


SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)



Senate
Office of the Secretary

8 JAN 23 4:04

S E N A T E

RECEIVED BY: 

COMMITTEE REPORT NO. 233

Submitted jointly by the Committees on Public Order and Dangerous
Drugs, Justice and Human Rights *and* Constitutional Amendments and
Revision of Codes on JAN 23 2018

Re: Senate Bill No. 1662

Recommending its approval in substitution of S. Nos. 27, 199, 223, 1161,
1591 and 1609

Sponsor: Senator Lacson

MR. PRESIDENT:

The Committees on Public Order and Dangerous Drugs, Justice and
Human Rights *and* Constitutional Amendments and Revision of Codes to
which were referred S. No. 27, introduced by Senator Gregorio Honasan II,
entitled:

AN ACT
AMENDING REPUBLIC ACT NO. 8049 ENTITLED "AN ACT
REGULATING HAZING AND OTHER FORMS OF INITIATION
RITES IN FRATERNITIES, SORORITIES, AND OTHER
ORGANIZATIONS AND PROVIDING PENALTIES THEREFOR",
AND FOR OTHER PURPOSES

S.No. 199, introduced by Senator Sherwin Gatchalian, entitled:

AN ACT
PROHIBITING HAZING AND REGULATING OTHER FORMS OF
INITIATION RITES OF FRATERNITIES, SORORITIES, AND OTHER
ORGANIZATIONS, AND PROVIDING PENALTIES FOR VIOLATION
THEREOF, REPEALING FOR THE PURPOSE REPUBLIC ACT NO. 8049

S.No. 223, introduced by Senator Vicente Sotto III, entitled:

AN ACT
AMENDING SECTION 4 OF REPUBLIC ACT NO. 8049, OTHERWISE
KNOWN AS AN ACT REGULATING HAZING AND OTHER FORMS
OF INITIATION RITES IN FRATERNITIES, SORORITIES, AND
OTHER ORGANIZATIONS AND PROVIDING PENALTIES
THEREFOR

S.No. 1161, introduced by Senator Loren Legarda, entitled:

AN ACT
PROHIBITING HAZING AND REGULATING OTHER FORMS OF
INITIATION RITES OF FRATERNITIES, SORORITIES, AND OTHER
ORGANIZATIONS, AND PROVIDING PENALTIES FOR VIOLATION
THEREOF, REPEALING FOR THE PURPOSE REPUBLIC ACT NO. 8049

S.No. 1591, introduced by Senator Juan Miguel F. Zubiri, entitled:

AN ACT
PROHIBITING HAZING AND REGULATING OTHER FORMS OF
INITIATION RITES OF FRATERNITIES, SORORITIES, AND OTHER
ORGANIZATIONS, AND PROVIDING PENALTIES FOR VIOLATION
THEREOF, REPEALING FOR THE PURPOSE REPUBLIC ACT NO. 8049

And S.No. 1609, introduced by Senator Paolo Benigno “Bam” Aquino IV, entitled:

AN ACT
AMENDING REPUBLIC ACT NO. 8049 ENTITLED “AN ACT
REGULATING HAZING AND OTHER FORMS OF INITIATION
rites IN FRATERNITIES, SORORITIES, AND OTHER
ORGANIZATIONS AND PROVIDING PENALTIES THEREFOR”,
AND FOR OTHER PURPOSES

have considered the same and have the honor to report them back to the Senate with the recommendation that the attached Senate Bill No. 1662 _____, prepared by the Committees, entitled:

**"AN ACT
AMENDING REPUBLIC ACT NO. 8049 TO STRENGTHEN THE LAW
ON HAZING AND REGULATE OTHER FORMS OF INITIATION
RITES OF FRATERNITIES, SORORITIES, AND OTHER
ORGANIZATIONS, PROVIDING PENALTIES THEREFOR, AND FOR
OTHER PURPOSES"**

be approved in substitution of S.Nos. 27, 199, 223, 1161, 1591 and 1609, with Senators Honasan, Gatchalian, Sotto, Legarda, Zubiri, Aquino, and Lacson as authors thereof.

Respectfully Submitted:


SEN. PANFILO M. LACSON

Chairman,

Committee on Public Order & Dangerous Drugs

Vice Chairman, Committee on Justice & Human Rights

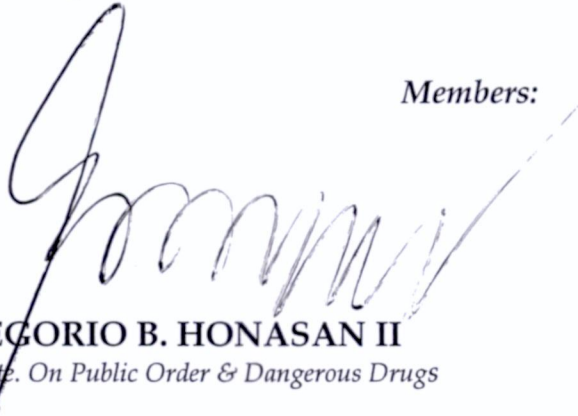
Member, Committee on Constitutional Amendments & Revision of Laws



SEN. RICHARD J. GORDON
Chairman, Ctte. on Justice & Human Rights
Member, Ctte. on Constitutional Amendments
& Revision of Codes



SEN. FRANCIS PANGILINAN
Chairman, Ctte. on Constitutional Amendments
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Member, Ctte. on Justice & Human Rights



Members:

SEN. GREGORIO B. HONASAN II
Vice Chair, Ctte. On Public Order & Dangerous Drugs



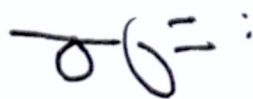
SEN. GRACE POE
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SEN. LOREN B. LEGARDA
Member, Ctte. On Public Order & Dangerous Drugs
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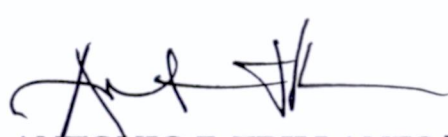


SEN. MARIA LOURDES NANCY S. BINAY
Member, Ctte. On Public Order & Dangerous Drugs



SEN. EMMANUEL "MANNY" PACQUIAO
Member, Ctte. On Public Order & Dangerous Drugs
Member, Ctte. on Justice & Human Rights

SEN. JOSEPH VICTOR G. EJERCITO
Member, Ctte. On Public Order & Dangerous Drugs
Member, Ctte. on Justice & Human Rights
Member, Ctte. on Constitutional Amendments
& Revision of Codes



