



## HOUSE OF REPRESENTATIVES

H. No. 6221

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BY REPRESENTATIVES BELMONTE (F.), ALEJANO, NOGRALES (K.A.), NOGRALES (J.J.), PRIMICIAS-AGABAS, HERNANDEZ, BARBERS, GARBIN, BATOCABE, CO, PICHAY, MACAPAGAL-ARROYO, BIAZON, RODRIGUEZ (M.), ROMUALDO, ABUEG, SANTOS-RECTO, ESPINO, ERICE, TEVES, ARAGONES, BERTIZ, MERCADO, SALCEDA, BATAOIL, ROBES, PANGANIBAN, ANTONIO, GARCIA (G.), UY (J.), DALIPE, SUANSING (E.), TAMBUNTING, GATCHALIAN, PALMA, SAVELLANO, VIOLAGO, CHIPECO, DEL MAR, GO (A.C.), LANETE, VILLAFUERTE, LOBREGAT, AMATONG, ARCILLAS, ARENAS, BRAVO (A.), CANAMA, DIMAPORO (A.), ESCUDERO, GO (M.), GONZALEZ, MARQUEZ, NIETO, VILLANUEVA, NAVA, TUGNA, SALON, SARMIENTO (E.M.), TAN (A.), TEJADA, VARGAS-ALFONSO, ZUBIRI, ALVAREZ (P.), FARIÑAS, SUAREZ, CALIXTO-RUBIANO, VELASCO-CATERA, BULUT-BEGTANG, REVILLA, OLIVAREZ, GERON, YAP (A.), PANCHO, MARCOLETA, ROMAN, BONDOC, DEFENSOR, HOFER, GONZALES (A.D.), NOEL, GULLAS, TY, PIMENTEL, MATUGAS, ALONTE, DE VENECIA, LOPEZ (B.), GARCIA (J.E.), BELARO, HERRERA-DY, ROA-PUNO, ATIENZA, DE VERA, ROQUE (H.), CAMPOS AND SALO, PER COMMITTEE REPORT NO. 360

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### AN ACT ESTABLISHING THE FILIPINO IDENTIFICATION SYSTEM

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

- 1           SECTION 1. *Short Title.* – This Act shall be known as the “Filipino  
2   Identification System”.

1           SEC. 2. *Declaration of Policy.* – It is declared the policy of the State  
2 to establish a single, unified, and streamlined national identification system,  
3 herein referred to as the “Filipino Identification System” or the “FilSys”, to  
4 simplify processes in public services, reduce redundancy and delay in  
5 government services and transactions, eliminate multiple government  
6 identification system, bring down administrative costs and expenses, promote  
7 greater convenience to the public, facilitate private business, identify  
8 fraudulent transactions and misrepresentations, and prevent the use of false or  
9 stolen identities, while upholding and securing at all times the rights to  
10 privacy, confidentiality, and access to registered information. Towards this  
11 end, a resilient digital infrastructure that can withstand privacy attacks and  
12 other threats to data security and privacy shall be developed to secure data and  
13 to ensure that no basic right is violated and no fundamental freedom is  
14 suppressed.

15           SEC. 3. *Objectives.* – The Filipino Identification System or FilSys is  
16 hereby instituted as an economic and social tool towards the attainment of a  
17 progressive society. It shall provide a valid proof of identity and an efficient  
18 official identity verification of all citizens of the Republic of the Philippines.  
19 It shall gradually synchronize and consolidate all existing government-initiated  
20 identification systems into one integrated identification system.

21           Pursuant thereto, the State shall provide for the installation on a gradual  
22 basis of state-of-the-art fingerprint-based biometric machines in all relevant  
23 agencies for coordination and verification of data and identity holders.

