

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

OFFICE OF THE CLERK

10 JUL 21 AM 10:50

SENATE
S. No. 1712

RECEIVED BY *[Signature]*

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.*

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO

* This bill was originally filed during the Thirteenth Congress, First Regular Session.

10 JUL 21 AM 50

SENATE
S. No. 1712

RECEIVED BY

Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 PENALIZING ANY PERSON WHO INDUCES OR CAUSES ANOTHER TO USE A
3 FICTITIOUS NAME, OR CONCEALS HIS TRUE NAME, OR USURPS THE CIVIL
4 STATUS OF ANOTHER PERSON, AMENDING FOR THE PURPOSE ARTICLES 178 AND
5 348 OF THE REVISED PENAL CODE

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

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

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

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

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

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

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

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

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

Approved,