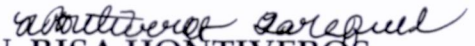
SEN. ANTONIO F. TRILLANES IV
Member, Ctte. On Public Order & Dangerous Drugs

SEN. LEILA M. DE LIMA
Member, Ctte. On Public Order & Dangerous Drugs



SEN. JUAN MIGUEL F. ZUBIRI

Member, Ctte. on Justice & Human Rights



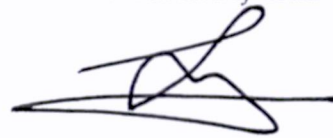
SEN. RISA HONTIVEROS

Member, Ctte. on Justice & Human Rights
Member, Ctte. on Constitutional Amendments
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SEN. SONNY ANGARA

Member, Ctte. on Constitutional Amendments
& Revision of Codes

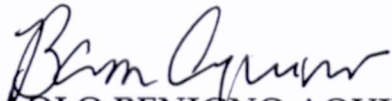


SEN. FRANCIS G. ESCUDERO

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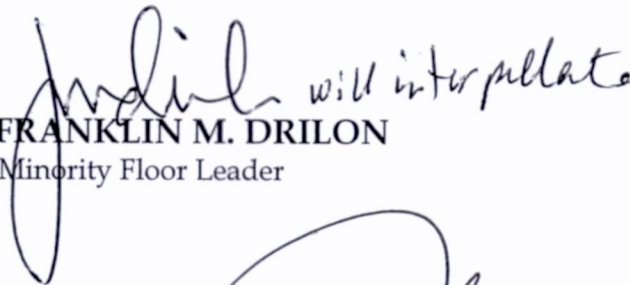
Member, Ctte. on Constitutional Amendments
& Revision of Codes



SEN. PAOLO BENIGNO AQUINO IV

Member, Ctte. on Constitutional Amendments
& Revision of Codes

Ex-Officio Members:



SEN. FRANKLIN M. DRILON

Senate Minority Floor Leader



SEN. VICENTE C. SOTTO III

Senate Majority Floor Leader



SEN. RALPH G. RECTO

Senate President-Pro Tempore

HON. AQUILINO "KOKO" PIMENTEL III

Senate President
Senate of the Philippines
Pasay City



8 JAN 23 AM 10:04

SENATE

S. No. 1662

RECEIVED BY: 

Introduced by the Committees on Public Order and Dangerous Drugs, Justice and Human Rights, and Constitutional Amendments and Revision of Codes, with Senators Honasan, Gatchalian, Sotto, Legarda, Zubiri, Aquino and Lacson as Authors thereof

AN ACT
AMENDING REPUBLIC ACT NO. 8049 TO STRENGTHEN THE LAW ON HAZING
AND REGULATE OTHER FORMS OF INITIATION RITES OF FRATERNITIES,
SORORITIES, AND OTHER ORGANIZATIONS, PROVIDING PENALTIES
THEREFOR, AND FOR OTHER PURPOSES

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

1 SECTION 1. *Short Title.* – This Act shall be known as the “ANTI-HAZING ACT
2 OF 2018.”

3 SEC 2. Section 1 of R.A. No. 8049 is hereby amended to read as follows:

4 “SECTION 1. DEFINITION OF TERMS. – FOR PURPOSES OF THIS
5 ACT:

6 A. Hazing[,] – [as used in this Act, is] REFERS TO ANY PHYSICAL OR
7 PSYCHOLOGICAL SUFFERING, HARM, OR INJURY INFLICTED ON A
8 RECRUIT, MEMBER, NEOPHYTE, OR APPLICANT AS A FORM OF an
9 initiation rite or practice MADE as a prerequisite for admission [into] OR A
10 REQUIREMENT FOR CONTINUING membership in a fraternity, sorority or
11 organization [by placing the] INCLUDING BUT NOT LIMITED TO
12 PADDLING, WHIPPING, BEATING, BRANDING, FORCED CALISTHENICS,
13 EXPOSURE TO THE WEATHER, FORCED CONSUMPTION OF ANY FOOD,
14 LIQUOR, BEVERAGE, DRUG OR OTHER SUBSTANCE, OR ANY OTHER
15 BRUTAL TREATMENT OR FORCED PHYSICAL ACTIVITY WHICH IS
16 LIKELY TO ADVERSELY AFFECT THE PHYSICAL AND PSYCHOLOGICAL

1 **HEALTH OF SUCH** recruit, **MEMBER**, neophyte or applicant [in some
2 embarrassing or humiliating situations such as forcing him to do menial,
3 silly, foolish and other similar tasks or activities or otherwise subjecting him
4 to physical or psychological suffering or injury]. **THIS SHALL ALSO**
5 **INCLUDE ANY ACTIVITY, INTENTIONALLY MADE OR OTHERWISE, BY**
6 **ONE PERSON ALONE OR ACTING WITH OTHERS, THAT TENDS TO**
7 **HUMILIATE OR EMBARRASS, DEGRADE, ABUSE, OR ENDANGER, BY**
8 **REQUIRING A RECRUIT, MEMBER, NEOPHYTE OR APPLICANT TO DO**
9 **MENIAL, SILLY, OR FOOLISH TASKS.**

10 **B. ORGANIZATION – REFERS TO AN ORGANIZED BODY OF PEOPLE**
11 **WHICH INCLUDES BUT IS NOT LIMITED TO ANY CLUBS, ASSOCIATIONS,**
12 **AND GROUPS.** [The] **THIS term** [“organization”] shall include [any club or]
13 the Armed Forces of the Philippines (**AFP**), **THE** Philippine National Police
14 (**PNP**), **THE** Philippine Military Academy (**PMA**), **THE PHILIPPINE NATIONAL**
15 **POLICE ACADEMY (PNPA) AND OTHER SIMILAR UNIFORMED SERVICE**
16 **LEARNING INSTITUTIONS** [, or officer and cadet corp of the Citizen's
17 Military Training and Citizen's Army Training. The physical, mental and
18 psychological testing and training procedure and practices to determine and
19 enhance the physical, mental and psychological fitness of prospective regular
20 members of the Armed Forces of the Philippines and the Philippine National
21 Police as approved by the Secretary of National Defense and the National
22 Police Commission duly recommended by the Chief of Staff, Armed Forces of
23 the Philippines and the Director General of the Philippine National Police
24 shall not be considered as hazing for the purposes of this Act].

