



## HOUSE OF REPRESENTATIVES

H. No. 1039

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BY REPRESENTATIVES ROMUALDEZ, CALIXTO-RUBIANO, GARIN (S.),  
DEFENSOR, ACOSTA-ALBA, ALIPING, PICHAY, SUANSING, NOEL,  
ANTONINO-NADRES, NAVA (P.), SARMIENTO (S.), DELA CRUZ,  
OAMINAL, QUIMBO, SY-ALVARADO, AGLIPAY, ABUEG, NOGRALES,  
RODRIGUEZ (R.) AND PIAMONTE

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AN ACT EXEMPTING PERSONS WITH DISABILITY FROM THE  
VALUE-ADDED TAX ON CERTAIN GOODS AND SERVICES,  
AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7277, AS  
AMENDED, OTHERWISE KNOWN AS THE "MAGNA CARTA  
FOR DISABLED PERSONS", AND FOR OTHER PURPOSES

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

1           SECTION 1. Section 32 of Republic Act No. 7277, otherwise known as  
2 the "Magna Carta for Disabled Persons", as amended, is hereby amended to  
3 read as follows:

4           "SEC. 32. Persons with disability shall be entitled to the  
5 following:

6           "(a) At least twenty percent (20%) discount AND  
7 EXEMPTION FROM THE VALUE-ADDED TAX (VAT), IF  
8 APPLICABLE, from all establishments relative to the utilization of  
9 all services in hotels and similar lodging establishments;  
10 restaurants and recreation centers for the exclusive use or  
11 enjoyment of persons with disability;

1           “(b) A minimum of twenty percent (20%) discount **AND**  
2           **EXEMPTION FROM THE VALUE-ADDED TAX (VAT), IF**  
3           **APPLICABLE**, on admission fees charged by theaters, cinema  
4           houses, concert halls, circuses, carnivals and other similar places  
5           of culture, leisure and amusement for the exclusive use or  
6           enjoyment of persons with disability;

7           “(c) At least twenty percent (20%) discount **AND**  
8           **EXEMPTION FROM THE VALUE-ADDED TAX (VAT), IF**  
9           **APPLICABLE**, for the purchase of medicines in all drugstores for  
10          the exclusive use or enjoyment of persons with disability;

11          “(d) At least twenty percent (20%) discount **AND**  
12          **EXEMPTION FROM THE VALUE-ADDED TAX (VAT), IF**  
13          **APPLICABLE**, on medical and dental services including  
14          diagnostic and laboratory fees such as, but not limited to, x-rays,  
15          computerized tomography scans and blood tests, in all  
16          government facilities, subject to guidelines to be issued by the  
17          Department of Health (DOH), in coordination with the  
18          Philippine Health Insurance Corporation (PHILHEALTH);

19          “(e) At least twenty percent (20%) discount **AND**  
20          **EXEMPTION FROM THE VALUE-ADDED TAX (VAT), IF**  
21          **APPLICABLE**, on medical and dental services including  
22          diagnostic and laboratory fees, and professional fees of attending  
23          doctors in all private hospitals and medical facilities, in  
24          accordance with the rules and regulations to be issued by the  
25          DOH, in coordination with the (PHILHEALTH);

26          “(f) x x x

1           “(g) At least twenty percent (20%) discount **AND**  
2           **EXEMPTION FROM THE VALUE-ADDED TAX (VAT), IF**  
3           **APPLICABLE**, in public railways, skyways and bus fare for the  
4           exclusive use and enjoyment of persons with disability;

5           “(h) Educational assistance to persons with disability, for  
6           them to pursue primary, secondary, tertiary, post tertiary, as well  
7           as vocational or technical education, in both public and private  
8           schools, through the provision of scholarships, grants, financial  
9           aids, subsidies and other incentives to qualified persons with  
10          disability, including support for books, learning materials, and  
11          uniform allowance to the extent feasible: *Provided*, That persons  
12          with disability shall meet minimum admission requirements;

13          “(i) To the extent practicable and feasible, the  
14          continuance of the same benefits and privileges given by the  
15          Government Service Insurance System (GSIS), Social Security  
16          System (SSS), and PAG-IBIG, as the case may be, as are  
17          enjoyed by those in actual service;

18          “(j) To the extent possible, the government may grant  
19          special discounts in special programs for persons with disability  
20          on purchase of basic commodities, subject to guidelines to be  
21          issued for the purpose by the Department of Trade and Industry  
22          (DTI) and the Department of Agriculture (DA); and

23          “(k) x x x

24          “The abovementioned privileges are available only to  
25          persons with disability who are Filipino citizens upon submission  
26          of any of the following as proof of his/her entitlement thereto:

1           “(I) An identification card issued by the city or  
2           municipal mayor or the barangay captain of the place where the  
3           person with disability resides;

4           “(II) The passport of the persons with disability  
5           concerned; or

6           “(III) Transportation discount fare Identification Card (ID)  
7           issued by the National Council for the Welfare of Disabled  
8           Persons (NCWDP).

9           “The privileges may not be claimed if the person with  
10          disability claims a higher discount as may be granted by the  
11          commercial establishment and/or under other existing laws or in  
12          combination with other discount program/s.

13          “The establishments may claim the discounts granted in  
14          sub-sections (a), (b), (c), (e), (f) and (g) as tax deductions based  
15          on the net cost of the goods sold or services rendered: *Provided,*  
16          *however,* That the cost of the discount shall be allowed as  
17          deduction from gross income for the same taxable year that the  
18          discount is granted: *Provided, further,* That the total amount of  
19          the claimed tax deduction net of value-added tax if applicable,  
20          shall be included in their gross sales receipts for tax  
21          purposes and shall be subject to proper documentation and to the  
22          provisions of the National Internal Revenue Code (NIRC), as  
23          amended.”

24          SEC. 2. The Department of Social Welfare and Development (DSWD),  
25          the National Council on Disability Affairs (NCDA), the DOH and the Bureau  
26          of Internal Revenue (BIR), in consultation with the concerned Senate and  
27          House committees, and other agencies, organizations and establishments shall

1 formulate the implementing rules and regulations pertinent to this Act within  
2 six (6) months after its effectivity.

3 SEC. 3. This Act shall take effect fifteen (15) days after its publication  
4 in the *Official Gazette* or in two (2) newspapers of general circulation.

Approved,

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