

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

SECRET  
Office of the Secretary

24 FEB 13 P3:11

SENATE  
S.B. No. 2546

RECEIVED BY \_\_\_\_\_

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Introduced by: Senator Raffy T. Tulfo

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**AN ACT  
PROVIDING FOR STRICTER PENALTIES FOR DRIVING UNDER THE  
INFLUENCE OF ALCOHOL, DANGEROUS DRUGS AND/OR OTHER SIMILAR  
SUBSTANCES, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 10586,  
OTHERWISE KNOWN AS THE "ANTI-DRUNK AND DRUGGED DRIVING ACT  
OF 2013"**

Explanatory Note

On the early hours of November 1, 2023, a pickup truck driver, identified as Alyssa Mae Pacrin Abitria, caused a three-vehicle wreck in Calamba City, Laguna. The accident resulted in 5 fatalities, namely, spouses Gilbert Palupit and Aileen Palupit, and three of their children. It was noted by police investigators that Ms. Abitria smelled of liquor, however, her alcohol test came out negative. Police Deputy Chief Major Aguilar explained the 'negative' result may have been due to the test being conducted a day after the incident.

In an interview with Mary Anne Mae Palupit, the sister of the deceased Gilbert Palupit, despite Ms. Abitria faced multiple charges such as reckless imprudence resulting in multiple homicide, multiple physical injuries, multiple damage to properties and violations under RA 10586, however, she was released on bail amounting to a mere ₱120,000.

According to Republic Act No. 10586, or the "Anti-Drunk and Drugged Driving Act of 2013", "it shall be unlawful for any person to drive a motor vehicle while under the influence of alcohol, dangerous drugs, and or other similar substances". Moreover, in the same Act it stats that "the penalties for individuals driving under the influence who cause an accident that results in a homicide will be fined from three hundred

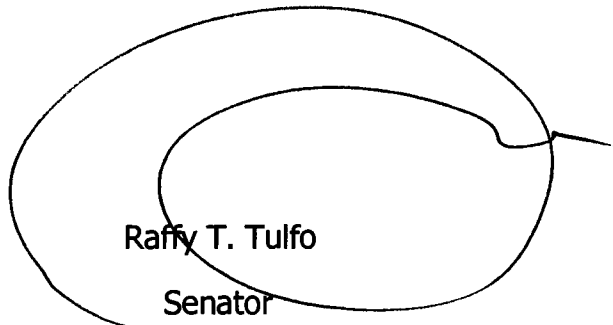
thousand pesos (₱300,000) to five hundred thousand pesos (₱500,000), moreover, their non-professional driver's license shall be confiscated and suspended for twelve (12) months for the first conviction and perpetually revoked in the second conviction.

Despite the passage of the Anti-Drunk and Drugged Driving Act of 2013, drunk driving has been increasingly rampant throughout the years. According to the Transportation Secretary Jaime Bautista, over 11,000 deaths are recorded annually in the Philippines due to road crashes caused by drunk driving, over speeding, texting while driving, and human error.

Moreover, the LTO's Law Enforcement Service-Anti-Drunk and Drugged Driving Enforcement Unit responded to 402 road crash incidents from January to August 2022, wherein 353 of those drivers involved in these incidents tested positive for alcohol intoxication. Additionally, according to the PNP Highway Patrol Group, the number of road accidents caused by drunk drivers rose from 59 incidents or at least 90% in November of 2022 compared to the 31 incidents recorded in October of the same year

With that said, there is an urgent need to pass legislation that calls for stricter penalties on driving under the influence. No one should ever experience the pain and suffering felt by the Palupit family, and all the other families victimized by one person's poor decisions.

In view of the foregoing, the approval of this bill is earnestly sought.