25 **C. SCHOOLS – REFER TO COLLEGES, UNIVERSITIES, AND ALL OTHER**
26 **EDUCATIONAL INSTITUTIONS.”**

27 SEC. 3. A new section to be denominated as Section 2 is hereby added to read
28 as follows:

29 **“SEC. 2. PROHIBITION ON HAZING. – ALL FORMS OF HAZING**
30 **SHALL BE PROHIBITED IN FRATERNITIES, SORORITIES, AND**
31 **ORGANIZATIONS IN SCHOOLS, INCLUDING CITIZENS’ MILITARY**
32 **TRAINING AND CITIZENS’ ARMY TRAINING. THIS PROHIBITION SHALL**
33 **LIKEWISE APPLY TO ALL OTHER FRATERNITIES, SORORITIES, AND**
34 **ORGANIZATIONS THAT ARE NOT SCHOOL-BASED, SUCH AS COMMUNITY-**
35 **BASED AND OTHER SIMILAR FRATERNITIES, SORORITIES, AND**
36 **ORGANIZATIONS; PROVIDED, THAT, THE PHYSICAL, MENTAL AND**
37 **PSYCHOLOGICAL TESTING AND TRAINING PROCEDURES AND PRACTICES**

1 TO DETERMINE AND ENHANCE THE PHYSICAL, MENTAL AND
2 PSYCHOLOGICAL FITNESS OF PROSPECTIVE REGULAR MEMBERS OF
3 THE AFP AND THE PNP AS APPROVED BY THE SECRETARY OF NATIONAL
4 DEFENSE AND THE NATIONAL POLICE COMMISSION, DULY
5 RECOMMENDED BY THE CHIEF OF STAFF OF THE AFP AND THE
6 DIRECTOR GENERAL OF THE PNP, SHALL NOT BE CONSIDERED AS
7 HAZING FOR THE PURPOSES OF THIS ACT: *PROVIDED FURTHER, THAT,*
8 *THE EXCEPTION PROVIDED HEREIN SHALL LIKEWISE APPLY TO*
9 *SIMILAR PROCEDURES AND PRACTICES APPROVED BY THE RESPECTIVE*
10 *HEADS OF OTHER UNIFORMED LEARNING INSTITUTIONS AS TO THEIR*
11 *PROSPECTIVE MEMBERS.*

12 IN NO CASE SHALL HAZING BE MADE A REQUIREMENT FOR
13 EMPLOYMENT IN ANY BUSINESS OR CORPORATION.

14 SEC. 4. Section 2 of the same Act is hereby amended to read as follows:

15 "SEC. [2] 3. [No hazing or initiation rites in any form or manner by a
16 fraternity, sorority or organization shall be allowed without prior written notice
17 to the school authorities or head of organization seven (7) days before the
18 conduct of such initiation. The written notice shall indicate the period of the
19 initiation activities which shall not exceed three (3) days, shall include the
20 names of those to be subjected to such activities, and shall further contain an
21 undertaking that no physical violence be employed by anybody during such
22 initiation rites.] **REGULATION OF SCHOOL-BASED INITIATION RITES. – ONLY**
23 **INITIATION RITES OR PRACTICES WHICH DO NOT CONSTITUTE HAZING**
24 **SHALL BE ALLOWED: *PROVIDED, THAT:***

- 25 a. A WRITTEN APPLICATION TO CONDUCT INITIATION RITES SHALL BE
26 MADE TO THE PROPER AUTHORITIES OF THE SCHOOL NOT LATER
27 THAN SEVEN (7) DAYS PRIOR TO THE SCHEDULED INITIATION DATE;
- 28 b. THE WRITTEN APPLICATION SHALL INDICATE THE PLACE AND DATE
29 OF THE INITIATION RITES AND THE NAMES OF THE RECRUIT,
30 NEOPHYTE, OR APPLICANT TO BE INITIATED AND THE MANNER BY
31 WHICH THEY WILL CONDUCT THE INITIATION RITES;

1 c. THE INITIATION RITES SHALL NOT LAST MORE THAN THREE (3)
2 DAYS;

3 d. THE APPLICATION SHALL CONTAIN THE NAMES OF THE INCUMBENT
4 OFFICERS OF THE FRATERNITY, SORORITY, OR ORGANIZATION AND
5 ANY PERSON OR PERSONS THAT WILL TAKE CHARGE IN THE
6 CONDUCT OF THE INITIATION RITES;

7 e. THE APPLICATION SHALL BE UNDER OATH WITH A DECLARATION
8 THAT IT HAS BEEN POSTED IN THE OFFICIAL SCHOOL BULLETIN
9 BOARD, THE BULLETIN BOARD OF THE OFFICE OF THE FRATERNITY,
10 SORORITY, OR ORGANIZATION, AND TWO OTHER CONSPICUOUS
11 PLACES IN THE SCHOOL OR IN THE PREMISES OF THE
12 ORGANIZATION; AND

13 f. THE APPLICATION SHALL BE POSTED FROM THE TIME OF
14 SUBMISSION OF THE WRITTEN NOTICE TO THE SCHOOL
15 AUTHORITIES OR HEAD OF ORGANIZATION AND SHALL ONLY BE
16 REMOVED FROM ITS POSTING THREE (3) DAYS AFTER THE CONDUCT
17 OF THE INITIATION RITES.

18 THE SCHOOL, ORGANIZATION, FRATERNITY, OR SORORITY SHALL
19 PROVIDE FOR THEIR RESPECTIVE BULLETIN BOARDS FOR PURPOSES OF
20 THIS SECTION.

