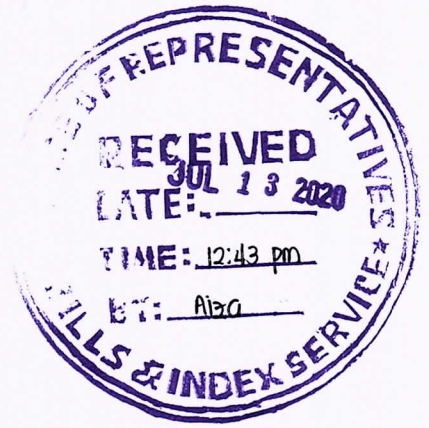


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

EIGHTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 7091



Introduced by Hon. Anthony Peter “Onyx” D. Crisologo

AN ACT

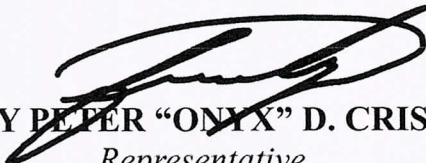
**FURTHER AMENDING REPUBLIC ACT NO. 7277, OTHERWISE
KNOWN AS THE MAGNA CARTA FOR DISABLED PERSONS, TO
STRENGTHEN ITS IMPLEMENTATION AND STRICT MONITOR-
ING OF ITS ACCESSIBILITY, APPROPRIATING FUNDS THERE-
FOR, AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

The government’s effort to create a more inclusive environment for Persons with Disabilities (PWDs) has been a continuing pursuit. Republic Act No. 7277 or the Magna Carta for Disabled Persons has been amended repeatedly to ensure that our PWDs are provided with benefits that aid in guaranteeing their productivity and self-reliance. Unfortunately, despite the good intention of the said statute, issues concerning its abuse by some individuals are constantly being identified undermining one of its objectives which is to provide our PWDs with greater protection. Thus, the government shall take proper action on the reports of malfeasance of individuals responsible for the issuance of PWD Cards to unqualified beneficiaries to preserve the integrity of the law.

This bill seeks for the exact and more rigorous enforcement of the Magna Carta for Disabled Persons to deter all individuals who take advantage of the said Act by penalizing any person who is instrumental in the issuance of a PWD Card to an unqualified person, and unqualified individuals who falsify documents to avail the benefits of the ACT. Further, this aims to refine some areas of the said law to keep it attuned with the evolving conditions and attendant issues of the country.

In view of the forgoing, the passage of this bill is earnestly sought.


ANTHONY PETER “ONYX” D. CRISOLOGO
Representative
First District, Quezon City

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

SECTION 1. Declaration of Policy- It is hereby declared a policy of the state to ensure proper implementation of the country's policies protecting Persons with Disabilities (PWDs) to avoid their abuse and ensure their responsiveness.

SECTION 2. Additional Sections to TITLE II, RIGHTS and PRIVILEGES of DISABLED PERSONS of Republic Act No. 7277, as amended, otherwise known as the Magna Carta for Disabled Persons are hereby added to read as follows:

“SEC. 34 Issuance and Validity of PWD Identification Card (PWD-IDC)-All PWDs shall apply for a PWD-IDC to avail of the incentives provided in this Act. For records and monitoring purposes, all cards shall be categorized into two:

Type 1- All apparent and permanent disabilities such as, but not limited to: Neurological, Orthopaedic, Loss of Function or Absence of a Limb.¹

Type 2- All non-apparent and permanent disabilities such as, but not limited to: Developmental, Psychiatric, Visual, and Hearing Disabilities.²

All beneficiaries shall be required to renew their PWD-IDC every five (5) years, and submit the following documentary requirements upon the renewal of their cards for proper evaluation:

¹<https://www.illinoislegalaid.org/legal-information/id-cards-people-disabilities>

- a. Medical Certificate or Abstract
- b. Expired PWD-IDC
- c. Barangay Clearance

However, individuals falling under Type 2 category shall also ensure that they submit an updated Medical Certificate that states the nature of their disability duly signed by a Medical Doctor specialising in their condition, with a verification stamp from the City Health Department of the Local Government Unit where they are applying.

SECTION 35. Monitoring and Periodic Evaluation of the Criteria for Eligibility- The Department of Health, in close coordination with the Department of Interior and Local Government, Department of Social Welfare and Development, and in consultation with the National Council on Disability Affairs, shall develop a more specific set of qualifications for the applicants of PWD-IDC, and create an efficient mechanism for evaluation to ensure the eligibility of all applicants.

Further, the existing list of PWD-IDC holders shall be monitored and reviewed annually to update the existing data and profiles of the beneficiaries to secure the truthfulness of all records, and arrest possible abuse of the benefits strictly intended for PWDs.”

SECTION 3. The following paragraphs shall be added to SECTION 46. Penal Clause, Republic Act. No. 7277:

"(e). Any person who falsifies documents to obtain PWD-IDC, issues an untruthful medical certification, or falsely represents himself/herself as medical professional qualified to issue medical certification shall be punished with imprisonment of not less than four years but not more than six years or a fine of Five hundred thousand pesos (₱ 500,000.00), or both;

(f). Any person who possesses altered PWD-IDC shall be punished with imprisonment of not less than two years but not more than four years, or a fine of Three hundred thousand pesos, or both;

(g) Any person who is instrumental in the issuance of PWD-IDS to an unqualified person shall be punished with imprisonment of not less than four years but not more than six years or a fine of Five hundred thousand pesos (₱ 500,000.00), or both. The officers of institutions or groups that facilitate, or instrumental in, the issuance of PWD-IDC to an unqualified person shall suffer the same penalty.

(h). Any person who uses an altered or falsified PWD-IDC, or any unqualified person who uses PWD-IDC, to obtain benefit under this Act shall be punished with imprisonment of

not less than four years but not less than six years, or a fine of One million pesos, or both."

SECTION 4. For the purpose of this Act, sections of Republic Act No. 7277 following the amendments above are hereby renumbered accordingly.

SECTION 5. Implementing Rules and Regulations- The Department of Health, in coordination with the Department of Social Welfare and Development, and in close consultation with the National Council for the Welfare of Disabled Persons shall develop the implementing rules and regulations of this act 60 days after its approval.

SECTION 6. Separability Clause - If any of the sections or provisions of this Act is held invalid, all other provisions not affected shall remain valid.

SECTION 7. Repealing Clause - All laws, decrees, executive orders, rules and regulations or other issuances or parts thereof contrary to inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SECTION 8. Effectivity - This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,