24           SEC. 4. *Definition of Terms.* – As used in this Act:

- 25           (a) *Adult* refers to a person who is at least eighteen (18) years of age;  
26           (b) *Application for modification* refers to an application for the  
27 addition, correction or modification of the content of an entry under the  
28 FilSys;

1 (c) *Application for registration* refers to an application for  
2 registration under the FilSys;

3 (d) *Biometrics information* refers to the data about a person's  
4 external characteristics or quantitative analysis that provides a positive  
5 identification of an individual such as voice, photograph, fingerprint,  
6 signature, iris, palm or such other identifiable feature captured by a device  
7 called Data Capture;

8 (e) *Cardholder* refers to a citizen registered under the FilSys and  
9 issued the Filipino ID Card;

10 (f) *Citizen* refers to a Filipino citizen, as defined in the Constitution,  
11 including those with dual or multiple nationalities;

12 (g) *Common Reference Number (CRN)* refers to the unique and  
13 permanent identification number specifically issued to an individual upon  
14 successful enrollment into the CRN Registry administered by the Philippine  
15 Statistics Authority (PSA) in coordination with other implementing agencies.  
16 It is a distinct number issued for every registered citizen across all agencies,  
17 offices and instrumentalities of government;

18 (h) *Entry* refers to information about a citizen required under this Act  
19 to be recorded under the FilSys;

20 (i) *Filipino ID Card or the FilID* refers to the nontransferrable  
21 identification document issued to every citizen registered under the FilSys;

22 (j) *Forgery* refers to counterfeiting or producing an imitation or a  
23 fake FilID;

24 (k) *Guardian* refers to the legal or judicial person who exercises care  
25 over another person or property of a minor or an incompetent person;

26 (l) *Incompetent person* refers to a citizen who is unable to make a  
27 decision or fully take care of oneself by reason of age, illness, physical or  
28 mental disability, or other similar causes, where the existing condition limits a

1 person's capacity to understand and retain information, or communicate  
2 decisions;

3 (m) *Indigenous Cultural Communities/Indigenous Peoples (ICCs/IPs)*  
4 refer to a group of people or homogenous societies identified by self-ascription  
5 and ascription by others, who have continuously lived as an organized  
6 community on communally bounded and defined territory, and who have,  
7 under claims of ownership since time immemorial, occupied, possessed and  
8 utilized such territories, sharing common bonds of language, and through  
9 resistance to political, social and cultural inroads of colonization,  
10 nonindigenous religions and cultures, became historically differentiated from  
11 the majority of Filipinos. The term shall likewise include peoples who are  
12 regarded as indigenous on account of their descent from the populations which  
13 inhabited the country, at the time of conquest or colonization, or at the time of  
14 inroads of nonindigenous religions and some or all of their own social,  
15 economic, cultural and political institutions, but who may have been displaced  
16 from their traditional domains or who may have resettled outside their  
17 ancestral domains;

18 (n) *Personal data* refers to any information distinct and relating to an  
19 identifiable natural person identified directly or indirectly, in particular by  
20 reference to an identification number or to one or more factors specific to his  
21 physical, physiological, mental, cultural or social identity, which can be  
22 classified as personal information or sensitive personal information;

23 (o) *Personal Data Breach* refers to a breach of security leading to the  
24 accidental or unlawful destruction, loss, alteration, unauthorized disclosure of,  
25 or access to, personal data transmitted, stored or otherwise processed in  
26 connection with the provision of a publicly available electronic  
27 communications service in the community;

28 (p) *Personal Data Breach Management* refers to the policies and  
29 procedures established for the purpose of managing breaches in personal data

1 security. This shall ensure the creation of a data breach response team who  
2 shall immediately take action in the event of a security incident or personal  
3 data breach to prevent identity theft and to afford protection of personal data;

4 (q) *Personal information* refers to data recorded in a material form or  
5 not, from which the identity of an individual is apparent or can be reasonably  
6 and directly ascertained by the entity holding the information, or when put  
7 together with other information would directly and certainly identify an  
8 individual;

9 (r) *Person with Disability (PWD)* refers to a citizen who is restricted  
10 from performing an activity in a normal manner or within the range considered  
11 normal for a human being as a result of mental, physical or sensory  
12 impairment;

13 (s) *Philippine Consular Office* refers to the office of the Consul of  
14 the Republic of the Philippines in a foreign territory;

15 (t) *Philippine Embassy* refers to a diplomatic mission of the Republic  
16 of the Philippines, including its economic and cultural offices, or the like, in a  
17 foreign territory;

