

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

7 JUL -5 1916

SENATE
S. B. No. 1214

RECEIVED BY: *[Signature]*

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

The Penal Code, Articles 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 Articles 178 and 348, but also those without inducement, the crime would not have been committed.*

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO
[Signature]

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

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

7 JUL -5 P426

SENATE
S. B. No. 1214

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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,
4 OR USURPS THE CIVIL STATUS OF ANOTHER PERSON,
5 AMENDING FOR THE PURPOSE ARTICLES 178 AND 348 OF THE PENAL CODE

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

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

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

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

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

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

23 "Art. 348. *Usurpation of civil status.* – The penalty of *prision mayor* shall
24 be imposed upon any person who shall usurp the civil status of another, should he

1 do for the purpose of defrauding the offended party or his heirs; otherwise, the
2 penalty of *prision correccional* in its medium and maximum periods shall be
3 imposed.

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

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

10 Approved,