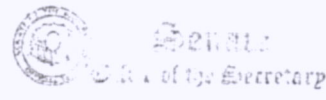


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Prepared and submitted jointly by the Committees on Justice and Human Rights; Finance and Public Information and Mass Media, as recommended by the Subcommittee on National Identification System Act with Senators Drilon, Ejercito, Legarda, Villar, Lacson, Recto, Villanueva, Trillanes IV, Aquino IV, Zubiri, Gordon, Pacquiao, Angara, Gatchalian and 8 as authors thereof

**AN ACT
ESTABLISHING THE PHILIPPINE IDENTIFICATION SYSTEM**

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

1 **Sec. 1. Short Title.** – This Act shall be known as the “Philippine Identification
2 System Act of 2018”.

3 **Sec. 2. Declaration of Policies.** – It is hereby declared the policy of the State
4 to establish a single national identification system referred to as the “Philippine
5 Identification System” or the “PhilSys” for all citizens and resident aliens of the Republic
6 of the Philippines to promote seamless delivery of service, to improve the efficiency,
7 transparency, and targeted delivery of public and social services, to enhance
8 administrative governance, to reduce corruption and curtail bureaucratic red tape, to
9 avert fraudulent transactions and misrepresentations, to strengthen financial inclusion,
10 and to promote ease of doing business. Towards this end, a resilient digital system shall
11 be deployed to secure the data collected and ensure that the people’s right to privacy,
12 confidentiality and other basic rights are at all times upheld and protected.

13 It is also the declared policy of the State to recognize the indispensable role of
14 the private sector as the main engine of national growth and development, and to
15 provide the most appropriate incentives to mobilize private resources for the purpose of

1 promoting the use and ensuring maximum efficiency of the PhilSys as envisioned in this
2 Act.

3 **Sec. 3. Objectives.** – The PhilSys, a foundational identification system, shall
4 primarily be established to provide a valid proof of identity for all citizens and resident
5 aliens as a means of simplifying public and private transactions. The PhilSys aims to
6 eliminate the need to present other forms of identification when transacting with the
7 government and the private sector, subject to appropriate authentication measures
8 based on a biometric identification system.

9 Furthermore, the PhilSys shall be a social and economic platform through which
10 all transactions including public and private services can be availed of and shall serve as
11 the link in the promotion of seamless service delivery, enhancing administrative
12 governance, reducing corruption, strengthening financial inclusion, and promoting ease
13 of doing business.

14 **Sec. 4. Scope and Application.** – This Act shall apply to all persons or
15 entities, natural or juridical, in all transactions where the PhilSys Number, Philippine ID
16 (PhilID), or biometric information is required, presented, or used, whether legally or
17 illegally, within or outside the Republic of the Philippines.

18 **Sec. 5. Definition of Terms.** – As used in this Act:

- 19 (a) *Authentication* refers to the process of verifying, whether online or offline,
20 the identity of an individual against the registry information in the PhilSys
21 or PhilID;
- 22 (b) *Biometric exceptions* refer to instances whereby a citizen or resident alien
23 is not able to give complete set of biometrics as required by PhilSys but is
24 nevertheless admitted into the PhilSys;
- 25 (c) *Biometric information* refers to facial image, fingerprint, iris scan and/or
26 such other identifiable features of an individual;

- 1 (d) *Cardholder* refers to a citizen or resident alien who has been registered
2 under the PhilSys and who has been issued and thus, in possession of the
3 Philippine ID Card;
- 4 (e) *Citizen* refers to a Filipino citizen, as defined in the Constitution, including
5 those with dual or multiple citizenships, in accordance with Republic Act
6 No. 9225, otherwise known as the Citizenship Retention and Re-
7 acquisition Act of 2003;
- 8 (f) *Foundational ID System* is one that has been created for general public
9 administration and identification which may serve as the basis for a wide
10 variety of public and private transactions, services, and derivative identity
11 credentials;
- 12 (g) *Mobile Registration* refers to transportable registration centers;
- 13 (h) *Personal information* refers to any information whether recorded in a
14 material form or not, from which the identity of an individual is apparent
15 or can be reasonably and directly ascertained by the entity holding the
16 information, or when put together with other information would directly
17 and certainly identify an individual as defined in Republic Act No. 10173,
18 otherwise known as the Data Privacy Act of 2012;
- 19 (i) *Philippine Embassy or Philippine Foreign Service post* refers to a
20 diplomatic mission or consular office of the Republic of the Philippines in a
21 foreign country, including the economic and cultural office of the
22 Philippines, or the like, in a foreign territory.
- 23 (j) *Record history* refers to an entry in the PhilSys consisting of the
24 information regarding a registered person in connection with his or her
25 entries in the system and his or her PhilID, as follows:
- 26 (1) Date of filing of the application for registration and the particulars
27 thereof;