18 (u) *Record history* refers to an entry in the FilSys consisting of the  
19 encoded information of a registered person and the entries in the FilID, as  
20 follows:

21 (1) Date of filing of the application for registration and the particulars  
22 thereof;

23 (2) Date of filing of every application for modification and the  
24 particulars thereof;

25 (3) Modified entry made, the date of such modification, and the  
26 document or other proof submitted in support thereof;

27 (4) Reason for the deletion of any entry; and

28 (5) Dates of issuance, reissuance, and cancellation of the FilID,  
29 including the reasons thereof;

1 (v) *Registered information* refers to any personal data regarding a  
2 Filipino that has been recorded in the FilSys, including biometric information;

3 (w) *Registered person* refers to a person who has been registered  
4 under the FilSys;

5 (x) *Senior citizen* refers to any resident citizen of the Philippines who  
6 is at least sixty (60) years of age;

7 (y) *Special Status* refers to the status of a person who, because of a  
8 specific attribute, is entitled to certain privileges and benefits under the law,  
9 such as being a senior citizen, a person with disability, or a solo parent; and

10 (z) *Tampering* refers to erasing, substituting, counterfeiting, or  
11 altering, by any means, the photograph, information, words, letters, or figures  
12 appearing in the FilID.

13 SEC. 5. *The Filipino Identification System.* – There is hereby  
14 established a National Identification Database System, to be known as the  
15 Filipino Identification System or the FilSys. Upon reaching the age of  
16 eighteen (18), every Filipino whether residing in the Philippines or abroad is  
17 mandated to register personal data as required by the FilSys, and, upon  
18 application, shall be issued a nontransferrable FilID with a CRN that shall be  
19 valid for life, subject to replacement only under the following circumstances:

20 (a) When there is change in name or family name by virtue of a court  
21 order or by application of law, such as a married woman adopting the surname  
22 of the husband;

23 (b) When the FilID has been lost or destroyed; or

24 (c) To effect revisions that necessitate the replacement of the card, as  
25 provided in Section 12 of this Act.

26 The FilID card shall contain on its face personal data relating to the  
27 individual in whose favor it was issued: *Provided*, That such data shall be  
28 limited to the extent necessary for the purpose or function of the FilID card, as  
29 determined by the PSA, in coordination with the Department of Information

1 and Communications Technology (DICT) and the National Privacy  
2 Commission (NPC) and other implementing agencies. The card shall be made  
3 of tamper-proof security material.

4 The FilID shall serve as the official government-issued identification  
5 document of a cardholder in dealing with national government agencies, local  
6 government units (LGUs), government-owned or -controlled corporations  
7 (GOCCs), and government financial institutions (GFIs).

8 For the purpose of transacting with a government agency or office, or of  
9 availing of any government service that requires proof of one's identity, no  
10 other government-issued identification card shall be required from an  
11 individual upon presentation of the FilID.

12 Private entities or establishments are likewise mandated to accept the  
13 FilID as a valid proof of identity of the individual, without requiring other or  
14 additional documents.

15 The FilID shall have the capability to store at least the biometric  
16 information of the individual cardholder. All personal data appearing therein  
17 must match the registered information in the FilSys. The FilID shall have  
18 security features that shall prevent tampering or forgery. The Card shall be  
19 made of tamper-proof security material and the digital record contained therein  
20 shall be encrypted and protected against tampering.

21 The initial application and issuance of the FilID shall be free of charge  
22 as part of the government's social service responsibility. A standard fee shall  
23 be collected by the issuing agency for the reissuance or release of a  
24 replacement card: *Provided*, That the PSA and other implementing agencies  
25 may identify instances wherein a replacement card may be issued free of  
26 charge.

27 The pertinent details of applicants with preexisting government-issued  
28 identification card or available biometric information shall be harmonized,  
29 utilized and honored as reference in the issuance of the FilID. The submission

1 of personal information by every applicant for a FilID shall be made under  
2 oath.

