

[Act No. 132, May 22, 1901]

AN ACT TO AMEND THE MUNICIPAL CODE, ACT NUMBERED EIGHTY-TWO.

By authority of the President of the United States, be it enacted by the United States Philippine Commission, that:

SECTION 1. The Municipal Code is hereby amended as follows:

(a) Section ten of the Municipal Code, providing that any votes cast for any member of the board of election judges shall be void and of no effect, shall not be construed to apply to the first elections held under sections ninety-three and ninety-five of the same code, and elections heretofore held in accordance with the construction now put upon such sections are hereby declared to be valid and legal.

(b) The following words shall be added to section twelve: "In case of a tie vote, the candidates who have received the same number of votes shall draw lots for the office in question. The lots shall be prepared by the board of election judges, the drawing shall take place in their presence, and they shall certify to the fact of the drawing and to its result in the election returns."

(c) Section fourteen (a) shall not be construed to disqualify from holding office any person who has the qualifications of an elector but who fails to register before the election.

(d) After the word "employees" in the second line of section thirty-nine (a) insert the words "except teachers in the public schools," so that the sentence shall read: "Establish and fix the salaries of municipal officers and employees, except teachers in the public schools, subject to the limitations expressed in section twenty-two."

(e) Change section thirty-nine (ff) to read: "Establish and maintain primary schools, subject to the approval and supervision of the division superintendent."

(f) Add to section thirty-nine the following subsection: "(ff) Elect one-half of the members, except the member ex officio, of the school board, as provided in Act Numbered Seventy-four, section ten."

(g) In section forty (a) after the word "officer" in the second line, insert the words "except a member of the local school board," so that the sentence shall read: "To order the suspension or removal at any time, for cause, of any nonelective officer, except a member of the local school board, provided that a two-thirds vote of all the members shall be required for such removal."

(h) In section forty (f), after the word "provide" in the first line, insert the words "subject to the restrictions of section sixteen of Act Numbered Seventy-four," and after the word "schools" in the third line, insert the words "without intervention by the General Superintendent of Public Instruction or any division superintendent;" and after the word "fees" in the last line, insert the words "provided that such institutions of learning receive no aid from provincial or insular funds," so that the subsection shall read: "To provide, subject to the restrictions of section sixteen of