


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

7 JUL 18 1975

SENATE  
S. B. No. 1284

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

The Constitution, Article II, Section 13 provides:

Section 13. The state recognizes the vital role of the youth in nation-building and shall promote their physical, moral, spiritual, intellectual and social well-being. It shall inculcate in the youth patriotism and nationalism, and encourage their involvement in public and civic affairs.



Our people are more concerned about illegal drug use and crimes associated with such use than any other current social problem.

Illegal drug use is harmful and wrong. Illegal drug use can kill the individuals involved or cause the individuals to hurt or kill others, and such use strips the individuals of their moral sense and with it, everything in life that is important and worthwhile.

The greatest threat presented by such use is to the youth, who are illegally using drugs. According to recently released national surveys, drug use among the youth remains at alarmingly high levels.

National leadership is critical to conveying to the youth the message that drug use is dangerous and wrong. While government's efforts to punish drug pushers are commendable, the problem cannot be addressed fully if the government will not undertake effort to reduce drug use, by mobilizing every sector of the community to support the implementation of comprehensive, sustainable, and effective programs to reduce drug abuse.

This bill seeks to facilitate a significant reduction in the incidence and prevalence of substance abuse through reducing the demand for illegal drugs and the inappropriate use of legal drugs.\*

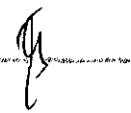
  
MIRIAM DEFENSOR SANTIAGO  


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

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1 AN ACT  
2 PROVIDING FOR PROGRAMS TO FACILITATE A SIGNIFICANT  
3 REDUCTION IN THE INCIDENCE AND PREVALENCE OF SUBSTANCE  
4 ABUSE THROUGH REDUCING THE DEMAND FOR ILLEGAL DRUGS AND  
5 THE INAPPROPRIATE USE OF ILLEGAL DRUGS

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

8 SECTION 1. *Short Title* – This Act shall be known as the “Drug Demand Reduction Act”.

9 TITLE I—TARGETED SUBSTANCE ABUSE  
10 PREVENTION AND TREATMENT PROGRAMS

11 Subtitle A—National Youth Anti-Drug Media Campaign

12 SECTION 2. *Requirement to conduct national media campaign* –

13 (A) *In General.* – The Director of the Dangerous Drugs Board (in this subtitle referred  
14 to as the ‘Director’), in cooperation with the Department of Education (DepEd), the National  
15 Youth Commission (NYC) and the Philippine Information Agency (PIA), shall conduct a  
16 national media campaign in accordance this subtitle for the purpose of reducing and preventing  
17 drug abuse among young people in the Philippines.

18 (B) *Local Target Requirement.* – The Director shall to the maximum extent feasible, use  
19 amounts made available to carry out this subtitle for media that focuses on, or includes specific  
20 information on, prevention or treatment resources for consumers within specific local areas.

21 SECTION 3. *Use of funds* –

22 (A) *Authorized Uses.* –

23 (1) *In General.* – Amounts made available to carry out this Act for the  
24 support of national media campaign may only be used for—

- 1 (a) the purchase of media time and space;
- 2 (b) talent reuse payments;
- 3 (c) out-of-pocket advertising costs ;
- 4 (d) testing and evaluation of advertising;
- 5 (e) evaluation of the effectiveness of the media campaign;
- 6 (f) the negotiated fees for the winning bidder on request for proposals
- 7 *issued by the Office of National Drug Control Policy;*
- 8 (g) partnerships with community, civic, and professional groups, and
- 9 government organizations related to the media campaign; and
- 10 (h) entertainment industry collaborations to fashion antidrug messages in
- 11 motion pictures, television programming, popular music, interactive
- 12 (internet and news) media projects and activities, public information,
- 13 news media outreach, and corporate sponsorship and participation.

14 (2) *Advertising.* – In carrying out this subtitle, the Director shall devote meet  
15 sufficient funds to the advertising portion of the national media campaign to the  
16 stated reach and frequency goals of the campaign.

17 (B) *Prohibitions.* – None of the amounts made available under this subsections may be  
18 obligated or expended—

- 19 (1) to supplant current community based coalitions;
- 20 (2) to supplant current pro bono public service time donated by national and local
- 21 broadcasting networks;
- 22 (3) for partisan political purposes; or
- 23 (4) to fund media campaigns that feature any elected officials, persons seeking
- 24 elective office, cabinet level officials and other agency officials.

25 SECTION 4. *Reports to Congress.* – The Director shall—

26 (A) submit to Congress on an annual basis a report on the activities for which amounts  
27 made available under this subtitle have been obligated during the preceding year,

1 including information for each quarter of such year, and on the specific parameters  
2 of the national media campaign; and

3 (B) *Certification.* – A certification that—

4 (1) Funds made available under this subtitle will not be used to supplant local  
5 funds, but will be used to increase the amounts of such funds that would, in  
6 the absence of funds, be made available for law enforcement activities; and

7 (2) The programs developed pursuant to this subtitle meet all requirements of  
8 this subtitle.

