Republic of the Philippines  
THE HOUSE OF REPRESENTATIVES  
Quezon City  

EIGHTEENTH CONGRESS  
First Regular Session  

House Bill No. 153  

Introduced by: Hon. Arnolfo 'Arnie' A. Teves, Jr.  

PROPOSED AMENDMENT TO SECTION 3, RA 10054, OTHERWISE KNOWN AS AN ACT MANDATING ALL MOTORCYCLE RIDERS TO WEAR STANDARD PROTECTIVE MOTORCYCLE HELMETS WHILE DRIVING AND PROVIDING PENALTIES THEREFOR  

EXPLANATORY NOTE  

This bill seeks to amend the mandatory provision of Section 3, RA 10054 to better conform with the peculiar and uncharacteristic traffic situations and business locations in the different cities and municipalities around the country.  

Taking into account existing legislation on speed limits, undersigned suggests that in boulevards, city and municipal streets and crowded streets with speed limits no faster than 40kph, the use of standard protective motorcycle helmets be deemed optional and not mandatory.  

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

ARNOLFO A. TEVES, JR.
AN ACT PROPOSING AMENDMENTS TO SECTION 3, RA 10054, OTHERWISE KNOWN AS AN ACT MANDATING ALL MOTORCYCLE RIDERS TO WEAR STANDARD PROTECTIVE MOTORCYCLE HELMETS WHILE DRIVING AND PROVIDING PENALTIES THEREFOR

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

SECTION 1. Section 3 of Republic Act No. 10054, otherwise known as the “An Act Mandating All Motorcycle Riders to Wear Standard Protective Motorcycle Helmets While Driving and Providing Penalties Therefore” is hereby amended to read as follows:

“Mandatory and Optional Use of Helmets. – All motorcycle riders, including drivers and back riders, shall wear standard protective motorcycle helmets while driving whether long or short drives in expressways or open country roads. However, in boulevards, city or municipal streets, or crowded streets where the maximum allowable speed is 40kph, wearing of standard protective motorcycle helmets is optional.

“Standard protective motorcycle helmets are appropriate types of helmets for motorcycle riders that comply with the specification issued by the Department of Trade and Industry (DTI).

“The DTI shall issue guidelines, which should include the specifications regarding standard protective motorcycle helmets.”

SEC. 2. All laws, decrees, orders, rules, ordinance, and regulations or parts thereof inconsistent with the provisions of this Act are hereby repealed or modified accordingly.
SEC. 3. Separability Clause. – Should any provision of this Act be declared invalid, the remaining provisions shall continue to be valid and subsisting.

SEC. 4. Repealing Clause. - All laws, decrees, orders, rules and regulations or parts thereof inconsistent with the provisions of this Act are hereby amended, repealed or modified accordingly.

SEC. 5. Transitory Provision; Applicability to Pending Cases. – For cases pending before the courts upon the effectivity of this Act where trial has already started, the courts hearing such cases shall not lose jurisdiction over the same by virtue of this Act.

SEC. 6. Effectivity. This Act shall take effect fifteen (15) days following the completion of its publication in the Official Gazette or in any two (2) newspapers of general circulation.

Approved.