Raffy T. Tulfo  
Senator

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**SUBSTANCES, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 10586,**  
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**OF 2013"**

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

1 Section 1. Title. – This Act shall be known as the "*Anti-Drunk and Drugged*  
2 *Driving Act of 2024*".

3 Sec. 2. Section 12 of Republic Act No. 10586 is hereby amended to read as  
4 follows:

5 "SEC. 12. *Penalties.* – A driver found to have been driving a motor  
6 vehicle while under the influence of alcohol, dangerous drugs, and/or  
7 other similar substances, as provided under Section 5 of this Act shall be  
8 penalized as follows:

9 a. If the violation of Section 5 did not result in physical injuries  
10 or homicide, the penalty of [~~three (3)~~] **TWELVE (12)**  
11 months imprisonment and a fine ranging from [~~twenty~~]  
12 **FIFTY** thousand pesos [~~(P20,000)~~] **(P50,000)** to [~~eighty~~]  
13 **ONE HUNDRED** thousand pesos [~~(P80,000)~~] **(P100,000)**  
14 shall be imposed;

- 1 b. If the violation of Section 5 resulted in physical injuries, the  
2 penalty provided for in **THE APPLICABLE PARAGRAPH OF**  
3 Article 263 of the Revised Penal code, **IN ITS MAXIMUM**  
4 **PERIOD**, or the penalty provided for in the [~~next~~]  
5 **IMMEDIATELY** preceding paragraph, whichever is higher,  
6 and a fine ranging from one hundred **FIFTY** thousand pesos  
7 ~~[(P100,000)]~~ **(P150,000)** to **THREE** hundred thousand  
8 pesos ~~[(P200,000)]~~ **(P300,000)** shall be imposed;
- 9 c. If the violation of Section 5 resulted in homicide, the penalty  
10 **OF RECLUSION TEMPORAL** provided in Article 249 of the  
11 Revised Penal Code **IN ITS MAXIMUM PERIOD**, and a fine  
12 ranging from [~~three~~] **FIVE** hundred thousand pesos  
13 ~~[(P300,000)]~~ **(P500,000)** to **ONE MILLION PESOS**  
14 ~~[(P500,000)]~~ **(P1,000,000)** shall be imposed;
- 15 d. The non-professional driver's license of any person found to  
16 have violated Section 5 of this Act shall also be confiscated  
17 and suspended for a period of [~~twelve (12)]~~ **TWENTY-**  
18 **FOUR (24)** months for the conviction and perpetually  
19 revoked for the second conviction. The professional driver's  
20 license of any person found to have violated Section 5 of this  
21 Act shall also be confiscated and perpetually revoked for the  
22 first conviction. The perpetual revocation of a driver's license  
23 shall disqualify the person from being granted any kind of  
24 driver's license thereafter.

25 Sec. 3. Section 16 of Republic Act No. 10586 is hereby amended to read as  
26 follows:

27 "SEC. 16. Review of Penalties. – The LTO shall, after five (5) years from  
28 the effectivity of this Act and every [~~five (5)]~~ **THREE (3)** years  
29 thereafter, review the applicability and enforcement of all foregoing  
30 pecuniary penalties and shall initiate amendment and/or upgrade the  
31 same as may be necessary. Subject to the approval of the **PRESIDENT**

1                   **OF THE REPUBLIC OF THE PHILIPPINES UPON THE**  
2                   **RECOMMENDATION OF THE Secretary of [~~the~~DOTG]**  
3                   **TRANSPORTATION.”**

4                   *Sec. 4. Repealing Clause.* – All other laws, decrees, executive orders, issuances,  
5 rules and regulations, or part thereof inconsistent with this Act are hereby likewise  
6 repealed or amended accordingly.

7                   *Sec. 5. Separability Clause.* – If, for any reason, any section or provisions of  
8 this Act is declared unconstitutional or invalid, the other sections or provisions not  
9 affected thereby shall remain in full force and effect.

10                  *Sec. 6. Effectivity Clause.* – This Act shall take effect after fifteen (15) days  
11 upon publication in at least two (2) newspapers of general circulation.

*Approved,*