21 THE APPROPRIATE SCHOOL AUTHORITIES SHALL HAVE THE
22 RIGHT TO APPROVE OR DISAPPROVE THE APPLICATION, AND THE
23 REASONS THEREOF SHALL BE STATED CLEARLY AND IN UNEQUIVOCAL
24 TERMS IN A FORMAL ADVICE TO THE FRATERNITY, SORORITY, OR
25 ORGANIZATION CONCERNED, TAKING INTO CONSIDERATION THE
26 SAFETY AND SECURITY OF PARTICIPANTS IN THE ACTIVITY.
27 GUIDELINES FOR THE APPROVAL OR DENIAL OF THE APPLICATION TO
28 CONDUCT INITIATION RITES BY A REGISTERED FRATERNITY,
29 SORORITY, OR ORGANIZATION SHALL BE PROMULGATED BY THE

1 APPROPRIATE SCHOOL OFFICIALS NOT LATER THAN SIXTY (60) DAYS
2 AFTER THE APPROVAL OF THIS ACT.

3 SCHOOL OFFICIALS SHALL HAVE THE AUTHORITY TO IMPOSE,
4 AFTER DUE NOTICE AND SUMMARY HEARING, DISCIPLINARY SANCTIONS
5 IN ACCORDANCE WITH THE SCHOOL'S GUIDELINES AND REGULATIONS
6 ON THE MATTER, WHICH SHALL INCLUDE BUT SHALL NOT BE LIMITED
7 TO REPRIMAND, SUSPENSION, EXCLUSION OR EXPULSION FROM THE
8 SAID SCHOOL, TO THE HEAD AND ALL OTHER OFFICERS OF THE
9 FRATERNITY, SORORITY, OR ORGANIZATION WHICH CONDUCTS AN
10 INITIATION WITHOUT FIRST SECURING THE NECESSARY APPROVAL OF
11 THE SCHOOL AS REQUIRED UNDER THIS SECTION. ALL MEMBERS OF
12 THE FRATERNITY, SORORITY OR ORGANIZATION, WHO PARTICIPATED
13 IN THE UNAUTHORIZED INITIATION RITES, EVEN IF NO HAZING WAS
14 CONDUCTED, SHALL ALSO BE PUNISHED ACCORDINGLY.

15 IN CASE THE WRITTEN APPLICATION FOR THE CONDUCT OF
16 INITIATION RITES CONTAINS FALSE OR INACCURATE INFORMATION,
17 APPROPRIATE DISCIPLINARY SANCTIONS IN ACCORDANCE WITH THE
18 SCHOOL'S GUIDELINES AND REGULATIONS ON THE MATTER RANGING
19 FROM REPRIMAND TO SUSPENSION SHALL BE IMPOSED, AFTER DUE
20 NOTICE AND SUMMARY HEARING, AGAINST THE PERSON WHO
21 PREPARED THE APPLICATION OR SUPPLIED THE FALSE AND
22 INACCURATE INFORMATION AND TO THE HEAD AND OTHER OFFICERS
23 OF THE FRATERNITY, SORORITY, OR ORGANIZATION CONCERNED.

24 SEC. 5. Section 3 of the same Act is hereby amended to read as follows:

25 "SEC. [3] 4. *MONITORING OF INITIATION RITES.* – The head of the
26 school or [their] **AN AUTHORIZED** representative[s] must assign at least two (2)
27 representatives of the school [or organization, as the case may be,] to be present
28 during the initiation. It is the duty of the school representatives to see to it that
29 no [physical harm of any kind shall be inflicted upon a recruit, neophyte, or

1 applicant] HAZING IS CONDUCTED DURING THE INITIATION RITES AND
2 TO RECORD THE ENTIRE PROCEEDINGS. THEREAFTER, SAID
3 REPRESENTATIVES WHO WERE PRESENT DURING THE INITIATION
4 SHALL MAKE A REPORT AND SUBMIT THE RECORD OF THE INITIATION
5 RITES TO THE APPROPRIATE OFFICIALS OF THE SCHOOL REGARDING
6 THE CONDUCT OF THE SAID INITIATION; PROVIDED, THAT, IF HAZING IS
7 STILL COMMITTED DESPITE THEIR PRESENCE, NO LIABILITY SHALL
8 ATTACH TO THEM UNLESS IT IS PROVEN THAT THEY FAILED TO
9 PERFORM AN OVERT ACT TO PREVENT OR STOP THE COMMISSION
10 THEREOF.

11 SEC. 6. A new section to be denominated as, Section 5 is hereby added to read
12 as follows:

13 *SEC. 5. REGISTRATION OF FRATERNITIES, SORORITIES, AND*
14 *OTHER ORGANIZATIONS. - ALL EXISTING FRATERNITIES, SORORITIES,*
15 *AND OTHER ORGANIZATIONS OTHERWISE NOT CREATED OR ORGANIZED*
16 *BY THE SCHOOL BUT HAS EXISTING MEMBERS WHO ARE STUDENTS OR*
17 *PLANS TO RECRUIT STUDENTS TO BE ITS MEMBERS SHALL BE*
18 *REQUIRED TO REGISTER WITH THE PROPER SCHOOL AUTHORITIES*
19 *BEFORE IT CONDUCTS ACTIVITIES WHETHER ON OR OFF-CAMPUS,*
20 *INCLUDING RECRUITMENT OF MEMBERS.*

21 A NEWLY ESTABLISHED FRATERNITY, SORORITY, OR
22 ORGANIZATION IN A SCHOOL SHALL IMMEDIATELY REGISTER WITH THE
23 PROPER SCHOOL AUTHORITIES DURING THE SEMESTER OR TRIMESTER
24 IN WHICH IT WAS ESTABLISHED OR ORGANIZED: *PROVIDED, THAT THE*
25 *NEW FRATERNITY, SORORITY, OR ORGANIZATION HAS COMPLIED WITH*
26 *THE REQUIREMENTS PRESCRIBED BY THE SCHOOL IN ESTABLISHING A*
27 *FRATERNITY, SORORITY, OR ORGANIZATION: PROVIDED, FURTHER,*
28 *THAT SCHOOLS SHALL PROMULGATE THEIR GUIDELINES IN THE*
29 *REGISTRATION OF FRATERNITIES, SORORITIES, AND ORGANIZATIONS*
30 *WITHIN THEIR JURISDICTION NOT LATER THAN SIXTY (60) DAYS FROM*
31 *THE APPROVAL OF THIS ACT.*

1 UPON REGISTRATION, ALL FRATERNITIES, SORORITIES, AND
2 ORGANIZATIONS SHALL SUBMIT A COMPREHENSIVE LIST OF MEMBERS,
3 WHICH SHALL BE UPDATED NOT LATER THAN FIFTEEN (15) DAYS FROM
4 THE START OF EVERY SEMESTER OR TRIMESTER, DEPENDING ON THE
5 ACADEMIC CALENDAR OF THE SCHOOL.

6 SCHOOL OFFICIALS SHALL HAVE THE AUTHORITY TO IMPOSE,
7 AFTER DUE NOTICE AND SUMMARY HEARINGS, DISCIPLINARY
8 PENALTIES IN ACCORDANCE WITH THE SCHOOL'S GUIDELINES AND
9 REGULATIONS ON THE MATTER INCLUDING SUSPENSION TO THE HEAD
10 AND OTHER OFFICERS OF THE FRATERNITY, SORORITY, OR
11 ORGANIZATION WHO FAILS TO REGISTER OR UPDATE THEIR ROSTER OF
12 MEMBERS AS REQUIRED UNDER THIS SECTION.