- 1 (2) Date of filing of every application for modification and the
2 particulars thereof;
- 3 (3) Modification of entry made, the date such modification was made,
4 and the document/s or other proof submitted in support thereof;
- 5 (4) Reason for the omission of any entry;
- 6 (5) Dates of issuance, reissuance, and cancellation of the PhilID, and
7 including the reasons therefor;
- 8 (6) Details of authentication requests processed by the Philippine
9 Statistics Authority (PSA), including the date the request was made
10 and processed, the requesting entity, and the response provided by
11 PhilSys;
- 12 (7) Disclosure, conveyance, dissemination, publication and use of
13 information by third parties; and,
- 14 (8). Other relevant information regarding the registration, modification,
15 and authentication of personal information of a citizen or resident
16 alien under this Act;
- 17 (k) *Registered information* refers to any personal information regarding a
18 citizen or resident alien recorded in the PhilSys, including biometric
19 information and information about a citizen or resident alien required
20 under this Act to be recorded under the PhilSys.
- 21 (l) *Registered person* refers to a person who has been registered under the
22 PhilSys.
- 23 (m) *Registration* refers to the process of entering demographic and biometric
24 information of citizens or resident aliens in the Philippines to the system.
- 25 (n) *Registration centers* refer to necessary facilities to capture both
26 demographic and biometrics information required for Philsys as
27 enumerated in Section 9 of this Act;

1 (o) *Resident alien* refers to an individual who is not a citizen of the Philippines
2 but has established residence in the Philippines for an aggregate period of
3 more than 180 days.

4 **Sec. 6. *The Philippine Identification System (PhilSys).*** – The PhilSys is the
5 government’s central identification platform for all citizens and resident aliens of the
6 Philippines. An individual’s record in the PhilSys shall be considered as an official and
7 sufficient proof of identity.

8 **Sec. 7. *Philippine Identification System Components.*** – The Philippine
9 Identification System shall have the following key components:

10 **a. *PhilSys Number (PSN).*** – The PSN is a randomly generated, unique, and
11 permanent identification number that will be assigned to every citizen or resident
12 alien upon birth or registration by the PSA. All government agencies, including
13 government-owned or controlled corporations (GOCCs) shall incorporate in their
14 identification systems and databases the PSN of covered individuals which shall
15 be the standard number for the individual across all agencies of the government;
16 The PSN, in print, electronic or any other form, subject to authentication, shall be
17 accepted as sufficient proof of identity.

18 **b. *The PhilSys Registry.*** – The PSA, as repository and custodian of all data,
19 shall create and maintain a PhilSys Registry that will contain the PSN, registered
20 records, and information of all persons registered in the PhilSys. The information
21 in the PhilSys Registry shall be classified in a manner that allows safeguards for
22 data privacy and security, access controls, and change management.

23 **c. *The PhilID.*** – A non-transferable card shall preferably be issued to all citizens or
24 resident aliens registered under the PhilSys subject to the guidelines to be issued
25 by the PSA.

26 **1. *Features.*** The PhilID Card shall be the physical medium issued to convey
27 essential information about the person’s identity containing on its face the

1 PSN, full name, facial image, date of birth, address and some fingerprint
2 information of the individual in whose favor it was issued. All information
3 appearing in the PhilID should match with the registered information in
4 the PhilSys. The PhilID shall contain security features as safeguards for
5 data privacy and security, and prevention against the proliferation of
6 fraudulent or falsified identification cards. The PSA in consideration of
7 advances in technology, utility, security and confidentiality may, subject to
8 appropriate guidelines that shall be issued on the matter, provide citizens
9 or resident aliens with mobile PhilID;

10 **2. Purpose.** The PhilID shall serve as the official government-issued
11 identification document of cardholders in dealing with all national
12 government agencies, local government units (LGUs), government-owned
13 or controlled corporations (GOCCs), government financial institutions
14 (GFIs), and all private sector entities;

15 **3. Fees.** The initial application and issuance as well as the renewal of the
16 PhilID for citizens shall be free of charge. A standard fee shall be collected
17 by the issuing agency from resident aliens and on the reissuance of a
18 replacement card: Provided, That the PSA may identify instances wherein
19 a replacement card may be issued free of charge.

20 **Sec. 8. PhilSys Registry Data.** –Information to be collected and stored under
21 the PhilSys shall be limited to the following:

- 22 i. Demographic Data
 - 23 1. Full Name;
 - 24 2. Sex;
 - 25 3. Date of Birth;
 - 26 4. Place of Birth;

- 1 5. Address;
- 2 6. Filipino or Resident Alien;
- 3 7. Mobile Number (optional); and
- 4 8. E-mail address (optional)
- 5 ii. Biometrics Information
- 6 1. Facial image;
- 7 2. Full set of fingerprints;
- 8 3. Iris scan; and
- 9 4. If necessary, other identifiable features of an individual as may be
- 10 determined in the Implementing Rules and Regulations

11 In case of visual or physical impairment that renders the capturing of the
12 biometric information of the person applying for registration impossible, biometric
13 exceptions shall be employed and allowed by the PSA. The PSA shall issue guidelines
14 for the appropriate age for capturing the biometrics information of minors.