3 All existing related identification systems and databases of the  
4 government shall be integrated into the FilSys.

5 The PSA shall manage the implementation of the FilSys and ensure the  
6 security of the system, in accordance with all applicable laws and policies.  
7 Access to the FilSys shall be restricted to personnel of the PSA, the DICT,  
8 the NPC, and other implementing agencies that have the appropriate security  
9 clearance, but shall be limited to the extent necessary for the performance of  
10 their respective functions relative to the FilSys. The PSA shall collaborate with  
11 other implementing agencies and government entities in order to ensure the  
12 registration and enrolment of all Filipinos into the FilSys, including the  
13 ICCs/IPs and those residing in remote localities. Additional assistance shall be  
14 provided, as needed, to address registration concerns of ICCs/IPs who do not  
15 possess proofs of identity. Filipinos residing abroad shall register and enroll in  
16 the FilSys at the nearest office of the Department of Foreign Affairs (DFA) in  
17 the Philippine Embassies or Consular Offices in their country of residence.

18 SEC. 6. *Filipino Identification System Components.* – The FilSys shall  
19 consist of the following key components:

20 (a) Common Reference Number (CRN) - a unique and permanent  
21 identification number issued to a citizen registered under the FilSys during the  
22 extent of an individual's lifetime, and which shall not be reissued to another  
23 individual;

24 (b) Filipino Identification Card (FilID) - the physical medium issued  
25 to a Filipino citizen registered under the FilSys that contains essential  
26 information about the citizen's identity; and

27 (c) Filipino Citizen Registry - the collection of records and  
28 information about citizens enrolled in the FilSys that is administered by the  
29 PSA.



1           SEC. 7. *Entries in the FilSys.* – All personal data of a person  
2 registered in the FilSys shall be strictly confidential and shall be limited to the  
3 following:

4           (a) On the face of the card:

5           (1) Common Reference Number (CRN);

6           (2) Full name;

7           (3) Name suffix;

8           (4) A front facing photograph;

9           (5) Sex;

10          (6) Date of birth;

11          (7) Place of birth;

12          (8) Permanent address;

13          (9) Blood type; and

14          (10) Barcode;

15          (b) In the smart chip:

16          (1) CRN;

17          (2) Agency code;

18          (3) Enrolment date (YYYYMMDD);

19          (4) Station ID;

20          (5) Sequence number (enrolment per station);

21          (6) Full name;

22          (7) Name suffix;

23          (8) Sex;

24          (9) Date of birth;

25          (10) Place of birth;

26          (11) Permanent address;

27          (12) Marital status;

28          (13) Blood type;

29          (14) Parents' full name;

- 1 (15) Biometrics information:
- 2 (i) Left primary finger code,
- 3 (ii) Right primary finger code,
- 4 (iii) Left backup finger code,
- 5 (iv) Right backup finger code,
- 6 (v) Iris scan, and
- 7 (vi) Facial image exception code;
- 8 (16) Height (in centimeters);
- 9 (17) Weight (in kilograms);
- 10 (18) Distinguishing features; and
- 11 (19) Tax Identification Number (TIN);
- 12 (c) In the database:
- 13 (1) CRN;
- 14 (2) Agency code;
- 15 (3) Enrolment date (YYYYMMDD);
- 16 (4) Station ID;
- 17 (5) Sequence number (enrolment per station);
- 18 (6) Full name;
- 19 (7) Name suffix;
- 20 (8) Date of birth;
- 21 (9) Place of birth;
- 22 (10) Sex;
- 23 (11) Permanent address;
- 24 (12) Temporary mailing address;
- 25 (13) Email address;
- 26 (14) Mobile number;
- 27 (15) Marital status;
- 28 (16) Spouse CRN;
- 29 (17) Marriage certificate reference number;

