



## HOUSE OF REPRESENTATIVES

H. No. 4069

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BY REPRESENTATIVES SUAREZ, CERILLES, BICHARA, BATOCABE, GARBIN, COSALAN, AGGABAO, AMATONG, AGYAO, EMANO, VERGARA, LOYOLA, CARI, KHO (A.), VIOLAGO, ALVAREZ (M.); SEMA, CERAFICA, RAMOS, VALENCIA, BAUTISTA, LABADLABAD, ROMARATE, SALVACION, ACOP, DALOG, ESPINA, ALCALA, BERNOS, CALIXTO-RUBIANO, CASTELO, HATAMAN-SALLIMAN, JAVIER, COLLANTES, MATUGAS, TEODORO, SINGSON (E.), APACIBLE, DEL ROSARIO (A.R.), BELMONTE (V.), RODRIGUEZ (I.), BENITEZ, COJUANGCO (E.), SAN LUIS, DURANO, ANGPING, YU, ERIGUEL, BULUT-BEGTANG, PARAS, ACHARON, ANTONIO, DUAVIT, ONG, QUISUMBING, PUNO, GO (A.), GARCIA (A.), SALIMBANGON, UNICO, BONOAN-DAVID, DAYANGHIRANG, CASTRO, BARZAGA, BONDOC, CRISOLOGO, CHIPECO, CABILAO YAMBAO, PACQUIAO, MAGSAYSAY (E.), ROMUALDO, ARENAS, JALOSJOS (R.), HARESCO, RODRIGUEZ (M.), TIENG, PING-AY, DIAZ, TOMAWIS, EJERCITO, DEL ROSARIO (A.), PANCHO, ALMARIO, LOPEZ (C.), ZAMORA-APSAY, GULLAS, FORTUNO, AQUINO, AUMENTADO, DIMAPORO (F.), DATUMANONG, GONZALES (A.), MAGSAYSAY (M.), RADAZA, MERCADO-REVILLA, PANOTES, PICHAY, LAZATIN, BELMONTE (F.), DAZA, TAÑADA, GARCIA (P.), FUENTEBELLA, REMULLA, CLIMACO, GONZALES (N.), GARIN (J.), ROMULO, FARIÑAS, BINAY, GUNIGUNDO, AVANCE FUENTES, BANAL, QUIMBO, LAGMAN, SYJUCO, PADILLA, CALIMBAS-VILLAROSA, CAGAS, NOEL AND SARMIENTO (C.), PER COMMITTEE REPORT NO. 534

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AN ACT RECONFIGURING THE DISPOSITION OF THE MONIES COLLECTED AND DELINEATING THE STATUS OF THE SPECIAL FUNDS, AMENDING FOR THE PURPOSE SECTIONS 7 AND 8 OF REPUBLIC ACT NO. 8794, OTHERWISE KNOWN AS THE MOTOR VEHICLE USER'S CHARGE LAW, AND FOR OTHER PURPOSES

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

1 SECTION 1. Section 7 of Republic Act No. 8794 is hereby amended to  
2 read as follows:

3 "SEC. 7. *Disposition of Monies Collected.* – All monies  
4 collected under this Act shall be earmarked solely and used  
5 exclusively (1) for road maintenance, REPAIR, [and the]  
6 improvement AND CONCRETING of [road] ALL ROADS AND/OR  
7 drainage[,] PROJECTS, (2) for the installation of adequate and  
8 efficient traffic lights and road safety devices, and (3) for air  
9 pollution control.

10 "All such monies collected shall be deposited in four (4)  
11 special trust accounts in the National Treasury, namely:  
12 (1) Special Road Support Fund; (2) Special Local Road Fund;  
13 (3) Special Road Safety Fund; and (4) Special Vehicle Pollution  
14 Control Fund. The distribution of collections under this Act shall  
15 be as follows:

16 "(1) [Eighty percent (80%)] EIGHTY-FIVE PERCENT  
17 (85%) shall be allotted to and placed in the Special Road  
18 Support Fund;

19 "(2) Five percent (5%) shall be allotted to and placed in  
20 the Special Local Road Fund;

21 "(3) [Seven and one-half percent (7.5%)] FIVE  
22 PERCENT (5%) shall be allotted to and placed in the Special  
23 Road Safety Fund; and

24 "(4) [Seven and one-half percent (7.5%)] FIVE  
25 PERCENT (5%) shall be allotted to and placed in the Special  
26 Vehicle Pollution Control Fund.