13 ON THE PART OF THE FRATERNITY, SORORITY OR
14 ORGANIZATION, NON-COMPLIANCE WITH THIS SECTION SHALL RESULT
15 IN THE CANCELLATION OF THEIR REGISTRATION.

16 SEC. 7. A new section to be denominated as Section 6 is hereby added to read
17 as follows:

18 "SEC. 6. FACULTY ADVISER. – SCHOOLS SHALL REQUIRE, AS A
19 CONDITION TO THE GRANT OF ACCREDITATION OR REGISTRATION, ALL
20 FRATERNITIES, SORORITIES, AND ORGANIZATIONS TO SUBMIT THE
21 NAME OF THEIR RESPECTIVE FACULTY ADVISERS. THE SUBMISSION
22 SHALL ALSO INCLUDE A WRITTEN ACCEPTANCE OR CONSENT ON THE
23 PART OF THE SELECTED FACULTY ADVISER.

24 THE FACULTY ADVISER SHALL BE RESPONSIBLE FOR
25 MONITORING THE ACTIVITIES OF THE FRATERNITY, SORORITY, OR
26 ORGANIZATION. THE FACULTY ADVISER MUST BE A DULY RECOGNIZED
27 ACTIVE MEMBER, IN GOOD STANDING, OF THE FACULTY AT THE
28 SCHOOL IN WHICH THE FRATERNITY, SORORITY, OR ORGANIZATION IS
29 REGISTERED.

1 IN CASE OF VIOLATION OF ANY OF THE PROVISIONS OF THIS ACT,
2 IT IS PRESUMED THAT THE FACULTY ADVISER HAS KNOWLEDGE AND
3 CONSENTED TO THE COMMISSION OF ANY OF THE UNLAWFUL ACTS
4 STATED THEREIN.

5 SEC. 8. A new section to be denominated as Section 7 is hereby added to read
6 as follows:

7 “SEC. 7. ROLE OF EDUCATIONAL INSTITUTIONS. – THE
8 RESPONSIBILITY OF SCHOOLS TO EXERCISE REASONABLE SUPERVISION
9 IN LOCO PARENTIS OVER THE CONDUCT OF ITS STUDENTS REQUIRES
10 THE DILIGENCE THAT PRUDENT PARENTS WOULD EMPLOY IN THE SAME
11 CIRCUMSTANCE WHEN DISCIPLINING AND PROTECTING THEIR
12 CHILDREN. TO THIS END, IT SHALL BE THE DUTY OF SCHOOLS TO TAKE
13 MORE PROACTIVE STEPS TO PROTECT ITS STUDENTS FROM THE
14 DANGER OF PARTICIPATING IN ACTIVITIES THAT WILL INVOLVE HAZING.

15 SCHOOLS SHALL IMPLEMENT AN INFORMATION DISSEMINATION
16 CAMPAIGN AT THE START OF EVERY SEMESTER OR TRIMESTER TO
17 PROVIDE ADEQUATE INFORMATION TO STUDENTS REGARDING THE
18 CONSEQUENCES OF CONDUCTING AND PARTICIPATING IN HAZING.

19 AN ORIENTATION PROGRAM RELATING TO MEMBERSHIP IN A
20 FRATERNITY, SORORITY, OR ORGANIZATION SHALL ALSO BE
21 CONDUCTED BY SCHOOLS AT THE START OF EVERY SEMESTER OR
22 TRIMESTER.

23 SCHOOLS SHALL ENCOURAGE FRATERNITIES, SORORITIES, AND
24 ORGANIZATIONS TO ENGAGE IN UNDERTAKINGS THAT FOSTER
25 HOLISTIC PERSONAL GROWTH AND DEVELOPMENT AND ACTIVITIES
26 THAT CONTRIBUTE TO SOLVING RELEVANT AND PRESSING ISSUES OF
27 SOCIETY.

28 SEC. 9. A new section to be denominated as Section 8 is hereby added to read
29 as follows:

1 **"SEC. 8. REGISTRATION OF COMMUNITY-BASED AND OTHER**
2 **SIMILAR FRATERNITIES, SORORITIES, OR ORGANIZATIONS. - ALL NEW**
3 **AND EXISTING COMMUNITY-BASED FRATERNITIES, SORORITIES, OR**
4 **ORGANIZATIONS SHALL REGISTER WITH THE BARANGAY OR**
5 **MUNICIPALITY OR CITY WHEREIN IT IS PRIMARILY BASED.**

6 **UPON REGISTRATION, ALL COMMUNITY-BASED FRATERNITIES,**
7 **SORORITIES, OR ORGANIZATIONS SHALL SUBMIT A COMPREHENSIVE**
8 **LIST OF MEMBERS AND OFFICERS WHICH SHALL BE UPDATED YEARLY**
9 **FROM THE DATE OF REGISTRATION.**

10 SEC. 10. A new section to be denominated as Section 9 is hereby added to read
11 as follows:

12 **"SEC. 9. REGULATION OF INITIATION RITES FOR COMMUNITY-**
13 **BASED FRATERNITIES, SORORITIES, OR ORGANIZATIONS. - ONLY**
14 **INITIATION RITES OR PRACTICES WHICH DO NOT CONSTITUTE HAZING**
15 **SHALL BE ALLOWED: PROVIDED, THAT:**

16 a. A WRITTEN APPLICATION TO CONDUCT THE SAME SHALL BE MADE
17 TO THE BARANGAY CHAIRMAN IN THE BARANGAY OR THE MUNICIPAL
18 OR CITY MAYOR IN THE CITY OR MUNICIPALITY WHERE THE
19 COMMUNITY-BASED FRATERNITY, SORORITY, OR ORGANIZATION IS
20 BASED, NOT LATER THAN SEVEN (7) DAYS PRIOR TO THE SCHEDULED
21 INITIATION DATE;

22 b. THE WRITTEN APPLICATION SHALL INDICATE THE PLACE AND DATE
23 OF THE INITIATION RITES AND THE NAMES OF THE RECRUIT,
24 NEOPHYTE, OR APPLICANT TO BE INITIATED;

25 c. THE INITIATION RITES SHALL NOT LAST MORE THAN THREE (3)
26 DAYS;

