

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



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SENATE
S. B. NO. **2003**

RECEIVED BY: *[Signature]*


Introduced by Senator Maria Lourdes Nancy S. Binay

EXPLANATORY NOTE

The objective of the proposed bill is to augment the financial and other resources of the country intended to provide much needed assistance to victims of disaster.

Thus, this bill proposes to amend Section 35 of Republic Act No. 8424, as amended, or the National Internal Revenue Code of the Philippines, by granting individual taxpayers additional personal exemption for contributions or donations made to the national and local government, educational and/or charitable, religious, cultural or social welfare corporation, institution, accredited nongovernment organization, foundations, and trust or philanthropic organization, which will be used to aid disaster victims.

In view of the foregoing, the passage of this bill is earnestly recommended.


MARIA LOURDES NANCY S. BINAY
Senator

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1 AN ACT AMENDING SECTION 35 OF REPUBLIC ACT NO. 8424, AS AMENDED, OR
2 THE NATIONAL INTERNAL REVENUE CODE OF THE PHILIPPINES, BY
3 GRANTING ADDITIONAL ALLOWANCE OF PERSONAL EXEMPTION FOR
4 INDIVIDUAL TAXPAYER FOR CONTRIBUTIONS MADE TO DISASTER RELIEF,
5 RECOVERY, AND REHABILITATION EFFORTS, AND FOR OTHER PURPOSES
6
7

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

10
11 **SECTION 1.** A new Section 35 (E) is inserted after Section 35 (D) of Republic Act No.
12 8424, as amended, or the National Internal Revenue Code of the Philippines, to read as
13 follows:

14
15 SEC. 35. Allowance of Personal Exemption for Individual Taxpayer. -- XXX

16
17 (E) ADDITIONAL EXEMPTION FOR CONTRIBUTIONS TO
18 DISASTER VICTIMS AND AREAS AFFECTED BY DISASTERS. --
19 THERE SHALL BE ALLOWED AN ADDITIONAL EXEMPTION OF NOT
20 EXCEEDING TWENTY FIVE THOUSAND PESOS (P25,000) FOR
21 ACTUAL CONTRIBUTIONS MADE TO THE GOVERNMENT OF THE
22 PHILIPPINES OR TO ANY OF ITS AGENCIES OR POLITICAL
23 SUBDIVISIONS, INCLUDING FULLY-OWNED GOVERNMENT
24 CORPORATIONS, EDUCATIONAL AND/OR CHARITABLE,
25 RELIGIOUS, CULTURAL OR SOCIAL WELFARE CORPORATION,
26 INSTITUTION, ACCREDITED NONGOVERNMENT ORGANIZATION,
27 FOUNDATIONS, AND TRUST OR PHILANTHROPIC ORGANIZATION,
28 EXCLUSIVELY TO FINANCE, TO PROVIDE FOR, OR TO BE USED IN
29 UNDERTAKING DISASTER RELIEF, RECOVERY, AND
30 REHABILITATION EFFORTS AND OTHER ACTIVITIES NECESSARY
31 FOR, AND IN CONNECTION WITH, THE POST-RECOVERY EFFORTS
32 FOR AREAS AFFECTED BY DISASTER.
33

34 "DISASTER" MEANS A SERIOUS DISRUPTION OF THE
35 FUNCTIONING OF A COMMUNITY OR A SOCIETY INVOLVING
36 WIDESPREAD HUMAN, MATERIAL, ECONOMIC OR
37 ENVIRONMENTAL LOSSES AND IMPACTS, WHICH EXCEEDS THE
38 ABILITY OF THE AFFECTED COMMUNITY OR SOCIETY TO COPE

1 USING ITS OWN RESOURCES. DISASTERS ARE OFTEN DESCRIBED
2 AS A RESULT OF THE COMBINATION OF THE FOLLOWING:
3 EXPOSURE TO HAZARDS; CONDITIONS OF VULNERABILITY THAT
4 ARE PRESENT; AND INSUFFICIENT CAPACITY OR MEASURES TO
5 REDUCE OR COPE WITH THE POTENTIAL NEGATIVE
6 CONSEQUENCES. DISASTER IMPACTS MAY INCLUDE LOSS OF
7 LIFE, INJURY, DISEASE, AND OTHER NEGATIVE EFFECTS ON
8 HUMAN, PHYSICAL, MENTAL AND SOCIAL WELL-BEING,
9 TOGETHER WITH DAMAGE TO PROPERTY, DESTRUCTION OF
10 ASSETS, LOSS OF SERVICES, SOCIAL AND ECONOMIC DISRUPTION
11 AND ENVIRONMENTAL DEGRADATION.

12
13 **SECTION 2. *Implementation.*** The Bureau of Internal Revenue, in consultation with all
14 relevant government agencies shall issue implementing rules and regulations within ninety
15 (90) days from effectivity hereof, and such other rules and regulations as may be necessary to
16 carry out the purpose of this Act.

17
18 **SECTION 3. *Separability Clause.*** If any portion or provision of this Act is declared void
19 and unconstitutional, the remaining portions or provisions hereof shall not be affected by
20 such declaration.

21
22 **SECTION 4. *Repealing Clause.*** All laws, decrees, orders, rules and regulations, other
23 issuances, or parts thereof inconsistent with the provisions of this Act are hereby repealed or
24 modified accordingly.

25
26 **SECTION 5. *Effectivity Clause.*** This Act shall take effect fifteen (15) days after its complete
27 publication in at least two (2) national newspapers of general circulation.

28
29 Approved.