- 1 (18) Father's full name;
- 2 (19) Father's name – suffix;
- 3 (20) Father's CRN;
- 4 (21) Father's birth certificate reference number;
- 5 (22) Mother's full name;
- 6 (23) Mother's name – suffix;
- 7 (24) Mother's CRN;
- 8 (25) Mother's birth certificate reference number;
- 9 (26) Parent's marriage certificate reference number;
- 10 (27) Biometrics information, as follows:
  - 11 (i) Left primary finger code,
  - 12 (ii) Right primary finger code,
  - 13 (iii) Left backup finger code,
  - 14 (iv) Right backup finger code, and
  - 15 (v) Facial image exception code;
- 16 (28) Height (in centimeters);
- 17 (29) Weight (in kilograms);
- 18 (30) Distinguishing features;
- 19 (31) Relevant information to prove filiation, paternity, maternity and  
20 **legitimacy** or illegitimacy of a child;
- 21 (32) Special status, if any (senior citizen or elderly, PWD, or solo  
22 **parent**);
- 23 (33) Other personal circumstances, such as:
  - 24 (i) Voter's identification number,
  - 25 (ii) Philippine Passport number,
  - 26 (iii) TIN and tax-related concerns,
  - 27 (iv) Philippine Health Insurance Corporation (PhilHealth)  
28 **membership** number,
  - 29 (v) Professional Regulation Commission (PRC) registration number,

- 1 (vi) Government Service Insurance System (GSIS) number,  
2 (vii) Social Security System (SSS) number,  
3 (viii) Home Development Mutual Fund (HDMF/Pag-IBIG)  
4 membership number, or  
5 (ix) Driver's license;  
6 (34) Such other information as the pertinent authorities may require  
7 for the purpose of attaining the objectives of the FilSys; and  
8 (35) Death Certificate Reference Number (DCRN).

9 SEC. 8. *Roles and Functions of Agencies.* – The government agencies  
10 that shall implement the FilSys are, as follows:

- 11 (a) DICT;  
12 (b) DFA;  
13 (c) Department of the Interior and Local Government (DILG);  
14 (d) Department of Labor and Employment (DOLE);  
15 (e) PSA;  
16 (f) GSIS;  
17 (g) SSS;  
18 (h) Commission on Elections (COMELEC);  
19 (i) NPC;  
20 (j) PRC;  
21 (k) PhilHealth;  
22 (l) HDMF or Pag-IBIG Fund;  
23 (m) Bureau of Internal Revenue (BIR);  
24 (n) Local Civil Registrar Offices (LCROs);  
25 (o) Land Transportation Office (LTO); and  
26 (p) Philippine Postal Services (PPS).

27 *Provided,* That the foregoing agencies shall comply with the prescribed  
28 minimum standards in relation to the FilSys, and other provisions of this Act.

1           The foregoing list notwithstanding, the DICT and the NPC, as an  
2 integral part of system implementation, shall provide technical assistance in  
3 the management of the system owing to the primary mandate of upholding  
4 data privacy and instituting safeguards in the processing of personal data of  
5 citizens while allowing for the free flow of information without compromising  
6 the security of such personal data.

7           The implementing agencies shall provide a single uniform data format  
8 and common platform to ensure data portability and compatibility all  
9 throughout the entire government system. They must ensure the compatibility  
10 of their respective technology infrastructure to comply with the minimum  
11 requirements of the FilSys.

12           The FilSys shall be stored in a computer database that will be managed,  
13 maintained, and administered by the PSA with the technical assistance of the  
14 DICT. The PSA shall exercise technical supervision over the implementation  
15 of this Act, issue enhancements thereto, and assist in the reconstruction of  
16 data, as the need arises.

17           Access to and use by other implementing agencies of the FilSys shall be  
18 limited to the minimum extent necessary for their respective purposes in  
19 requiring the issuance or presentation of a FilID by an individual.

20           *SEC. 9. Compulsory Registration.* – Upon the effectivity of this Act  
21 and when the FilSys has become operational, every Filipino residing in the  
22 Philippines shall register with the FilSys at the LCRO of the city or  
23 municipality of residence or in any of the implementing agencies and apply for  
24 the issuance of a FilID. Registrations and applications by Filipinos residing  
25 abroad shall be filed with the nearest Philippine Embassy or Consular Office  
26 of their current country of residence.

27           The application for the FilID shall be filed personally. No fees shall be  
28 charged for the filing of applications for registration and all applications shall  
29 be made under oath.

1           A senior citizen or a PWD who, due to physical incapacity, cannot  
2 personally file an application, may file the same through a representative  
3 authorized under a special power of attorney. The parent or guardian of a  
4 PWD may file an application on behalf of the latter with the LCRO in the city  
5 or municipality, or with the Philippine Embassy or Consular Office nearest the  
6 applicant's place of residence.