9 (C) *Review and Approval.* – Subject to Section 7(B), the Director shall approve  
10 applications and make grant awards to units of local governments that show the  
11 most promise for accomplishing the purposes of this subtitle consistent with the  
12 provisions of Section 9.

13 SECTION 5. *Uses of Funds by Local Government Units.* – A local government unit that  
14 receives a grant award under this Act shall use funds to provide comprehensive treatment  
15 programs to inmates in prisons or jails, including not less than three (3) of the following:

16 (A) Tailored treatment programs to meet the special needs of different types of  
17 substance-involved offenders.

18 (B) Random and frequent drug testing, including a system of sanctions.

19 (C) Training and assistance for corrections officers and personnel to assist substance-  
20 involved offenders.

21 (D) Clinical assessment of incoming substance-involved offenders.

22 (E) Availability of religious and spiritual activity and counseling to provide an  
23 environment that encourages recovery from substance involvement in correctional  
24 facilities.

25 (F) Educational and vocational training.

26 (G) A substance-free correctional facility policy.

27 SECTION 6. *Evaluation and recommendation report to Congress* –

28 (A) *Evaluation.* –

1 (1) *In General.* – The Director shall enter into a contract, with an evaluating  
2 agency that has demonstrated experience in the evaluation of substance abuse  
3 treatment, to conduct an evaluation that incorporates the criteria.

4 (2) *Evaluation Criteria.* – The Director, in consultation with the Directors of the  
5 Department of Health, shall establish minimum criteria for evaluating each  
6 program. Such criteria shall include—

- 7 (a) reducing substance abuse among participants;
- 8 (b) reducing recidivism among participants;
- 9 (c) cost effectiveness of providing services to participants; and
- 10 (d) a data system that will produce data.

11 (B) *Report.* – The Director shall submit to the appropriate committees, at the same time  
12 as the President’s budget for 2007 is submitted, a report that –

- 13 (1) describes the activities funded by grant awards under this subtitle;
- 14 (2) includes the evaluation submitted pursuant to paragraph (a); and
- 15 (3) makes recommendations regarding revisions to the authorization of the  
16 program, reduction, and termination.

17 SECTION 7. *Definitions* – For purposes of this Act, the term:

18 (A) “Appropriate committees” means the Committees on Appropriations of the House  
19 of Representatives and the Senate;

20 (B) “Substance-involved offender” means an individual under the supervision of a  
21 government or local criminal justice system, awaiting trial or serving a sentence  
22 imposed by the criminal justice system, who—

- 23 (1) violated or has been arrested for violating a drug or alcohol law;
- 24 (2) was under the influence of alcohol or an illegal drug at the time the crime was  
25 committed;
- 26 (3) stole property to buy illegal drugs, or
- 27 (4) has a history of substance abuse and addiction.

28 (C) “Unit of local government” means municipality, city, or province.

1 SECTION 8. *Authorization of appropriations* – There are authorized to be appropriated  
2 to carry out this Act:

3 (A) For the fiscal year of the passage of this Act, P20,000.00; and

4 (B) For the next succeeding fiscal year, P20,000.00.

5 The Director may reserve each fiscal year not more than twenty (20) *per centum* of the  
6 funds appropriated for activities required under Section 10.

7 TITLE II—PROTECTING OUR NEIGHBORHOODS AND SCHOOLS FROM DRUGS

8 Subtitle A—Drug-free Teen Drivers

9 SECTION 9. *Demonstration program.* – The Land Transportation Office shall establish a  
10 demonstration program to provide voluntary drug testing for all teenager applicants, or other first  
11 time applicants for a driver’s license regardless of age, for a driver’s license.  
12 Information respecting an applicant’s choice not to take the drug test or the result of the drug test  
13 on the applicant shall be made available to the applicant’s automobile insurance company. If an  
14 applicant tests positive in the drug test, the LTO in which the program is established will not  
15 issue to the applicant and will require the applicant to complete a drug treatment program and to  
16 not test positive in a drug test before reapplying for a license.

17 Subtitle B—Drug-Free Schools

18 SECTION 10. *Authorization of Appropriations.* – There is authorized to be appropriated  
19 such sums as may be necessary to carry out this chapter.

20 SECTION 11. *Authorization for Report Cards on Schools* –

21 (A) *In General.* – The Secretary of Education shall develop, establish, or conduct  
22 innovative programs for implementation of public schools and state colleges and  
23 universities to improve unsafe elementary schools or secondary schools.

