

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

TWENTIETH CONGRESS
First Regular Session

House Bill No. **2569**



**INTRODUCED BY REPRESENTATIVES RALPH WENDEL P. TULFO
AND JOCELYN P. TULFO**

AN ACT
PROVIDING FOR VALIDITY PERIODS OF IDENTIFICATION CARDS ISSUED TO PERSONS WITH DISABILITIES, AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF, FURTHER AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 7277, OTHERWISE KNOWN AS THE "MAGNA CARTA FOR DISABLED PERSONS", AS AMENDED

EXPLANATORY NOTE

Republic Act No. 7277, otherwise known as the "Magna Carta for Disabled Persons," as amended by Republic Act No. 9442 and Republic Act No. 10524, which was adopted to protect and promote the rights and welfare of individuals with disabilities, has contributed to access to various benefits and privileges of Persons with Disability (PWDs), including those related to PWD Identification Cards.

Currently, PWD Identification Cards issued to qualified individuals have a five (5)-year validity period and must be renewed at least one month prior to expiration for bearers to continue receiving the benefits pertaining to their status.¹ However, the constant renewal process can cause unnecessary inconvenience to PWDs and their families, or authorized representatives, because of the time commitment required to go to the nearest Municipal or City Social Welfare Development Office to fill in the required forms and to pay renewal fees and charges, even if no changes have occurred with regard to their disability status.

Furthermore, in cases where an applicant has a non-apparent disability, such applicant is required to obtain and submit a Certificate of Disability issued by a specialist or an appropriate physician. This proposed legislation intends to reduce this

¹ "Issuance of Persons with Disabilities Identification Card Relative to Republic Acts 9442, 10754, 11215, 10747 – NCDA Administrative Order 001 – 2021." National Council on Disability Affairs, ncda.gov.ph/disability-laws/administrative-orders/ncda-administrative-order-no-001-series-of-2021/.

burden by ensuring that once an individual is certified as permanently disabled, his or her identification card remains valid for ten (10) years.

This bill seeks to amend the Magna Carta for Disabled Persons to provide PWD Identification Cards with a ten (10)-year validity period. The rationale behind this proposition is embedded on the fact that many disabilities, such as long-term intellectual, mental, physical, or sensory impairments, are permanent in nature.² Disabilities often remain throughout a person's life, and the challenges and needs associated with their disabilities do not weaken over time. By providing a 10-year validity to PWD Identification Cards, the government seeks to integrate governmental procedures, minimize the burden on PWDs and relevant government agencies, and improve the overall quality of life for persons with disabilities.

By removing the need for revalidation of a person's PWD status every five (5) years, individuals with disabilities will have more consistent access to the benefits and privileges to which they are entitled to, including health insurances, express lanes to all commercial and government transactions, transportation and admission fee discounts, and educational assistance.³ Likewise, by ensuring the 10-year validity of PWD Identification Cards, we intend to address and solve a practical concern shared by persons with disabilities and their families or authorized representatives. We commit ourselves to upholding the rights and well-being of PWDs and promoting a more inclusive and accessible society for all.

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


RALPH WENDEL P. TULFO
Representative
2nd District of Quezon City


JOCELYN P. TULFO
Representative
ACT-CIS Partylist

² "Disability." Government Service Insurance System, [www.gsis.gov.ph/active-members/benefits/disability/#:~:text=Permanent%20Total%20Disability%20\(PTD\)%20%E2%80%93, resulting%20to%20loss%20of%20income](http://www.gsis.gov.ph/active-members/benefits/disability/#:~:text=Permanent%20Total%20Disability%20(PTD)%20%E2%80%93, resulting%20to%20loss%20of%20income).

³ "An Act Expanding The Benefits And Privileges Of Persons With Disability (PWD) - RA 10754." National Council on Disability Affairs, ncda.gov.ph/disability-laws/republic-acts/republic-act-no-10754-an-act-expanding-the-benefits-and-privileges-of-persons-with-disability-pwd/.

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AN ACT

**PROVIDING FOR VALIDITY PERIODS OF IDENTIFICATION CARDS ISSUED
TO PERSONS WITH DISABILITIES, AND PRESCRIBING PENALTIES FOR
VIOLATIONS THEREOF, FURTHER AMENDING FOR THE PURPOSE
REPUBLIC ACT NO. 7277, OTHERWISE KNOWN AS THE "MAGNA CARTA
FOR DISABLED PERSONS", AS AMENDED**

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

SECTION 1. Chapter 8, Section 32 of Republic Act No. 7277, otherwise known
as the Magna Carta for Disabled Persons as amended by Republic Act No. 9442, is
hereby further amended to read as follows:

"SEC. 32. Persons with [disability] **DISABILITES** shall be entitled to the
following:

xxx xxx xxx

The abovementioned privileges are available only to persons with
[disability] **PERMANENT OR TEMPORARY DISABILITIES** who are
Filipino citizens, **REFUGEES, OR STATELESS PERSONS** upon submission
of [any of the following as proof of his/her entitlement thereto:]

[(I)] An identification card issued by the [city or municipal mayor or the
barangay captain] **PERSONS WITH DISABILITY AFFAIRS OFFICE (PDAO)
OR A DESIGNATED FOCAL PERSON PERFORMING PDAO
FUNCTIONS, DULY SIGNED BY THE CITY OR MUNICIPAL MAYOR** of
the place where the persons with [disability] **DISABILITIES** reside[s], **AS
PROOF OF THEIR ENTITLEMENT THERETO.**

1 [(II)] The passport of the persons with disability concerned; or

2
3 (III) Transportation discount fare Identification Card (ID) issued by the
4 National Council for the Welfare of Disabled Persons (NCWDP).]