27 d. THE APPLICATION SHALL CONTAIN THE NAMES OF THE INCUMBENT
28 OFFICERS OF THE COMMUNITY-BASED FRATERNITY, SORORITY, OR

1 ORGANIZATION AND ANY PERSON OR PERSONS THAT WILL TAKE
2 CHARGE IN THE CONDUCT OF THE INITIATION RITES;

3 e. THE APPLICATION SHALL BE UNDER OATH WITH A DECLARATION
4 THAT IT HAS BEEN POSTED IN THE OFFICIAL BULLETIN BOARD OF
5 THE BARANGAY HALL OR THE MUNICIPAL OR CITY HALL WHERE THE
6 COMMUNITY-BASED FRATERNITY, SORORITY, OR ORGANIZATION IS
7 BASED AND THE BULLETIN BOARD OF THE OFFICE OF THE
8 COMMUNITY BASED FRATERNITY, SORORITY, OR ORGANIZATION;
9 AND

10 f. THE APPLICATION SHALL BE POSTED FROM THE TIME OF
11 SUBMISSION OF THE WRITTEN NOTICE TO THE BARANGAY
12 CHAIRMAN OR MUNICIPAL OR CITY MAYOR AND SHALL ONLY BE
13 REMOVED FROM ITS POSTING THREE (3) DAYS AFTER THE CONDUCT
14 OF THE INITIATION RITES.

15 SEC. 11. A new section to be denominated as Section 10 is hereby added to
16 read as follows:

17 *"SEC. 10. MONITORING OF INITIATION RITES OF COMMUNITY-*
18 *BASED AND ALL SIMILAR FRATERNITIES, SORORITIES, OR*
19 *ORGANIZATIONS. – THE BARANGAY CHAIRMAN OF THE BARANGAY OR*
20 *THE MUNICIPAL OR CITY MAYOR OF THE MUNICIPALITY OR CITY*
21 *WHERE THE COMMUNITY BASED FRATERNITY, SORORITY, OR*
22 *ORGANIZATION IS BASED MUST ASSIGN AT LEAST TWO (2) BARANGAY*
23 *OR MUNICIPAL OR CITY OFFICIALS TO BE PRESENT DURING THE*
24 *INITIATION AND TO RECORD THE ENTIRE INITIATION RITES.*
25 *THEREAFTER, SAID REPRESENTATIVES WHO WERE PRESENT DURING*
26 *THE INITIATION SHALL MAKE A REPORT AND SUBMIT THE RECORD OF*
27 *THE INITIATION RITES TO THE BARANGAY CHAIRMAN, OR THE*
28 *MUNICIPAL OR CITY MAYOR REGARDING THE CONDUCT OF THE*
29 *INITIATION.*

30 SEC. 12. A new section to be denominated as Section 11 is hereby added to

1 read as follows:

2 **"SEC. 11. NULLITY OF WAIVER AND CONSENT. - ANY FORM OF**
3 **APPROVAL, CONSENT, OR AGREEMENT, WHETHER WRITTEN OR**
4 **OTHERWISE, OR OF AN EXPRESS WAIVER OF THE RIGHT TO OBJECT TO**
5 **THE INITIATION RITE OR PROCEEDING WHICH CONSISTS OF HAZING AS**
6 **DEFINED IN THIS ACT, MADE BY A RECRUIT, NEOPHYTE, OR APPLICANT**
7 **PRIOR TO AN INITIATION RITE THAT INVOLVES INFLICTING PHYSICAL**
8 **OR PSYCHOLOGICAL SUFFERING, HARM, OR INJURY, SHALL BE VOID**
9 **AND WITHOUT ANY BINDING EFFECT ON THE PARTIES.**

10 **THE DEFENSE THAT THE RECRUIT, NEOPHYTE, OR APPLICANT**
11 **CONSENTED TO BEING SUBJECTED TO HAZING SHALL NOT BE**
12 **AVAILABLE TO PERSONS PROSECUTED UNDER THIS ACT.**

13 SEC. 13. A new section to be denominated as Section 12 is hereby added to
14 read as follows:

15 **"SEC. 12. ADMINISTRATIVE SANCTIONS. - THE RESPONSIBLE**
16 **OFFICIALS OF THE SCHOOL OR OF THE POLICE OR MILITARY MAY**
17 **IMPOSE THE APPROPRIATE ADMINISTRATIVE SANCTIONS, AFTER**
18 **DUE NOTICE AND SUMMARY HEARING, ON THE PERSON OR THE**
19 **PERSONS CHARGED UNDER THIS ACT EVEN BEFORE THEIR**
20 **CONVICTION."**

21 SEC. 14. Section 4 of the same Act is hereby amended to read as follows:

22
23 **"SEC. [4] 13. [If the person subjected to hazing or other forms of**
24 **initiation rites suffers any physical injury or dies as a result thereof, the officers**
25 **and members of the fraternity, sorority or organization who actually**
26 **participated in the infliction of physical harm shall be liable as principals. The**
27 **person or persons who participated in the hazing shall suffer:] *PENALTIES AND***
28 ***LIABILITY OF THOSE INVOLVED IN HAZING.* - A) THE FOLLOWING**
29 **PENALTIES SHALL BE IMPOSED:**

30 **1) THE PENALTY OF RECLUSION TEMPORAL AND A FINE OF ONE**
31 **MILLION PESOS (P1,000,000.00) SHALL BE IMPOSED UPON THE**

1 PARTICIPATING OFFICERS AND MEMBERS OF THE FRATERNITY,
2 SORORITY, OR ORGANIZATION INVOLVED IN THE HAZING;

3 2) THE PENALTY OF *RECLUSION PERPETUA* AND A FINE OF TWO
4 MILLION PESOS (P2,000,000.00) SHALL BE IMPOSED UPON THE
5 MEMBERS OF THE FRATERNITY, SORORITY, OR ORGANIZATION WHO
6 ACTUALLY PARTICIPATED IN THE HAZING WHEN THEY ARE
7 INTOXICATED OR UNDER THE INFLUENCE OF ALCOHOL OR ILLEGAL
8 DRUGS.