7           SEC. 10. *Support to Local Government Units.* – The DICT shall  
8 provide technical support and assistance to LGUs to ensure that all LCROs  
9 have the appropriate equipment, facilities, and means to effectively perform  
10 their duties under this Act.

11           The NPC shall likewise lend technical assistance to government  
12 agencies or offices to ensure their compliance with Republic Act No. 10173 or  
13 the "Data Privacy Act of 2012", in the performance of their duties and  
14 functions under this Act.

15           SEC. 11. *Functional Uses of the Identification System.* – The FillID  
16 shall be presented, honored and accepted in transactions requiring proof or  
17 verification of a Filipino citizen's identity or personal circumstances, such as  
18 in the performance of the following acts:

- 19           (a) Acknowledging any document before a notary public;
- 20           (b) Taking an oath of office upon election or appointment to any  
21 position in the government service;
- 22           (c) Applying for and receiving any license, certificate or permit from  
23 any public authority;
- 24           (d) Paying any tax or fee, or receiving any money sourced from any  
25 public fund; and
- 26           (e) Entering into any other transaction with a government agency or  
27 office.

1           The FilSys shall be designed to monitor violations and infractions of the  
2 provisions of this Act for appropriate corrective actions, with notice to the  
3 concerned individual.

4           Except in instances allowed under the provisions of Republic Act No.  
5 9225 or the "Citizenship Retention and Re-acquisition Act of 2003", the FilID  
6 shall *motu proprio* be rendered invalid and ineffective upon the loss of Filipino  
7 citizenship.

8           Upon presentation of the FilID, no other card shall be required as valid  
9 proof of identification in transactions with government agencies and private  
10 establishments. Only biometric data may be used in replacement of the FilID.

11           SEC. 12. *Change of Personal Status and Residence.* – Any person who  
12 intends to effect changes in personal data already registered in the FilSys, shall  
13 inform the LCRO, Embassy, or Consular Office nearest the place of residence  
14 of any change within the period prescribed by the implementing agency. The  
15 individual shall file a request for modification of specific entries in the FilSys  
16 within six (6) months from the date of such change. The changes that may be  
17 allowed are the following:

18           (a) Change in a person's name by virtue of court order or by  
19 application of law, such as a married woman adopting the surname of the  
20 husband;

21           (b) Change of a person's civil status; or

22           (c) Change in a person's stated address.

23           SEC. 13. *Protection Against Unlawful Disclosure of Information/*  
24 *Records.* – No person may disclose, collect, record, convey, disseminate,  
25 publish, or use any personal data registered with the FilSys, give access thereto  
26 or give copies thereof to third parties or entities, including law enforcement  
27 agencies, national security agencies, or units of the Armed Forces of the  
28 Philippines (AFP), except in the following circumstances:

1 (a) When the holder of the FilID expressly authorizes the disclosure  
2 of such information to a third person, entity or agency;

3 (b) In case of accident, disaster or fortuitous events, when information  
4 on the medical history of the holder such as the blood type or special medical  
5 needs or other relevant information are needed by medical institutions and  
6 health service workers;

7 (c) When the interest of public health or safety so requires; or

8 (d) Upon the order of any competent court.

9 The unauthorized or unlawful processing, disclosure, collection,  
10 recording or use of any information registered with the FilSys shall be  
11 punishable under all applicable laws, including Republic Act No. 10173. Any  
12 information obtained as a result of unlawful acts previously mentioned shall be  
13 inadmissible in any judicial proceedings and cannot be held against the holder  
14 of the FilID or the other person involved.

15 SEC. 14. *Safeguards on the Filipino Identification System (FilSys).* –

16 The PSA, as repository and custodian of all data and all civil registry records,  
17 shall create and maintain a Filipino Citizen Registry that will contain the  
18 registered records and information of persons enrolled in the FilSys. The PSA  
19 shall institute the necessary measures to safeguard the information provided in  
20 the FilID. It shall coordinate with the DICT and the NPC to ensure the  
21 implementation of organizational, physical and technical security measures  
22 designed to address attendant risks, including the preservation and  
23 accessibility of personal data and the protection thereof against natural dangers  
24 such as accidental loss or destruction, and human dangers such as unlawful  
25 access, fraudulent misuse, unlawful destruction, alteration and contamination.

