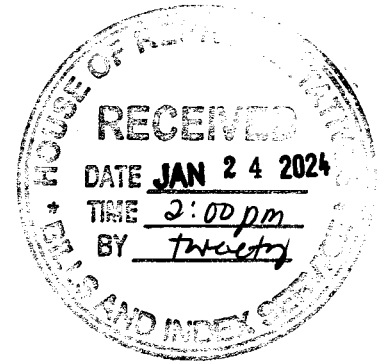


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

NINETEENTH CONGRESS
Second Regular Session

House Bill No. **9825**



**INTRODUCED BY REPRESENTATIVES RALPH WENDEL P. TULFO,
JOCELYN P. TULFO, AND ERWIN T. TULFO**

**AN ACT ESTABLISHING THE NATIONAL POLICE CLEARANCE SYSTEM,
PROVIDING FUNDS THEREFOR, AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

As we continue to live in the digital age, it becomes imperative to modernize and improve law enforcement processes in the Philippines. The Philippine National Police (PNP) has introduced the National Police Clearance System (NPCS), a centralized method for obtaining police clearances and an enhanced nationwide crime detection system replacing previously fragmented local databases susceptible to record manipulation.

Establishing an NPCS in the Philippines holds significant potential for achieving the mandate of the PNP. Firstly, the NPCS serves as an excellent source for comprehensive criminal background checks. The system facilitates informed hiring decisions by employers, helps ensure public safety, and prevents individuals with a criminal record from attempting to conceal their history of illegal activity. Secondly, the NPCS plays a fundamental role in crime prevention by equipping law enforcement agencies with the ability to identify repeat offenders. Lastly, standardizing the police clearance process through the NPCS minimizes corruption risks and ensures fairness and transparency by mandating a uniform approach, building public trust and ensuring consistent administration of justice across different locations in the country.

This bill seeks to institutionalize the NPCS that will standardize the process of obtaining police clearances. The institutionalization of the NPCS proves as a vital step towards enhancing security, transparency, and efficiency in the criminal justice system, serving the interests of employers, organizations, law enforcement agencies, and the general public.

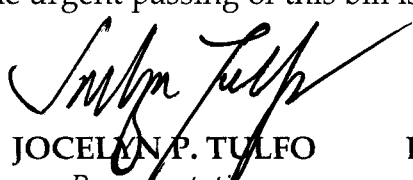
By establishing a unified and standardized approach to police clearances, this proposed legislative measure aims to enhance public safety, transparency, and efficiency throughout the nation.

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



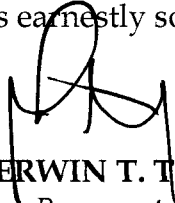
RALPH WENDEL P. TULFO

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INTRODUCED BY REPRESENTATIVES RALPH WENDEL P. TULFO,
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1 **AN ACT ESTABLISHING THE NATIONAL POLICE CLEARANCE SYSTEM,**
2 **PROVIDING FUNDS THEREFOR, AND FOR OTHER PURPOSES**
3

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

7 **SECTION 1. *Short Title.*** – This Act shall be known as the “National Police Clearance
8 System Act of 2024”.
9

10 **SEC. 2. *Declaration of Policy.*** – It is hereby declared the policy of the State to ensure
11 public safety through a highly efficient, effective, competent, and modernized police
12 force and the use of information and communications technology. Furthermore, the
13 State shall improve efficiency in the delivery of service by reducing bureaucratic red
14 tape and preventing corruption while ensuring the protection of the fundamental
15 human right of privacy.
16

17 **SEC. 3. *National Police Clearance System.*** – The National Police Clearance System
18 (NPCS) is hereby established. The Philippine National Police (PNP) shall be the
19 government agency responsible for the implementation of the NPCS. Pursuant to this
20 mandate, the PNP shall formulate and adopt policies for the effective operationalization
21 of the NPCS, including but not limited to maintenance of a national record of all
22 reported crime incidents, warrants of arrest, pictures and personal details of arrested

1 and wanted persons, fingerprints and ballistic examination records, and other relevant
2 information.

3
4 **SEC. 4. National Police Clearance.** – The National Police Clearance shall be the
5 primary government certificate or document indicating the presence or absence of any
6 criminal and/or derogatory records in the Philippines of any individual.

7
8 The National Police Clearance shall also be the sole government certificate or
9 document that will be required in all PNP transactions for verifying the presence or
10 absence of any criminal and/or derogatory records in the Philippines of the individual
11 transacting with the PNP.

12
13 **SEC. 5. Processing of Information.** – The processing of information under the NPCCS
14 shall be subject to Sections 11, 12, and 13 of Republic Act No. 10173, otherwise known
15 as the “Data Privacy Act of 2012”.

16
17 **SEC. 6. Issuance of National Police Clearance.** – Any person may request for the
18 issuance of their National Police Clearance from the PNP. In line with this, the PNP may
19 determine, fix, and collect reasonable amounts to be charged as fees for the issuance of
20 the police clearance: *Provided*, That no fees and other charges shall be collected from first
21 time jobseekers when obtaining such police clearance as mandated by Republic Act No.
22 11261, otherwise known as the “First Time Jobseekers Assistance Act”.

23
24 **SEC. 7. Confidentiality.** – The PNP shall ensure at all times the confidentiality of any
25 personal information that comes to its possession or obtained as a requirement for the
26 issuance of a Police Clearance under the preceding section.

27
28 **SEC. 8. Penal Provisions.** – (a) Any person who breaches the confidentiality of
29 information contained in the NPCCS, whether by carelessness, improper behavior,
30 behavior with malicious intent, or use of confidential information for profit, shall be
31 penalized by imprisonment of three (3) months but not to exceed one (1) year and a fine

1 of not less than Fifty Thousand Pesos (PhP 50,000.00) but not more than One Hundred
2 Thousand Pesos (PhP 100,000.00), subject to the degree of breach of information;

3
4 (b) The unauthorized processing of National Police Clearance without the consent of
5 the subject individual shall be penalized by imprisonment of three (3) months but not
6 to exceed one (1) year and a fine of not less than Fifty Thousand Pesos (PhP 50,000.00)
7 but not more than One Hundred Thousand Pesos (PhP 100,000.00).

8
9 **SEC. 9. *Capability Enhancement Programs of the PNP.*** – Collections from the
10 issuance of National Police Clearance shall be utilized to support the Capability
11 Enhancement Programs of the PNP.

12
13 **SEC. 10. *Appropriations.*** – The amount necessary for the effective implementation
14 of the provisions of this Act shall be taken from the current year's appropriation of the
15 PNP. Thereafter, such sum as may be needed for the continued implementation of this
16 Act shall be included in the annual General Appropriations Act.

17
18 **SEC. 11. *Implementing Rules and Regulations.*** – Within sixty (60) days from the
19 effectivity of this Act, the PNP shall promulgate the rules and regulations necessary for
20 the effective implementation of this Act.

21
22 **SEC. 12. *Separability Clause.*** – If any provision or part of this Act is held
23 unconstitutional or invalid, the other provisions or parts thereof not affected thereby
24 shall continue to be in full force and effect.

25
26 **SEC. 13. *Repealing Clause.*** – All other laws, decrees, orders, rules and regulations,
27 and other issuances or parts thereof inconsistent with the provisions of this Act are
28 hereby repealed, amended, or modified accordingly.

1 **SEC. 14. *Effectivity.*** – This Act shall take effect fifteen (15) days after its publication
2 in the Official Gazette or in a newspaper of general circulation.

3

4 *Approved,*