9 THE SAME PENALTY SHALL BE IMPOSED UPON THE NON-
10 RESIDENT OR ALUMNI MEMBERS OF THE FRATERNITY, SORORITY, OR
11 ORGANIZATION WHO ACTUALLY PARTICIPATED IN THE HAZING;

12 [1] 3) The penalty of *reclusion perpetua* [(life imprisonment)] AND A FINE OF
13 THREE MILLION PESOS (P3,000,000.00) SHALL BE IMPOSED UPON
14 THOSE WHO ACTUALLY PARTICIPATED IN THE HAZING if, AS A
15 CONSEQUENCE OF THE HAZING, death, rape, sodomy or mutilation results
16 therefrom[.];

17 [2. The penalty of *reclusion temporal* in its maximum period (17 years, 4
18 months and 1 day to 20 years) if in consequence of the hazing the victim shall
19 become insane, imbecile, impotent or blind.

20 3. The penalty of *reclusion temporal* in its medium period (14 years, 8 months
21 and one day to 17 years and 4 months) if in consequence of the hazing the
22 victim shall have lost the use of speech or the power to hear or to smell, or shall
23 have lost an eye, a hand, a foot, an arm or a leg or shall have lost the use of any
24 such member shall have become incapacitated for the activity or work in which
25 he was habitually engaged.

26 4. The penalty of *reclusion temporal* in its minimum period (12 years and one
27 day to 14 years and 8 months) if in consequence of the hazing the victim shall
28 become deformed or shall have lost any other part of his body, or shall have lost
29 the use thereof, or shall have been ill or incapacitated for the performance on
30 the activity or work in which he was habitually engaged for a period of more
31 than ninety (90) days.

1 5. The penalty of prison mayor in its maximum period (10 years and one day to
2 12 years) if in consequence of the hazing the victim shall have been ill or
3 incapacitated for the performance on the activity or work in which he was
4 habitually engaged for a period of more than thirty (30) days.

5 6. The penalty of prison mayor in its medium period (8 years and one day to 10
6 years) if in consequence of the hazing the victim shall have been ill or
7 incapacitated for the performance on the activity or work in which he was
8 habitually engaged for a period of ten (10) days or more, or that the injury
9 sustained shall require medical assistance for the same period.

10 7. The penalty of prison mayor in its minimum period (6 years and one day to 8
11 years) if in consequence of the hazing the victim shall have been ill or
12 incapacitated for the performance on the activity or work in which he was
13 habitually engaged from one (1) to nine (9) days, or that the injury sustained
14 shall require medical assistance for the same period.

15 8. The penalty of prison correccional in its maximum period (4 years, 2 months
16 and one day to 6 years) if in consequence of the hazing the victim sustained
17 physical injuries which do not prevent him from engaging in his habitual
18 activity or work nor require medical attendance.]

19 **4) A FINE OF ONE MILLION PESOS (P1,000,000.00) SHALL BE**
20 **IMPOSED ON THE SCHOOL IF THE FRATERNITY, SORORITY, OR**
21 **ORGANIZATION FILED A WRITTEN APPLICATION TO CONDUCT AN**
22 **INITIATION WHICH WAS SUBSEQUENTLY APPROVED BY THE SCHOOL**
23 **AND HAZING OCCURRED DURING THE INITIATION RITES OR WHEN NO**
24 **REPRESENTATIVES FROM THE SCHOOL WERE PRESENT DURING THE**
25 **INITIATION AS PROVIDED UNDER SECTION 4 OF THIS ACT: PROVIDED,**
26 **THAT, IF HAZING HAS BEEN COMMITTED, IN CIRCUMVENTION OF THE**
27 **PROVISIONS OF THIS ACT, IT IS INCUMBENT UPON SCHOOL OFFICIALS**
28 **TO INVESTIGATE MOTU PROPIO AND TAKE AN ACTIVE ROLE TO**
29 **ASCERTAIN FACTUAL EVENTS AND IDENTIFY WITNESSES IN ORDER TO**
30 **DETERMINE THE DISCIPLINARY SANCTIONS IT MAY IMPOSE, AS WELL AS**
31 **PROVIDE ASSISTANCE TO POLICE AUTHORITIES;**

32 **5) THE PENALTY OF PRISION CORRECCIONAL IN ITS MINIMUM**
33 **PERIOD SHALL BE IMPOSED UPON ANY PERSON WHO SHALL**

1 INTIMIDATE, THREATEN, FORCE, OR EMPLOY, OR ADMINISTER ANY
2 FORM OF VEXATION AGAINST ANOTHER PERSON FOR THE PURPOSE OF
3 RECRUITMENT IN JOINING OR PROMOTING A PARTICULAR FRATERNITY,
4 SORORITY, OR ORGANIZATION. THE PERSISTENT AND REPEATED
5 PROPOSAL OR INVITATION MADE TO A PERSON WHO HAD TWICE
6 REFUSED TO PARTICIPATE OR JOIN THE PROPOSED FRATERNITY,
7 SORORITY, OR ORGANIZATION, SHALL BE *PRIMA FACIE* VEXATION FOR
8 PURPOSES OF THIS SECTION.

9 [The responsible officials of the school or of the police, military or
10 citizen's army training organization, may impose the appropriate administrative
11 sanctions on the person or the persons charged under this provision even
12 before their conviction. The maximum penalty herein provided shall be imposed
13 in any of the following instances:

14 (a) when the recruitment is accompanied by force, violence, threat,
15 intimidation or deceit on the person of the recruit who refuses to join;

16 (b) when the recruit, neophyte or applicant initially consents to join but
17 upon learning that hazing will be committed on his person, is prevented
18 from quitting;

19 (c) when the recruit, neophyte or applicant having undergone hazing is
20 prevented from reporting the unlawful act to his parents or guardians, to
21 the proper school authorities, or to the police authorities, through force,
22 violence, threat or intimidation;

23 (d) when the hazing is committed outside of the school or institution; or

24 (e) when the victim is below twelve (12) years of age at the time of the
25 hazing.]