24 (B) *Priority.*– The Secretary shall give priority to establishing—

- 1 (1) Programs that provide parent and teacher notification about incidents of  
2 physical violence, weapon possession, or drug activity on school grounds as  
3 soon after the incident as practicable.
- 4 (2) Programs that provide parents and teachers an annual report regarding—  
5 (a) the total number of incidents of physical violence, weapon possession,  
6 and drug activity on school grounds;  
7 (b) the percentage of students missing 10 or fewer days of school; and  
8 (c) a comparison, if available, to previous annual reports under this  
9 paragraph, which comparison shall not involve a comparison of more  
10 than five (5) such previous annual reports; and
- 11 (3) Programs to enhance school security measures that may include—  
12 (a) equipping schools with fences, closed circuit cameras, and other  
13 physical security measures;  
14 (b) providing increased police patrols in and around elementary schools  
15 and secondary schools, including canine patrols; and  
16 (c) mailings to parents at the beginning of the school year stating that the  
17 possession of a gun or other weapon, or the sale of drugs in school,  
18 will not be tolerated by school authorities.

19 SECTION 12. *Parental Consent to Drug Testing.* –

20 (A) *In General.* – The Secretary, in cooperation with the Dangerous Drugs Board and  
21 the National Youth Commission shall develop, establish, or conduct programs for  
22 testing students for illegal drug use with prior parental consent.

23 (B) *Guidelines.* – The Secretary shall adapt the following guidelines in implementing  
24 the program:

- 25 (1) Students will only be tested with their parent’s consent. If the program also  
26 requires the consent of the student, the parent will be informed of any  
27 refusal by the student to give consent.

1 (2) The program may involve random testing or testing of all students within  
2 certain grade or age parameters at a participating school.

3 (3) Students who test positive for illegal drugs will not be penalized, except that  
4 the privilege of participating in optional courses or extra-curricula activities  
5 in which drug impairment might pose a safety risk such as athletic teams,  
6 drivers education, or industrial arts may be restricted.

7 (4) The parent of a student who tests positive for privilege for illegal drugs shall  
8 be notified of the results in a discrete manner by a health care professional, a  
9 counselor, or other appropriate person. Parents shall be advised of resources  
10 that may be available in the local area to treat drug dependency.

11 (5) The procedures used in the demonstration project shall be designed to  
12 ensure fairness and accuracy. The procedures shall also require personnel  
13 administering the drug testing program to treat individual test results  
14 confidentiality, and not to provide individual test results to law enforcement  
15 officials. Statistical information which does not reveal individual identifying  
16 information should be provided to law enforcement officials.

17 (C) *Subpoenas and Discovery.* – Test results for tests conducted shall not be subject to  
18 subpoena or discovery in any court or administrative forum, without the consent of  
19 the individual’s consent is required.

20 Subtitle C—Drug-Free Workplaces

21 SECTION 13. *Purposes* – The purposes of this Section are to—

22 (A) Educate small business concerns about the advantages of a drug-free workplace;

23 (B) Provide financial incentives and technical assistance to enable small business  
24 concerns to create a drug-free workplace; and

25 (C) Assist working parents in keeping their children drug-free.



1 SECTION 14. *Drug-free Workplace Demonstration Program.* –

2 (A) *Establishment.* – There is established a drug-free demonstration program, under  
3 which the Dangerous Drugs Board in coordination with corporations and companies  
4 shall start a drug-free workplace program.

5 (B) *Requirements for Program.* – Any drug-free workplace program established as a  
6 result of this section shall include –

7 (1) A written policy, including a clear statement of expectations for workplace  
8 behavior, prohibitions against substances in the workplace, and the  
9 consequences of violating such expectations and prohibitions;

10 (2) Training for at least 60 minutes for employees and supervisors and  
11 employees who are parents;

12 (3) additional training for supervisors and employees who are parents;

13 (4) employee drug testing; and

14 (5) employee access to an employee assistance program, including assessment,  
15 referral, and short-term problem resolution.

16  
17 TITLE III – NATIONAL DRUG CONTROL STRATEGY

18 SECTION 15. *Development, submission, implementation, and assessment of National*  
19 *Drug Control Strategy* –

20 (A) *Timing, Contents, and Process for Development and Submission of National Drug*  
21 *Control Strategy.* – Not later than two months after the promulgation of this act, the President  
22 shall submit to Congress a National Drug Control Strategy, which shall set forth a  
23 comprehensive 4-year plan for reducing drug abuse and the consequences of drug use in the  
24 Philippines, by limiting the availability of and reducing the demand for illegal drugs and shall  
25 include quantifiable 4-year performance objectives, targets, and measures for each National Drug  
26 Control Strategy goal and objective.

