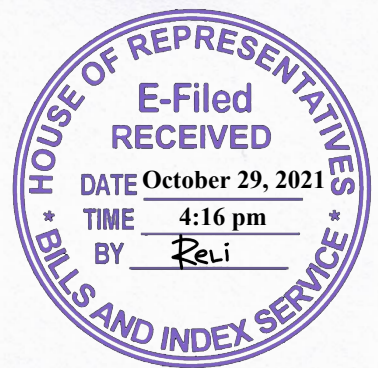


EIGHTEENTH CONGRESS)
REPUBLIC OF THE PHILIPPINES)
Third Regular Session)



HOUSE OF REPRESENTATIVES

Introduced by Representative Rufus B. Rodriguez

House Bill No. 10430

EXPLANATORY NOTE

Section 23 of Republic Act No. 4136 or the Land Transportation and Traffic Code provides:

"SECTION 22. Application for Driver's License, Fees, Examination. – Every person who desires to personally operate any motor vehicle shall file an application to the Director or his deputies for a license to drive motor vehicles: Provided, however, That no person shall be issued a professional driver's license who is suffering from contagious diseases, such as tuberculosis, sexually transmitted diseases and epilepsy or who is an alcohol or drug addict or dependent.

Each such application, except in the case of enlisted men operating government-owned vehicles, shall be accomplished by a fee of five pesos, and shall contain such information respecting the applicant and his ability to operate motor vehicles, as may be required by the Bureau.

The Director or his deputies shall also ascertain that the applicant's health, sight and hearing are sound and normal, and is physically and mentally fit to operate motor vehicles. To this end, the Director or his deputies shall require a certificate to that effect, signed by a reputable accredited physician.

An examination, theoretical and practical, to determine every applicant's ability and fitness to operate motor vehicles to be conducted by the Director in such form and manner as he shall prescribe shall also be required. A manual containing the general scope of the examinations and such information as may be necessary for the guidance of the applicants and for the purpose of effectivity and implementation of this Act may be published in an official language and distributed at no cost to the applicants.

XXX XXX XXX"

It is clear from the law that it is the Land Transportation Office (then known as the Land Transportation Commission) which is authorized by law to conduct examinations to determine every applicant's ability and fitness to operate motor vehicles.

Republic Act 10930, which amended Republic Act 4136, added a new provision which states:

"Sec. 23-A Establishment of Stricter Rules Before the Issuance of Driver's License.
- The LTO shall promulgate prerequisites and guidelines before the grant of drivers' licenses to ensure that these are issued only to deserving applicants with sufficient driving skills and knowledge on road safety and proper road courtesy.

"Toward this end, the conduct of theoretical and practical examinations, among others, must sufficiently measure the competency of drivers and must be designed to the type of license applied for its corresponding restrictions: Provided, That for professional drivers, the tests must be appropriated to the vehicle and type of service the applicant intends to operate."

Based on this new provision, the Land Transportation Office (LTO) has come up with a new, unnecessary, and burdensome requirement for all drivers, in order to get their student permits, get their new driver's license, or in renewing their driver's license, to get a certification of completion of the Comprehensive Driver's Education (CDE). In the LTO's advisory, it was provided that the CDE materials can be obtained either from the LTO Portal's website, at LTO offices or at LTO-Accredited Driving Schools. The LTO offices are now requiring certificates of completion of the CDE from LTO accredited driving schools.

This will be an additional imposition expense for the Filipino people especially those who wish to drive to exercise their profession or as drivers/workers of transportation companies and other business entities. This is an added burden to our people especially during this pandemic. This requirement will just unduly enrich the LTO-accredited driving schools and exact unnecessary expense and hardship on the Filipino people.

In view of the foregoing, the approval of this bill is earnestly sought.


RUFUS B. RODRIGUEZ

EIGHTEENTH CONGRESS)
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HOUSE OF REPRESENTATIVES

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House Bill No. 10430

AN ACT
REPEALING SECTION 3 OF REPUBLIC ACT NO. 10930

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

SECTION 1. Section 3 of Republic Act 10930 which provides:

"Section 3. A new section is hereby added after Section 23 of the same Act and numbered as Section 23 of the same Act and numbered as Section 23-A, to read as follows:

"Sec. 23-A Establishment of Stricter Rules Before the Issuance of Driver's License. - The LTO shall promulgate prerequisites and guidelines before the grant of drivers' licenses to ensure that these are issued only to deserving applicants with sufficient driving skills and knowledge on road safety and proper road courtesy.

"Toward this end, the conduct of theoretical and practical examinations, among others, must sufficiently measure the competency of drivers and must be designed to the type of license applied for its corresponding restrictions: Provided, That for professional drivers, the tests must be appropriated to the vehicle and type of service the applicant intends to operate."

is hereby repealed.

SEC 2. *Repealing Clause.* – All laws, executive orders, presidential decrees or issuances, letter of instruction, administrative orders, rules, and regulations as well as local ordinances contrary to or inconsistent with the provisions of this Act are hereby repealed, amended, or modified accordingly.

SEC 3. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its complete publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,