



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

'22 JUL 18 P 3 :41

SENATE
S. No. 724

RECEIVED BY: _____

Introduced by SENATOR RONALD "BATO" DELA ROSA

AN ACT
AMENDING REPUBLIC ACT NO. 10586 OTHERWISE KNOWN AS "AN ACT
PENALIZING PERSONS DRIVING UNDER THE INFLUENCE OF ALCOHOL,
DANGEROUS DRUGS, AND SIMILAR SUBSTANCES, AND FOR OTHER
PURPOSES"

EXPLANATORY NOTE

Pedestrians and motorists everywhere face the daily hazards of road accidents. Aggressive driving, over speeding, damaged and dangerous roads, and driving under the influence of alcohol or drugs, and other related substances, are some of the causes of road mishaps that result to physical injuries and even death.

On 27 May 2013, Republic Act 10586, otherwise known as The Anti-Drunk and Drugged Driving Act of 2013, was enacted. This law, as stated under Section 5 thereof, makes it "unlawful for any person to drive a motor vehicle while under the influence of alcohol, dangerous drugs, and/or other similar substances."

Republic Act 10586 has the most noble intention to provide road safety. It aims to free the road from the abysmal effects of harmful substances among drivers who recklessly take the wheel despite their inability to effectively and responsibly drive with utmost caution and care.

This goal, however, could only be successfully attained if the Law Enforcement Officers tasked to implement this Act are focused and well-trained in performing their

duties in detecting, apprehending and taking appropriate action on suspected drunk or drugged drivers.

It is unfortunate however, that through the years, many lives have tragically ended because of negligent drivers who were either drunk or drugged while on the road.

In the 18th Congress, the Senate Committee on Public Order and Dangerous Drugs conducted investigations on the series of vehicular accidents involving drivers who tested positive for illegal drug use. This was pursuant to Senate Resolution 325¹ which aimed to "end the proliferation of drug use in the country, particularly in the public transport sector."²

In the course of the investigations, the Committee discovered, among others, that the ineffective implementation of RA 10586 is due to the insufficient number of trained personnel in the Land Transportation Office who are tasked to conduct roadside operations and inspections, and apprehend traffic violators.

This legislative measure, originally filed in the 18th Congress by this Representation, seeks to amend Sections 10, 14 and 15 of RA 10586 by mandating:

1. the mandatory, and not just optional, deputation by the Land Transportation Office of traffic enforcement officers of the PNP, the Metropolitan Manila Development Authority (MMDA) and cities and municipalities to ensure full and effective implementation of the provisions of this Act;
 2. the integration of road safety and drivers' education into the K to 12 curriculum to ensure awareness of the ill effects of drunk and drugged driving, as additional channel of information on road security;
- and;

¹ Authored by Senator Ronald "Bato" Dela Rosa

² Senate Resolution 325 "Resolution directing the Senate Committee on Public Order and Dangerous Drugs to conduct an investigation, in aid of legislation, into the series of vehicular accidents involving drivers who tested positive for drug use, and whose reckless, irresponsible and negligent driving resulted to the death of, or have inflicted critical injuries to a number of individuals, and have caused damage to property, for the purpose of recommending further remedial measures to ensure road safety, and end the proliferation of drug use in the country, particularly in the public transport sector."

3. the regular conduct of random terminal inspection and quick random drug tests of public utility drivers, and undertaking appropriate action on the driver found positive for drug use, and against the non-compliant operator violating the guidelines of the Department of Labor and Employment (DOLE) on drug-free workplaces.

Hand in hand, we can make the journey of every motorist and pedestrian safe and comfortable. Hence, the earnest approval of this bill is requested.


RONALD "BATO" DELA ROSA



Senate

Office of the Secretary

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

1 Section 1. Section 10 of Republic Act No. 10586, otherwise known as the
2 "Anti-Drunk and Drugged Driving Act of 2013" is hereby amended to read as follows:

3 "Section 10. Deputation. – The LTO [may] **SHALL** deputize traffic
4 enforcement officers of the PNP, the Metropolitan Manila
5 Development Authority (MMDA) and cities and municipalities in
6 order to [enforce] **ENSURE FULL AND EFFECTIVE**
7 **IMPLEMENTATION OF** the provisions of this Act. **THE PNP,**
8 **MMDA AND LOCAL TRAFFIC ENFORCEMENT OFFICERS IN**
9 **CITIES AND MUNICIPALITIES SHALL ANNUALLY SUBMIT**
10 **A LIST OF LEOs THAT MAY BE DEPUTIZED IN ACCORDANCE**
11 **WITH THE PROVISION OF THIS ACT, WITHOUT PREJUDICE**
12 **TO THE QUALIFICATIONS AND GUIDELINES THAT THE LTO**
13 **MAY IMPOSE."**

1 Sec. 2. Section 14 of Republic Act No. 10586, otherwise known as the "Anti-
2 Drunk and Drugged Driving Act of 2013" is hereby amended to read as follows:

3 "Section 14. Nationwide Information Campaign. – Within one (1)
4 month from the promulgation of the implementing rules and
5 regulations as provided under Section 17 hereof, the Philippine
6 Information Agency (PIA), in coordination with the LTO, the local
7 government units (LGUs) and other concerned agencies, shall
8 conduct information, education and communication (IEC)
9 campaign for the attainment of the objectives of this Act. **THE**
10 **DEPARTMENT OF EDUCATION (DEPED) SHALL LIKEWISE**
11 **INTEGRATE ROAD SAFETY AND DRIVERS' EDUCATION**
12 **INTO THE K TO 12 CURRICULUM TO ENSURE AWARENESS**
13 **OF THE ILL EFFECTS OF DRUNK AND DRUGGED DRIVING**
14 **IS INSTILLED IN CHILD DEVELOPMENT STAGE."**

15 Sec. 3. Section 15 of Republic Act No. 10586, otherwise known as the "Anti-
16 Drunk and Drugged Driving Act of 2013" is hereby amended to read as follows:

17 "Section 15. Nationwide Random Terminal Inspection and Quick
18 Random Drug Tests. – The LTO shall **REGULARLY** conduct
19 random terminal inspection and quick random drug tests of public
20 utility drivers. **SHOULD A DRIVER BE FOUND POSITIVE FOR**
21 **DRUG USE, APPROPRIATE ACTION SHALL BE**
22 **UNDERTAKEN AND THE OPERATOR SHALL LIKEWISE BE**
23 **MADE LIABLE IF FOUND TO BE NON-COMPLIANT WITH**
24 **THE GUIDELINES OF THE DEPARTMENT OF LABOR AND**
25 **EMPLOYMENT (DOLE) ON DRUG-FREE WORKPLACES.** The
26 cost of such tests shall be defrayed by the LTO."

27 Sec. 4. *Separability Clause.* – If any portion or provision of this Act is declared
28 unconstitutional, the remainder of this Act or any provisions not affected thereby shall
29 remain in force and effect.

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

4 *Sec. 4. Effectivity.* – This Act shall take effect fifteen (15) days after its
5 publication in the Official Gazette or in one (1) newspaper of general circulation.

6 *Approved,*