27 (B) *Contents.* – The National Drug Control Strategy shall include-

28 (1) Comprehensive, research-based, long-range, quantifiable, goals for reducing  
29 drug abuse and the consequences of drug-abuse in the Philippines;

1 (2) Short-term measurable objectives to accomplish long-term quantifiable goals  
2 that the Director of the Dangerous Drugs Board determines may be  
3 realistically achieved during the 4-year period beginning on the date on which  
4 the strategy is submitted;

5 (3) Five (5) year projections for program and budget priorities; and

6 (4) A review of governmental and private sector drug control activities to ensure  
7 that the Philippines pursues well-coordinated and effective drug control at all  
8 levels of government.

9 (C) *Classified Information.* – Any contents of the National Drug Control Strategy that  
10 involves information properly classified under criteria established by an Executive order shall be  
11 presented to Congress separately from the rest of the Strategy.

12 (D) *Process for Development and Submission.* –

13 (1) *Consultation.* – In developing and effectively implementing the National Drug  
14 Control Strategy, the Director shall consult with Congress, provincial and local officials,  
15 private citizens and organizations with experience and expertise in demand reduction and  
16 private citizens and organizations with experience and expertise in supply reduction.

17 (2) *Modification and Resubmission.* – Notwithstanding any other provision of law,  
18 the Director may modify a National Drug Control Strategy submitted under paragraph (1)  
19 at any time.

20 (3) *Annual Strategy Report.* – Every February 1 of each year, the President shall  
21 submit to Congress a report on the progress in implementing the Strategy, which shall  
22 include an assessment of the effectiveness in achieving the Strategy goals and objectives  
23 using the performance measurement system, including an assessment of drug use and  
24 availability in the Philippines; and an estimate of the effectiveness of interdiction,  
25 treatment, prevention, law enforcement, and international programs under the National  
26 Drug Control Strategy in effect during the preceding year, or in effect as of the date on  
27 which the report is submitted;

28 (4) An assessment of current drug use, including inhalants, and availability,  
29 impact of drug use, and treatment availability, which assessment shall include estimates

1 of drug prevalence and frequency of use as measured by national, and local surveys of  
2 illicit drug use and by other special studies of casual and chronic drug use; high-risk  
3 populations, including school dropouts, the homeless and transient, arrestees, parolees,  
4 and juvenile delinquents; and drug use in the workplace and the productivity lost by such  
5 use;

6 (5) An assessment of the reduction of drug availability against an ascertained  
7 baseline, as measured by the quantities of cocaine, marijuana, methamphetamine, and  
8 other drugs available, including recreational drugs such as ecstasy for consumption in the  
9 Philippines; the amount of marijuana, cocaine, and heroin, entering the Philippines; the  
10 number of hectares of marijuana, poppy, and cocoa cultivated and destroyed; the number  
11 of metric tons of marijuana, heroin, and cocaine seized; the number of cocaine and  
12 methamphetamine processing laboratories destroyed; changes in the price and purity of  
13 *shabu* and cocaine; the amount and type of controlled substances diverted from legitimate  
14 retail and wholesale sources; and the effectiveness of technology programs at improving  
15 drug detection capabilities in interdiction, an at Philippines ports of entry;

16 (6) An assessment of the reduction of the consequences of drug use and  
17 availability, which shall include estimation of the burden drug users placed on hospital  
18 emergency departments in the Philippines, such as the quantity of drug-related services  
19 provided; the annual national health care costs of drug use, including costs associated  
20 with people becoming infected with human immunodeficiency virus and other infectious  
21 diseases as a result of drug use; the extent of drug-related crime and criminal activity; and  
22 the contribution of drugs to the underground economy, as measured by the retail value of  
23 drugs sold in the Philippines;

24 (7) A determination of the status of drug treatment in the Philippines, by assessing  
25 public and private treatment capacity within each region, including information on the  
26 treatment capacity available in relation to the capacity actually used; the extent, within  
27 each region, to which treatment is available; the number of drug users the Director  
28 estimates could benefit from treatment; and the specific factors that restrict the

1 availability of treatment services to those seeking it and proposed administrative or  
2 legislative remedies to make treatment available to those individuals; and

3 (8) An assessment of private sector initiatives and cooperative efforts between  
4 the National Government and region and local governments for drug control.

5 (E) *Submission of Revised Strategy.* – The President may submit to Congress a revised  
6 National Drug Control Strategy that meets the requirements of this section at any time, upon a  
7 determination by the President and the Director that the National Drug Control Strategy in effect  
8 is not sufficiently effective; and if a new President or Director takes office.

9 SECTION 16. *Separability Clause.* – If any provision or part hereof, is held invalid or  
10 unconstitutional, the remainder of the law or the provision otherwise affected shall remain valid  
11 and subsisting.

12 SECTION 17. *Repealing Clause.* – Any law, presidential decree or issuance, executive  
13 order, letter of instruction, administrative order, rule or regulation contrary to or inconsistent  
14 with the provision of this Act is hereby modified, or amended accordingly.

15 SECTION 18. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its  
16 publication in at least two (2) newspapers of general circulation.

17 Approved,