5
6 **THE IDENTIFICATION CARDS (IDs) ISSUED TO PERSONS WITH**
7 **DISABILITIES SHALL CONFORM TO THE UNIVERSAL DESIGN**
8 **PRESCRIBED BY THE NATIONAL COUNCIL ON DISABILITY AFFAIRS**
9 **(NCDA) AND ADOPTED BY THE LOCAL GOVERNMENT UNITS.**

10
11 **THE IDs ISSUED TO PERSONS WITH PERMANENT**
12 **DISABILITIES SHALL BE VALID FOR A PERIOD OF TEN (10) YEARS.**
13 **CONVERSELY, THE IDs FOR PERSONS WITH TEMPORARY**
14 **DISABILITIES SHALL BE VALID FOR A PERIOD OF TWO (2) YEARS,**
15 **AND MAY BE RENEWED ONLY UPON COMPLETION OF**
16 **REASSESSMENT CONDUCTED BY AN APPROPRIATE MEDICAL**
17 **PRACTITIONER.**

18
19 **THE IDs, AS PROVIDED IN THE PRECEDING PARAGRAPH**
20 **SHALL BE FREE OF CHARGE, INCLUDING REISSUANCE DUE TO LOSS**
21 **OR DAMAGE."**

22
23 **SEC. 2.** Section 46 of Republic Act No. 7277, otherwise known as the Magna
24 Carta for Disabled Persons as amended by Republic Act No. 9442, is hereby further
25 amended to read follows:

26
27 **"SEC. 46. Penal Clause. – xxx xxx xxx**

28
29 (b) Any person who abuses the privileges granted [herein shall be
30 punished with imprisonment of not less than six months or a fine of not less
31 than Five thousand pesos (P5,000.00), but not more than Fifty thousand pesos
32 (P50,000.00), or both, at the discretion of the court.] **UNDER THIS ACT,**
33 **INCLUDING:**

- 34
35 1. **MISREPRESENTING THEMSELVES AS PERSONS WITH**
36 **DISABILITIES:**
37 2. **ASSISTING PERSONS WITHOUTS DISABILITIES, DIRECTLY**
38 **OR INDIRECTLY, IN FRAUDULENTLY OBTAINING A**
39 **PERSONS WITH DISABILITIES ID CARD;**
40 3. **FORGING OR CREATING FAKE PERSONS WITH**
41 **DISABILITIES ID CARDS; OR**
42 4. **USING THE ID CARD AFTER THE DEATH OF THE HOLDER**
43 **EXCEPT AS PROVIDD UNDER SECTION 32 (a) (8) OF**
44 **REPUBLIC ACT NO. 10754,**
45

1 SHALL BE PENALIZED WITH A FINE OF NOT LESS THAN FIFTY
2 THOUSAND PESOS (50,000.00) BUT NOT MORE THAN ONE
3 HUNDRED THOUSAND PESOS (100,000.00), OR IMPRISONMENT
4 OF NOT LESS THAN SIX (6) MONTHS BUT NOT MORE THAN
5 TWO (2) YEARS, OR BOTH, AT THE DISCRETION OF THE COURT
6 WITHOUT PREJUDICE TO SUCH OTHER ADMINISTRATIVE,
7 CIVIL, AND CRIMINAL LIABILITY THAT MAY BE INCURRED."

8 xxx xxx xxx
9

10 SEC. 3. The NCDA and the Department of Social Welfare and Development
11 (DSWD) shall, in coordination with the Philippine Statistics Authority, the
12 Department of Health (DOH), the Department of the Interior and Local Government
13 (DILG), the Professional Regulation Commission, and the Department of Information
14 and Communications Technology, strengthen a unified and reliable data base or
15 registry of persons with disabilities, including a Community-Based Monitoring
16 System.
17

18 SEC. 4. Within one hundred eighty (180) days from the effectivity of this Act,
19 the NCDA and the DSWD shall, in coordination with the DILG, the DOH, other
20 government agencies and stakeholders, issue the rules and regulations to implement
21 the provisions of this Act.
22

23 SEC. 5. If any portion or provision of this Act is declared invalid or
24 unconstitutional, the remainder provisions not affected thereby shall continue to be in
25 full force and effect.
26

27 SEC. 6. All laws, decrees, executive orders, proclamations, rules and
28 regulations, ordinances, other issuances or parts thereof, which are inconsistent with
29 any provision of this Act are hereby replaced, amended or modified accordingly.
30

31 SEC. 7. This Act shall take effect fifteen (15) days after its publication in the
32 *Official Gazette* or in a newspaper of general circulation.
33

34 Approved,