

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

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SENATE
S. B. NO. 1422

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

The Penal Code, Arts. 178 and 348, penalize only those persons who use fictitious name and conceal their true identity, or usurp the civil status of another. These penal provisions do not apply to persons who, for any reason of their own, induce or cause one to do these prohibited acts.

The bill seeks to penalize not only those who directly commit the prohibited acts under Arts. 178 and 348, but also those without inducement, the crime would not have been committed.

This bill is a product of the public hearings conducted by the Committee on Constitutional Amendments, Revision of Codes and Laws during the Tenth Congress.

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO

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S. B. NO. **1422**

RECEIVED BY: _____ *G*

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AN ACT
PENALIZING ANY PERSON WHO INDUCES OR CAUSES ANOTHER TO USE A
FICTITIOUS NAME, OR CONCEALS HIS TRUE NAME, OR USURPS THE CIVIL
STATUS OF ANOTHER PERSON, AMENDING FOR THE PURPOSE ARTICLES
178 AND 348 OF THE REVISED PENAL CODE

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

SECTION 1. Article 178 of the Revised Penal Code is hereby amended to read
as follows:

"Art. 178. *Using fictitious name and concealing true name.* The
penalty of *prision mayor* and a fine not to exceed Fifty Thousand Pesos
(P50,000.00) shall be imposed upon any person who shall publicly use a fictitious
name for the purpose of concealing a crime, evading the execution of a judgement
or causing damage.

Any person who conceals his true name and other personal circumstances
shall be punished by *arresto menor* or a fine not to exceed Two Hundred Pesos
(P200.00).

THE PENALTY OF *PRISION MAYOR* AND A FINE NOT TO EXCEED
FIFTY THOUSAND PESOS (P50,000.00) SHALL BE IMPOSED UPON ANY
PERSON WHO, FOR ANY PURPOSE WHATSOEVER, KNOWINGLY
INDUCES ANOTHER TO USE A FICTITIOUS NAME OR CONCEAL HIS
TRUE NAME AND OTHER PERSONAL CIRCUMSTANCES.

SECTION 2. Article 348 of the Revised Penal Code is hereby amended to read as follows:

"Art. 348. *Usurpation of civil status.* – The penalty of *prision mayor* shall be imposed upon any person who shall usurp the civil status of another, should he do for the purpose of defrauding the offended party or his heirs; otherwise, the penalty of *prision correccional* in its medium and maximum periods shall be imposed.

THE PENALTY OF *PRISION MAYOR* IN ITS MAXIMUM PERIOD SHALL BE IMPOSED UPON ANY PERSON WHO KNOWINGLY INDUCES OR CAUSES ANOTHER TO USURP THE CIVIL STATUS OF ANOTHER FOR ANY PURPOSES WHATSOEVER.

SECTION 3. This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved.

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