15 **Sec. 9. Registration.** – One (1) year after the effectivity of this Act, every
16 citizen or resident alien shall register personally with the following registration centers
17 that have the necessary facilities to capture the information required to be contained in
18 the Registry:

- 19 1) PSA Regional and Provincial Offices;
- 20 2) Local Civil Registry Offices (LCROs);
- 21 3) Government Service Insurance System (GSIS);
- 22 4) Social Security System (SSS);
- 23 5) Philippine Health Insurance Corporation (PhilHealth);
- 24 6) Home Development Mutual Fund (HDMF);

- 1 7) Commission on Elections (COMELEC);
- 2 8) Philippine Postal Corporation (PhilPost); and
- 3 9) Other government agencies and government-owned and controlled
- 4 corporations (GOCCs) as may be assigned by the PSA.

5 In the case of Filipino citizens residing abroad, the registration shall be made in
6 the nearest Philippine Embassy or Philippine Foreign Service post, or other registration
7 centers that may be designated by the DFA in coordination with the PSA.

8 Special arrangements shall be made for the registration of the following:

- 9 1) Minors;
- 10 2) Senior Citizens;
- 11 3) Persons with disability;
- 12 4) Indigenous Persons; and,
- 13 5) Persons in Institutional Households.

14 The PSA shall also initiate mobile registrations to cater to citizens and resident
15 aliens in remote areas.

16 Registration in the PhilSys is deemed successful and complete upon the issuance
17 of the PSN and confirmation of registration by the PSA.

18 **Sec. 10. Basic Documentary Requirements.** – The registration centers shall
19 require the presentation of the applicant's birth certificate as a basic documentary
20 requirement for identification of citizens seeking to register with the PhilSys: Provided,
21 That for resident aliens, proof of his/her residence in the Philippines shall be required:
22 Provided, further, That in order to ensure easier verification, citizens and resident aliens
23 may be allowed to submit an alternative or additional document/s to prove his/her
24 identity. Notwithstanding the foregoing, appropriate guidelines shall be issued to ensure
25 that the registration is not prohibitive and restrictive as to unduly defeat the purpose of
26 this Act.

1 **Sec. 11. *Change of Entries.*** - In case of change in any of the entries in the
2 information collected and stored under the PhilSys, citizens or resident aliens shall
3 update their registration information in the manner to be specified by the PSA:
4 Provided, That every ten (10) years after registration, citizens and when applicable,
5 resident aliens, shall renew his/her registration to ensure continued accuracy of the
6 registrant information.

7 **Sec. 12. *Authentication.*** – For purposes of establishing proof of identity for
8 transacting business with any government agency, the presentation of the PhilID or
9 PSN shall constitute sufficient proof thereof, subject to proper authentication. Private
10 entities are likewise mandated to accept the PhilID or PSN as valid proof of identity
11 under the same terms and conditions as above: Provided, That when authentication
12 cannot be performed, without any fault on the part the cardholder or holder of a PSN,
13 the PSA shall ensure that he/she will not be disadvantaged or prejudiced thereby.

14 The PSA shall perform authentication of the PSN of an individual submitted by
15 any requesting entity, in relation to his biometric information or demographic
16 information, subject to such conditions and upon payment of such fees and in such
17 manner as may be specified by regulations. The PSA may charge reasonable fees for
18 authentication services as it may deem necessary.

19 Any requesting entity shall obtain the consent of an individual before collecting
20 his/her identity information for the purposes of authentication. It shall inform the
21 individual submitting his/her identity information the following details, namely, (a) the
22 nature of the information that may be shared upon authentication, and (b) the uses to
23 which the information received during authentication may be put by the requesting
24 entity. Provided, That the information requested shall only be used for the purpose for
25 which it was requested.

1 **Sec. 13. Use of the PhilID/PSN.** –The PhilID shall be honored and accepted,
2 subject to authentication, in all transactions requiring proof or verification of citizens or
3 residents’ alien identity, such as, but not limited to:

- 4 (a) Application for eligibility and access to social welfare and benefits granted
5 by the government;
- 6 (b) Application for services and benefits offered by Government Service
7 Insurance System (GSIS), Social Security Service (SSS), PhilHealth, Home
8 Development Mutual Fund (HDMF), and other government agencies;
- 9 (c) Applications for passports and driver’s license;
- 10 (d) Tax-related transactions;
- 11 (e) Registration and voting identification purposes;
- 12 (f) Admission to any government hospital, health center or similar institution;
- 13 (g) All other government transactions;
- 14 (h) Application for admission in schools, colleges, learning institutions and
15 universities, whether public or private;
- 16 (i) Application and transaction for employment purposes;
- 17 (j) Opening of bank accounts and other transactions with banks and other
18 financial institutions;
- 19 (k) Such other transactions, uses or purposes, as may be defined in the
20 implementing rules and regulations.

21 The PSN and biometrics of an individual, as authenticated through the PhilSys,
22 shall be honored and accepted, notwithstanding the absence or non-presentation of a
23 PhilID.

24 **Sec. 14. Limitations.** – Proof of identity shall not necessarily be construed as
25 proof of eligibility to avail of certain benefits and services which shall be determined
26 based on applicable rules and regulations of the government authorities/agencies