

NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



SENATE

S. No. 391

Introduced by SENATOR JOSEPH VICTOR "JV" EJERCITO

**AN ACT
INCREASING THE PENALTY OF THE CRIME OF ABANDONMENT OF PERSON
IN DANGER AND ABANDONMENT OF ONE'S OWN VICTIM, AMENDING FOR
THE PURPOSE ARTICLE 275 OF ACT 3815 ENTITLED "AN ACT REVISING THE
PENAL CODE AND OTHER PENAL CODE", OTHERWISE KNOWN AS THE
"REVISED PENAL CODE" AS AMENDED**

EXPLANATORY NOTE

Recently, a car dash cam video went viral on social media and the country was forced to watch in horror. In what would appear to be a regular traffic routine turned into an accident that went on from being bad to worse really quick.

In the viral video, a vehicle being halted refused to stop and proceeded, hitting a mall traffic enforcer. The impact of the collision made the traffic enforcer lose his balance and slowly fell to the ground. Unfortunately for him, his terrible ordeal was far from over.

The traffic enforcer did not even have the time to recover from his initial injuries when the vehicle ran over him and sped away to escape. If not for the kind people who were at the scene, and attended to the traffic enforcer, the latter would have probably died because of his injuries.

When a person injures another and abandons the victim, the chance of survival of the latter becomes slim. It almost tantamount to torture; a slow and methodical

process of inflicting pain to another. Such barbaric and sadistic ways have no place in our society.

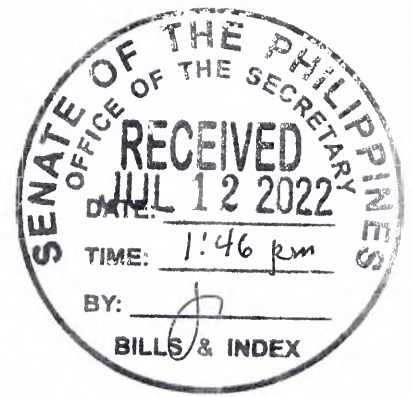
I file this bill to serve as a message to all: we are our responsible for the safety and well-being of one another. We are each other's keepers.

In view of the foregoing, the swift passage of this bills is earnestly sought.

A handwritten signature in black ink, appearing to be 'JV' with a stylized flourish.

JOSEPH VICTOR "JV" EJERCITO

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

1 Section 1. Article 275 of Act 3815, as amended, is hereby amended to read as
2 follows:

3 "Article 275. *Abandonment of person in danger and abandonment of*
4 *one's own victim.* - The penalty of *arresto mayor* shall be imposed
5 upon:

6 1. Anyone who shall fail to render assistance to any person whom
7 he shall find in an uninhabited place wounded or in danger of
8 dying, when he can render such assistance without detriment to
9 himself, unless such omission shall constitute a more serious
10 offense.

11 [~~2. Anyone who shall fail to help or render assistance to another~~
12 ~~whom he has accidentally wounded or injured.~~]

1 ~~[3-]~~ 2. Anyone who, having found an abandoned child under
2 seven years of age, shall fail to deliver said child to the authorities
3 or to his family, or shall fail to take him to a safe place.

4 **THE PENALTY OF ARRESTO MAYOR IN ITS MAXIMUM**
5 **PERIOD, ACCESSORY PENALTY OF PERPETUAL ABSOLUTE**
6 **DISQUALIFICATION TO HOLD PUBLIC OFFICE AND A FINE**
7 **OF NOT LESS THAN FIFTY THOUSAND PESOS (P50,000.00)**
8 **SHALL BE IMPOSED TO ANYONE WHO SHALL FAIL TO HELP**
9 **OR RENDER ASSISTANCE TO ANOTHER WHOM HE HAS**
10 **ACCIDENTALLY WOUNDED OR INJURED”**

11 *Sec. 2. Separability Clause.* – If any portion or provision of this Act is declared
12 unconstitutional, the remainder of this Act or any provisions not affected thereby shall
13 remain in force and effect.

14 *Sec. 3. Repealing Clause.* – All other laws, decrees, executive orders and rules
15 and regulations contrary or inconsistent with the provisions of this Act are hereby
16 repealed or modified accordingly.

17 *Sec. 4. Effectivity.* – This Act shall take effect fifteen (15) days after its
18 publication in the Official Gazette or in a newspaper of general circulation.

19
20 *Approved,*
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22