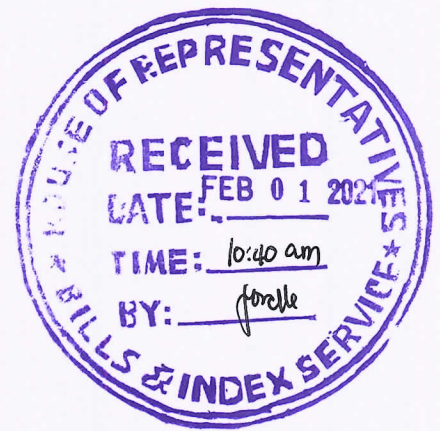


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

EIGHTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 8587



Introduced by **HON. JOY MYRA S. TAMBUNTING**

EXPLANATORY NOTE

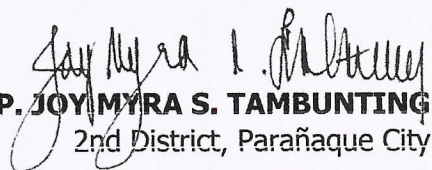
Article II, Section 4 of the 1987 Constitution provides that, "The prime duty of the Government is to serve and protect the people." As such, the Philippine National Police, to which this duty is entrusted must be a highly efficient and competent police force.

Recent reports on incidents of police killings, physical abuse, abuse of authority, and other incidences, however, does not reflect the paradigm of serving and protecting the public. Such is the case of Police Senior Master Sgt. Jonel Nuezca, who shot two defenseless civilians point blank, while he was off duty. It was later reported that Nuezca has had prior administrative cases and two cases of grave misconduct involving homicide.

While there are standards in place regarding the conduct of regular firearms proficiency training, re-training of police personnel in the use of non-lethal tools and techniques, and periodic neuro-psychiatric examinations; there is still an alarming number of incidents of police personnel using unnecessary lethal force with civilians. It is equally alarming that Nuezca remained in service and was allowed to carry firearms, despite his dangerous behavior, as evidenced by his previous cases.

This measure seeks to ensure and promote the psychiatric and psychological fitness of its officers and members. This measure provides for the mandatory conduct of annual psychiatric, psychological drug and physical tests. Under this measure, members and officers whose operational work expose them to traumatic situations should also be subjected to stress debriefing for the purpose of preventing mental health disorders.

On behalf of the people of Parañaque City's Second District, and for the common good of the Filipino people, the approval of the said measure is earnestly sought.


REP. JOY MYRA S. TAMBUNTING
2nd District, Parañaque City

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HOUSE BILL NO. 8587

Introduced by **HON. JOY MYRA S. TAMBUNTING**

AN ACT
MANDATING ANNUAL PSYCHIATRIC, PSYCHOLOGICAL DRUG AND PHYSICAL TESTS
FOR POLICE OFFICERS, AMENDING FOR THIS PURPOSE REPUBLIC ACT NO. 6975,
AS AMENDED, AND FOR OTHER PURPOSES

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

SECTION 1. Section 30 of Republic Act No. 6975, as amended, is hereby further amended to read as follows:

"SEC. 30. General Qualifications for Appointment - No person shall be appointed as officer or member of the PNP unless he or she possesses the following minimum qualifications:

"a) A citizen of the Philippines;

"b) A person of good moral conduct;

"c) Must have passed the psychiatric/psychological, drug and physical tests to be administered by the PNP or by any NAPOLCOM accredited government hospital for the purpose of determining physical and mental health;

"d) Must possess a formal baccalaureate degree from a recognized institution of learning;

"e) Must be eligible in accordance with the standards set by the Commission;

"f) Must not have been dishonorably discharged from military employment or dismissed for cause from any civilian position in the Government;

"g) Must not have been convicted by final judgment of an offense or crime involving moral turpitude;

"h) Must be at least one meter and sixty-two centimeters (1.62 m.) in height for male and one meter and fifty-seven centimeters (1.57 m.) for female;

"i) Must weigh not more or less than five kilograms (5 kgs.) from the standard weight corresponding to his or her height, age, and sex; and

"j) For a new applicant, must not be less than twenty-one (21) nor more than thirty (30) years of age: except for the last qualification, the above-enumerated qualifications shall be continuing in character and an absence of any one of them at any given time shall be a ground for separation or retirement from the service: Provided, That PNP members who are already in the service upon the effectivity of this Act shall be given at least two (2) more years to obtain the minimum educational qualification and one (1) year to satisfy the weight requirement.

For the purpose of determining compliance with the requirements on physical and mental health, as well as the non-use of prohibited drugs, the PNP by itself or through a NAPOLCOM accredited government hospital shall conduct [regular] **ANNUAL** psychiatric, psychological drug and physical tests [randomly and] without notice.

PROVIDED, THAT, PNP OFFICERS AND MEMBERS WHOSE OPERATIONAL WORK EXPOSE THEM TO TRAUMATIC SITUATIONS SHOULD, AFTER SUCH OPERATIONS, BE SUBJECTED TO STRESS DEBRIEFING FOR THE PURPOSE OF PREVENTING MENTAL HEALTH DISORDERS."

XXX

SEC. 2. Repealing Clause. – All laws, presidential decrees, letters of instructions, executive orders, rules and regulations insofar as they are inconsistent with this Act, are hereby repealed or amended as the case may be.

SEC. 3. Effectivity. – This Act shall take effect after its complete publication in at least three (3) newspapers of general circulation.

Approved,