Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

NINETEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 10046

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Introduced by **HON. LAARNI LAVIN ROQUE**

EXPLANATORY NOTE

In the Philippine Development Plan 2023-2028, it is encouraged to harness the private sector partnership for health care access and delivery. We have witnessed the importance of partnerships and coping the effect of medical scares and emergency during the Covid-19 Pandemic.

One of the most recognizable tools in responding medical emergency are the vehicles used to transport patients, personnel, medicines, supplies and vaccines. These vehicles are the main vessels to respond ones need in the shortest time.

This Bill, seeks to define and proposed to give more privileges and rights to use our thoroughfares for our emergency vehicles used to transport or deliver blood, organs, tissue, vaccines, patients, personnel and supplies during the exercise of their official duties. Further, it is the aim of this Bill the updating of the traffic rules and regulations and implement stiffer fines and penalties to prevent abuse.

The passage of this Bill is earnestly sought.

LAARNI LAVIN ROQUE

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HOUSE BILL NO. 10046

Introduced by **HON. LAARNI LAVIN ROQUE**

AN ACT
RATIONALIZING, STRENGTHENING THE POLICY AND DEFINING THE EMERGENCY MOTOR VEHICLES AMENDING FOR THE PURPOSES SECTION NO. 3(b) and SECTION NO. 43 OF REPUBLIC ACT 4136, AS AMENDED BY REPUBLIC ACT 10930 AS AMENDED BATAS PAMBANSA BLG. 398 AND EXECUTIVE ORDER NO. 1011 OTHERWISE KNOWN AS THE LAND TRANSPORTATION AND TRAFFIC CODE

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

SECTION 1. Declaration of Policy. – It shall be the policy of the State to establish a system that promotes the ease of access and efficient utilization of government-owned and privately-owned emergency vehicle services.

SECTION 2. Section 3 (b) of Republic Act No. 4136 otherwise known as the "Land Transportation and Traffic Code" as amended, is hereby further amended to read as follows:

(b) "Passenger automobiles" shall mean all pneumatic-tire vehicles of types similar to those usually known under the following terms: touring car, command car, speedster, sports car, roadster, jeep, cycle, car (except motor wheel and similar small outfits which are classified with motorcycles), coupe, landaulet, closed car, limousine, cabriolet, and sedan.

EMERGENCY MOTOR VEHICLES MEANS MARKED POLICE AND LAW ENFORCEMENT VEHICLES; STATE-OWNED and PRIVATELY-OWNED AMBULANCE, BLOOD, ORGAN, OR TISSUE DELIVERY VEHICLES; VOLUNTEER FIRE AND RESCUE VEHICLES; EMERGENCY MEDICAL SERVICES SYSTEMS VEHICLES.

Motor vehicles with changed or rebuilt bodies, such as jeepneys, jitneys, or station wagons, using a chassis of the usual pneumatic-tire passenger automobile type, shall also be classified as passenger automobile, if their net allowable carrying capacity, as determined by the Commissioner of Land Transportation, does not exceed nine passengers and if they are not used primarily for carrying freight or merchandise.

The distinction between "passenger truck" and "passenger automobile" shall be that of common usage: Provided, That a motor vehicle registered for more than nine passengers shall be classified as "truck": And Provided, further, That a "truck with seating compartments at the back not used for hire shall be registered under special "S" classifications. In case of dispute, the Commissioner of Land Transportation shall determine the classification to which any special type of motor vehicle belongs.

SECTION 3. A new paragraph is hereby added to Section 43 of the same Act, to read as follows:

Section 43. Exception to the right of way rule.

(a) The driver of a vehicle entering a highway from a private road or drive shall yield the right of way to all vehicles approaching on such highway.

(b) The driver of a vehicle upon a highway shall yield the right of way to police or fire department vehicles and ambulances when such vehicles are operated on official business and the drivers thereof sound audible signal of their approach.

(c) The driver of a vehicle entering a "through highway" or a "stop intersection" shall yield the right of way to all vehicles approaching to either direction on such "through highway": Provided, That nothing in this subsection shall be construed as relieving the driver of any vehicle being operated on a "through highway" from the duty of driving with due regard for the safety of vehicles entering such "through highway" nor as protecting the said driver from the consequence of an arbitrary exercise off such right of way.

(d) THE DRIVER OF EMERGENCY VEHICLES IN THE EXERCISE OF THEIR OFFICIAL DUTIES SHALL BE AUTHORIZED TO COUNTER-FLOW OR USE EXCLUSIVELY DESIGNATED PRIVATE OR PUBLIC ROAD SECTIONS OR LANES.

SECTION 4. Review of Penalties. – The Secretary of the DOTr, upon the recommendation of LTO, after due hearing and publication shall have the power to increase or adjust the fines herein imposed.

SECTION 5. Within sixty (60) days from the effectivity of this Act, the Secretary of Department of Transportation (DOTr), with the assistance of the LTO, the LTFRB and the MMDA, shall promulgate the implementing rules and regulations necessary to ensure the effective.

SECTION 6. Implementing Rules and Regulations. - Within sixty (60) days from the effectivity of this Act, the Secretary of Department of Transportation (DOTr), with the assistance of the LTO, the LTFRB and the MMDA, shall promulgate the implementing rules and regulations necessary to ensure the effective.

SECTION 7. Separability Clause. – If any provision or part hereof is held invalid or unconstitutional, the remainder of the law or provisions not otherwise affected shall remain valid and subsisting.

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

Approved,