26 All personal data being held and collated by the PSA shall not be  
27 transferred or stored outside the country, regardless of other country's  
28 adequate level of protection, as determined by the NPC.



1 All implementing agencies shall uphold the provisions of Republic Act  
2 No. 10173 and other existing laws to ensure data protection and guarantee  
3 respect for the right to privacy throughout the whole process and accord all  
4 Filipino citizens registered under the FilSys their rights as data subjects, as  
5 provided for under Republic Act No. 10173.

6 For monitoring purposes, the NPC shall regularly conduct a privacy  
7 impact assessment on all relevant implementing agencies.

8 The information in the Filipino Citizen Registry shall be categorized in  
9 a manner that allows proper safeguards in data access, security, and change  
10 management.

11 SEC. 15. *Penal Provisions.* – In applying for a FilID, any person who  
12 uses false information or procures a card through fraud and utilizes it even in a  
13 legitimate transaction shall be punished with imprisonment of not less than six  
14 (6) months, but not more than two (2) years, or a fine of not less than fifty  
15 thousand pesos (P50,000.00), but not more than five hundred thousand pesos  
16 (P500,000.00), or both, at the discretion of the court.

17 Any person who shall willfully and unjustifiably refuse to accept,  
18 acknowledge or recognize the FilID as the only official identification of the  
19 owner thereof shall also be punished with the same penalties stated in the  
20 preceding paragraph.

21 Any public official or employee who connives with the offender in  
22 committing the acts mentioned in the last two (2) preceding paragraphs or, on  
23 his own, causes the issuance of an unauthorized FilID or approves the  
24 application for the same, despite the knowledge of the existence of fraud or  
25 false information, shall suffer the corresponding penalties imposed in the last  
26 two (2) preceding paragraphs and shall suffer the penalty of perpetual  
27 disqualification from government service.

28 The president, general manager, managing partner or any officer in  
29 charge of managing the affairs of a partnership, corporation, organization or

1 any similar entity found to have sold or traded information contained in the  
2 FilSys for company gain or for any other purpose shall be held liable and  
3 penalized with the same penalties stated in this section.

4 The penalties in this section shall be imposed in addition to those  
5 imposed on acts punishable by existing penal and other laws, such as Republic  
6 Act No. 10173, including acts of omission.

7 SEC. 16. *Failure to Present the ID Card.* – The biometric data shall  
8 be accepted in case a cardholder fails to present the FilID when transacting  
9 business with the government and shall not be a ground to deny or limit the  
10 grant of basic government service as long as such transaction allows the  
11 nonpresentation of the FilID.

12 SEC. 17. *Appropriations.* – The amount necessary to implement the  
13 provisions of this Act shall be included in the annual General Appropriations  
14 Act under the budget of the concerned agencies.

15 SEC. 18. *Implementing Rules and Regulations (IRR).* – Within sixty  
16 (60) days upon approval of this Act, the PSA, in coordination with the DICT,  
17 the NPC and other implementing agencies, shall promulgate rules and  
18 regulations and share existing technologies and best practices on the issuance  
19 of the FilID to effectively implement the provisions of this Act.

20 All implementing agencies shall adopt the means least likely to infringe  
21 upon human rights in the implementation of the provisions of this Act.

22 SEC. 19. *Separability Clause.* – If any provision, section or part of  
23 this Act shall be declared unconstitutional or invalid, such judgment shall not  
24 affect, invalidate or impair any other provisions, sections or parts hereof.

25 SEC. 20. *Repealing Clause.* – All laws, except Republic Act  
26 No. 10173, decrees, orders, rules and regulations which are inconsistent with  
27 the provisions of this Act are hereby repealed or modified accordingly.

1           SEC. 21. *Effectivity.* – This Act shall take effect fifteen (15) days  
2 after its publication in the *Official Gazette* or in any newspaper of general  
3 circulation.

Approved,

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