

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

First Regular Session
FIFTEENTH CONGRESS

House Bill No. 3197

Introduced by Hon. Christopher S. Co, Rodel M. Batocabe and Alfredo A. Garbin, Jr.

EXPLANATORY NOTE

This bill seeks to mandate the registration of helmets at the Land Transportation Office (LTO) and mandating said office to provide reflective stickers bearing the plate numbers on the registered helmets.

The continuous increase of crimes involving motorcycles is alarming. Efforts in identification of the suspects through their motorcycles are dismal because a motorcycle only has one (1) number plate located at the rear end of the motorcycle. Such are used more often as getaway vehicles in the commission of serious crimes, such as theft, robbery, and recently used by on-the-go-assassins as a means to attack targets while caught in traffic.

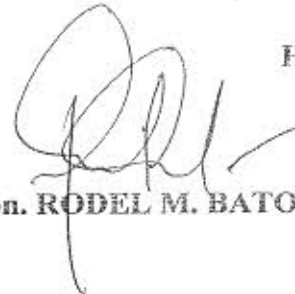
Moreover, with the rising prices of petroleum and traffic congestion comes the increase in the purchase of motorcycles, a convenient, efficient vehicle designed to evade traffic and save fuel. The Metropolitan Manila Development Authority (MMDA) reported last June 2010 that there was a substantial increase of motorcycle accidents in 2009.

This poses serious concerns in the regulatory mechanisms of motorcycles, and in ensuring that motorcycle riders are easily identified, and that they are visible through the reflective stickers at night, when accidents are most common. It becomes the duty of the State to ensure the safety of the increasing population of motorcycle riders, and the rest of the riding public.

The immediate and favorable passage of this bill is earnestly sought.



Hon. CHRISTOPHER S. CO



Hon. RODEL M. BATOCABE



Hon. ALFREDO A. GARBIN, Jr.

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AN ACT
MANDATING THE REGISTRATION OF MOTORCYCLE HELMETS AT THE
LAND TRANSPORTATION OFFICE (LTO) THROUGH THE USE OF
REFLECTIVE STICKERS OF PLATE NUMBERS AND ALLOCATING FUNDS
GENERATED TO MOTORCYCLE ROAD SAFETY PROGRAMS TO BE
IDENTIFIED BY CONGRESS

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

SECTION 1. Title. This Act shall be known as the "Motorcycle Helmet Registration Act of 2010."

SEC. 2. Mandatory Registration of Motorcycle Helmets. All motorcycle helmets, upon complying with the requirements of Section 5 of this Act, shall be registered at the Land Transportation Office (LTO) upon new or renewal of registration of motorcycle. The specifications of the registered helmet/s shall be included in the motorcycle registration.

Applications for new or renewal of motorcycle registration after the effectivity of this Act shall require the registration of at least one (1) helmet. Failure to do so shall void the application.

SEC. 3. Reflective Sticker. The LTO shall provide a reflective sticker for each motorcycle helmet registered, to be posted on the back portion of the helmet by an authorized LTO officer. The reflective sticker shall bear the plate number of the motorcycle in large and readable font, and shall include the name of the registered owner below the same.

SEC. 4. Implementation. The Department of Transportation and Communication (DOTC), with its attached agency LTO, is mandated by this Act to issue guidelines necessary to implement the provisions of this Act.

The LTO shall impose a registration fee of not more than twenty percent (20%) of the motorcycle registration fee.

SEC. 5. Penalties.

- (a) Any person caught wearing a non-registered helmet while driving, whether long or short drives, in any type of road or highway shall be punished with a fine of One Thousand Five Hundred Pesos (Php 1,500.00) for the first offense, Three Thousand Pesos (Php 3,000.00) for the second offense, Five Thousand Pesos (Php 5,000.00) for the third offense and Ten Thousand Pesos (Php 10,000.00) plus confiscation of the driver's license for the fourth and succeeding offenses;
- (b) Any person caught wearing a helmet that is not registered to the motorcycle being driven at the time of apprehension shall be punished with a fine of One Thousand Five Hundred Pesos (Php 1,500.00) for the first offense, Three Thousand Pesos (Php 3,000.00) for the second offense, Five Thousand Pesos (Php 5,000.00) for the third offense and Ten Thousand Pesos (Php 10,000.00) plus confiscation of the driver's license for the fourth and succeeding offenses;
- (c) Tampering, alteration, forgery and imitation of the reflective sticker shall be punished with a fine of not less than Ten Thousand Pesos (Php 10,000.00) but not more than Twenty Thousand Pesos (Php 20,000.00).

SEC. 6. Nationwide Public Information Campaign. The LTO, in coordination with the Philippine Information Agency (PIA), the Department of Education (DepEd) and private agencies and organizations, shall undertake a nationwide information, education and communication (IEC) campaign for a period of six (6) months for the attainment of the objectives of this Act.

SEC. 7. Allocation of funds. Funds generated from the registration of helmets as provided for in this Act, shall be allocated to motorcycle road safety programs to be identified by Congress.

SEC. 8. Separability Clause. If, for any reason, any part or provision of this Act is declared invalid or unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

SEC. 9. Repealing Clause. All laws, presidential decrees, executive orders, rules and regulations contrary to or inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SEC. 10. Transitory Provision. All motorcycle owners shall be given six (6) months from the date of effectivity of this Act to register their helmets.

SEC. 11. Effectivity. This Act shall take effect fifteen (15) days after its publication in two newspapers of general circulation.

Approved,