26 **B)** The owner of the place where hazing is conducted shall be liable as [an
27 accomplice] **PRINCIPAL** when he has actual knowledge of the hazing conducted
28 therein but failed to take any action to prevent the same from occurring **OR**
29 **FAILED TO PROMPTLY REPORT THE SAME TO THE LAW ENFORCEMENT**
30 **AUTHORITIES IF HE CAN DO SO WITHOUT PERIL TO HIMSELF OR HIS**
31 **FAMILY.** If the hazing is held in the home of one of the officers or members of
32 the fraternity, [group] **SORORITY**, or organization, the parents shall be held

1 liable as principals when they have actual knowledge of the hazing conducted
2 therein but failed to take any action to prevent the same from occurring **OR**
3 **FAILED TO PROMPTLY REPORT THE SAME TO THE LAW ENFORCEMENT**
4 **AUTHORITIES IF HE CAN DO SO WITHOUT PERIL TO HIMSELF OR HIS**
5 **FAMILY[.];**

6 **C)** The school authorities including faculty members [who consent to the
7 hazing or who have actual knowledge thereof,] **AS WELL AS BARANGAY,**
8 **MUNICIPAL, OR CITY OFFICIALS SHALL BE LIABLE AS AN ACCOMPLICE**
9 **AND LIKEWISE BE HELD ADMINISTRATIVELY ACCOUNTABLE FOR**
10 **HAZING CONDUCTED BY FRATERNITIES, SORORITIES, AND OTHER**
11 **ORGANIZATIONS, IF IT CAN BE SHOWN THAT THE SCHOOL OR**
12 **BARANGAY, MUNICIPAL, OR CITY OFFICIAL ALLOWED OR CONSENTED**
13 **TO THE CONDUCT OF HAZING OR WHERE THERE IS ACTUAL**
14 **KNOWLEDGE OF HAZING,** but failed to take any action to prevent the same
15 from occurring **OR FAILED TO PROMPTLY REPORT TO THE LAW**
16 **ENFORCEMENT AUTHORITIES IF THE SAME CAN BE DONE WITHOUT**
17 **PERIL TO THE PERSON REPORTING OR HIS FAMILY** [shall be punished as
18 accomplices for the acts of hazing committed by the perpetrators];

19 **D)** the officers, former officers, **NON RESIDENT MEMBERS** or alumni of
20 the organization, [group,] fraternity, or sorority, who actually planned the
21 hazing, although not present when the acts constituting the hazing were
22 committed shall be liable as principals. A fraternity, [or] sorority[‘s], **OR**
23 **ORGANIZATION'S FACULTY** adviser, who is present when the acts
24 constituting the hazing were committed and failed to take action to prevent the
25 same from occurring **OR FAILED TO PROMPTLY REPORT THE SAME TO**
26 **THE LAW ENFORCEMENT AUTHORITIES IF HE CAN DO SO WITHOUT**
27 **PERIL TO HIMSELF OR HIS FAMILY,** shall be liable as principal;

28 **E.) FORMER OFFICERS, NON RESIDENT MEMBERS OR ALUMNI OF THE**
29 **FRATERNITY, SORORITY OR ORGANIZATION WHO AFTER THE**
30 **COMMISSION OF ANY OF THE PROHIBITED ACTS PROSCRIBED HEREIN,**

1 WILL PERFORM ANY ACT TO HIDE, CONCEAL OR OTHERWISE HAMPER
2 OR OBSTRUCT ANY AND ALL INVESTIGATION THAT WILL BE CONDUCTED
3 THEREAFTER, SHALL BE PUNISHED WITH RECLUSION TEMPORAL AND A
4 FINE OF ONE MILLION PESOS (P1,000,000.00): *PROVIDED, THAT*, SHOULD
5 THE FORMER OFFICER, NON RESIDENT MEMBER OR ALUMNI BE A
6 MEMBER OF THE PHILIPPINE BAR, HE OR SHE SHALL IMMEDIATELY BE
7 SUBJECTED TO DISCIPLINARY PROCEEDINGS BY THE SUPREME COURT:
8 *PROVIDED, FURTHER, THAT*, SHOULD THE FORMER OFFICER, NON
9 RESIDENT MEMBER OR ALUMNI BELONGS TO ANY OTHER PROFESSION
10 SUBJECT TO REGULATION BY THE PROFESSIONAL REGULATION
11 COMMISSION (PRC), HE OR SHE SHALL IMMEDIATELY BE SUBJECTED TO
12 DISCIPLINARY PROCEEDINGS BY THEIR RESPECTIVE PROFESSIONAL
13 BOARDS;

14 F) The presence of any person, **EVEN IF HE OR SHE IS NOT A MEMBER**
15 **OF THE FRATERNITY, SORORITY OR ORGANIZATION**, during the hazing is
16 *prima facie* evidence of participation therein as principal unless he **OR SHE**
17 prevented the commission of the acts punishable herein **OR PROMPTLY**
18 **REPORTED THE SAME TO THE LAW ENFORCEMENT AUTHORITIES IF HE**
19 **OR SHE CAN DO SO WITHOUT PERIL TO HIS OR HER PERSON OR**
20 **FAMILY[.]**;

21 G) **THE INCUMBENT OFFICERS OF THE FRATERNITY, SORORITY, OR**
22 **ORGANIZATION CONCERNED SHALL BE JOINTLY LIABLE WITH THOSE**
23 **MEMBERS WHO ACTUALLY PARTICIPATED IN THE HAZING**;

24 H) Any person charged under this [provision] **ACT** shall not be entitled to
25 the mitigating circumstance that there was no intention to commit so grave a
26 wrong[.]

27 I) This section shall apply to the president, manager, director or other
28 responsible officer of **BUSINESSES OR [a] corporationS** engaged in hazing as a
29 requirement for employment in the manner provided herein[.] **AND**

1 **J) ANY JUDGMENT OF FINAL CONVICTION SHALL BE REFLECTED IN**
2 **THE SCHOLASTIC RECORD, PERSONAL, OR EMPLOYMENT RECORD OF**
3 **THE PERSON CONVICTED, REGARDLESS OF WHEN THE CONVICTION IS**
4 **ARRIVED AT.”**

5 SEC. 15. *Implementing Rules and Regulations.* - The Commission on Higher
6 Education (CHED), together with the Department of Education (DEPED), Department
7 of Justice (DOJ), PNP, AFP, Department of the Interior and Local Government (DILG),
8 Department of Social Welfare and Development (DSWD), and National Youth
9 Commission (NYC), shall promulgate the implementing rules and regulations within
10 ninety (90) days from the effectivity of this Act.

11 SEC. 16. Separability Clause. - If any provision or part of this Act is declared
12 invalid or unconstitutional, the other parts or provisions thereof shall remain valid
13 and effective.

14 SEC. 17. Repealing Clause. - Republic Act No. 8049 and all other laws,
15 decrees, executive orders, proclamations, rules or regulations, or parts thereof which
16 are inconsistent with or contrary to the provisions of this Act are hereby amended or
17 modified accordingly.

18 SEC. 18. Effectivity Clause. - This Act shall take effect fifteen (15) calendar
19 days after its publication in the Official Gazette or in at least two (2) national
20 newspapers of general circulation.

21
22 Approved,