

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

04 JUL 30 P2:58

SENATE
S.B. No. **1571**

RECEIVED BY: _____

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

Driving under the influence of liquor and/or prohibited drugs is the cause of a great percentage of road accidents. Yet, there is no national law defining and punishing as a crime the act of driving while under the influence of liquor and/or prohibited drugs. Only cities and some first class municipalities have individual ordinances penalizing drunk driving but their penalties are only minimal.

With the modern highways and expressways we have in our country today and the laxity of the Land Transportation Office in granting licenses to drive motor vehicles, it is necessary that there must be a national law punishing the act of driving under the influence of liquor and/or prohibited drugs to protect other law-abiding motorists and users of public passages.

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO

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AN ACT
DEFINING AS A CRIME THE ACT OF DRIVING A MOTOR VEHICLE WHILE UNDER
THE INFLUENCE OF LIQUOR AND/OR PROHIBITED DRUGS AND PROVIDING
GRADUATED PENALTIES THEREFOR

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

SECTION 1. *State Policy.* – It shall be unlawful for any person to operate and drive any
motor vehicle while under the influence of liquor and/or prohibited drugs.

SECTION 2. *Penalties.* – Any person found guilty of violating the provisions of this
Act shall be sentenced to suffer any of the following penalties:

(1) For the first offense, a fine of One Thousand Pesos (P1,000.00) and
suspension of his license to drive for one (1) year.

(2) For the second offense and all subsequent offenses, a fine of Five Thousand
Pesos (P5,000.00) and the revocation of his license to drive for five (5) years; provided, that if
during the period that the offender's license to drive was suspended or revoked, he commits the
same offense again, then in addition to the penalty specified in this paragraph, he/she will be
sentenced to one (1) to five (5) years imprisonment.

SECTION 3. *Promulgation of Rules and Regulations.* – The Department of
Transportation and Communication (DOTC) in cooperation with the Metropolitan Manila
Development Authority (MMDA) and the Department of Health (DOH), shall promulgate rules
and regulations to implement the provisions of this Act, which shall include but shall not be
confined to the following: (1) the level of alcohol and/or drug content on a person's blood or

breath to be considered as intoxicating; (2) the procedures for apprehension; (3) the necessary gadgets or test instruments to be used; and (4) the procedures for testing.

SECTION 4. *Separability Clause.* - If any provision or part thereof, is held invalid or unconstitutional, the remainder of the law of the provision not otherwise affected shall remain valid and subsisting.

SECTION 5. *Repealing Clause.* - Any law, presidential decree or issuance, executive order, letter of instruction, administrative order, rule or regulation contrary to, or inconsistent with, the provisions of this Act is hereby repealed, modified, or amended accordingly.

SECTION 6. *Effectivity Clause.* - This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved.