod or Sangguniang Bayan,
 3 as the case may be, unless he is an actual resident of his
 4 district: Provided, however, That incumbent Members of the
 5 Sanggunian who competes in the election for the same
 6 position may run in any district within the municipality,
 7 city or province where he is a registered candidate.

8 SEC 7. Remedial Measures; Authority of the
 9 Commission on Elections. - For purposes of this Act, the
 10 Commission on Elections is hereby authorized to adopt the
 11 following measures:

12 a) To provide for two (2) sets of ballots with dif-
 13 ferent colors: Yellow, for the President, Vice-President,
 14 Senators and Members of the House of Representatives; and
 15 White, for the local officials, to be placed in two (2)
 16 separate ballot boxes in the polling place;

17 b) To provide in each polling place at least twelve
 18 (12) portable voting booths made of carton/cardboard or
 19 material that is stiff enough to stand when folded at the
 20 middle and vertical scoreline to form an angle; each booth
 21 shall be 24" x 18" in size with one inch outer flap at the
 22 base thereof which shall be thumbtacked on top of a desk,
 23 armchair or writing platform; and

24 c) To increase by one (1) hour the time period for
 25 voting, i.e., from 6:00 a.m. to 3:00 p.m. except when there
 26 are voters present within thirty (3) meters in front of the
 27 polling places who have not yet cast their votes, in which
 28 case the voting shall continue in order to allow said voters
 29 to cast their votes without interruption.

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1 SEC. 8. Distribution of Election Returns. - There
 2 shall be separate election returns for the President, Vice-
 3 President, Senators, and the Members of the House of
 4 Representatives, and for local officials. The election
 5 returns required under Section 212 of Batas Pambansa Blg.
 6 881 shall be prepared in sextuplicate each.

7 The fifth and sixth copies of each election returns
 8 shall be given in that order to the authorized
 9 representatives of the accredited ruling coalition and
 10 accredited dominant opposition coalition, respectively, as
 11 determined by the Commission on Elections.

12 SEC. 9. Applicability of the Omnibus Election Code and
 13 the Electoral Reforms Law of 1987. - The provisions of the
 14 Omnibus Election Code (Batas Pambansa Blg. 881), and The
 15 Electoral Reforms Law of 1987 (Republic Act No. 6646), which
 16 are not inconsistent with the provisions of this Act, shall
 17 be applicable to the elections herein declared.

18 SEC. 10. Appropriations. - The amount of seven hundred
 19 fifty million pesos (P750,000,000) or so much thereof as may
 20 be necessary for the holding of the elections herein
 21 declared is hereby authorized to be appropriated from the
 22 General Fund of the Government not otherwise appropriated or
 23 from any saving therein, to be included in the General
 24 Appropriations Act for the calendar year 1991. The said
 25 amount shall be released to the Commission on Elections at
 26 least six (6) months prior to the elections.

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1 SEC. 11. Separability Clause. - If any part or
2 provision of this Act is declared invalid or
3 unconstitutional, the other parts or provisions thereof
4 shall remain valid and effective.

5 SEC. 12. Repealing Clause. - All laws, decrees,
6 executive orders, letters of instructions, or any part
7 thereof which may be inconsistent with this Act are hereby
8 repealed or modified accordingly.

9 SEC. 13. Effectivity. - This Act shall take effect
10 upon its approval and publication in at least two (2)
11 newspapers of general circulation.

Approved,