1           “The Special Road Support Fund, the Special Local Road  
2 Fund and the Special Road Safety Fund shall be under the  
3 DPWH, whereas the Special Vehicle Pollution Control Fund  
4 shall be under the DOTC.

5           “[Seventy percent (70%) of the Special Road Support  
6 Fund shall be used exclusively for the maintenance of, and the  
7 improvement of drainage of, national primary roads. The  
8 remaining thirty percent (30%) thereof shall be allocated and  
9 used for the maintenance, and improvement of drainage of  
10 national secondary roads throughout the country.]

11           “The cost of installation of adequate and efficient traffic  
12 lights and road safety devices throughout the country, where such  
13 traffic lights and safety devices are needed, shall be taken from  
14 the Special Road Safety Fund.

15           “The Special Local Road Fund shall be apportioned to  
16 provincial and city governments in accordance with the vehicle  
17 population and size of the road network under their respective  
18 jurisdictions, and shall be used exclusively for maintenance of  
19 local roads, traffic management and road safety devices.

20           “A Road Board to implement the prudent and efficient  
21 management and utilization of the special funds shall be  
22 organized by the President of the Philippines. The Road Board  
23 shall be composed of seven (7) members, with the Secretary of  
24 the DPWH as *ex officio* head, and the secretaries of the  
25 Departments of Finance, Budget and Management, and  
26 Transportation and Communications, as *ex officio* members. The  
27 remaining three (3) members shall come from transport and  
28 motorist organizations which have been in existence and active

1 for the last five (5) years prior to this Act. They shall be  
2 appointed for a term of two (2) years each by the President of the  
3 Philippines upon the recommendation of the secretaries of the  
4 DPWH and the DOTC.

5 "THE SPECIAL ROAD SUPPORT FUND SHALL BE  
6 ALLOCATED TO EACH CONGRESSIONAL DISTRICT INCLUDING  
7 CONSTITUENCIES OF PARTY-LIST REPRESENTATIVES IN  
8 EQUAL AMOUNTS OF TWENTY MILLION PESOS  
9 (P20,000,000.00) PER CONGRESSIONAL DISTRICT AND  
10 PARTY-LIST CONSTITUENCIES AND SIXTY MILLION PESOS  
11 (P60,000,000.00) FOR THE NATIONAL CONSTITUENCIES PER  
12 SENATOR. IT SHALL BE INTENDED FOR THE MAINTENANCE,  
13 REPAIR, IMPROVEMENT AND CONCRETING OF ALL ROADS AND  
14 DRAINAGE WHETHER NATIONAL PRIMARY AND NATIONAL  
15 SECONDARY ROAD, PROVINCIAL, CITY, MUNICIPAL OR  
16 BARANGAY ROADS. THE REMAINING UNDISTRIPTED AMOUNT  
17 OF THE SPECIAL ROAD SUPPORT FUND SHALL BE  
18 DISTRIBUTED TO CONGRESSIONAL DISTRICTS BASED ON ROAD  
19 COVERAGE AND CONDITION: *PROVIDED*, THAT URBAN  
20 DISTRICTS SHALL BE ALLOCATED AN AMOUNT OF THIRTY  
21 MILLION PESOS (P30,000,000.00). FIFTEEN PERCENT (15%)  
22 OF THE SPECIAL ROAD SUPPORT FUND SHALL BE ALLOCATED  
23 AS CONTINGENCY FUND THAT THE ROAD BOARD SHALL  
24 MANAGE."

25 SEC. 2. Section 8 of Republic Act No. 8794 is hereby amended to read  
26 as follows:

27 "SEC. 8. *Status of the Special Funds.* - The four (4)  
28 special funds established under this Act shall be distinct and  
29 separate from and in addition to any appropriation authorized

1 and granted yearly to the DPWH, [and] the DOTC AND THE  
2 CONSTITUENCIES OF MEMBERS OF CONGRESS to cover  
3 expenditures for the identified objects of expenditures under this  
4 Act. Congress shall continue to appropriate an amount in the  
5 General Appropriations Act for road maintenance of the DPWH:  
6 *Provided, however,* That any savings for each year out of such  
7 appropriation shall revert to the General Fund. Any savings from  
8 the special funds created herein shall accrue to these respective  
9 special funds.”

10 SEC. 3. *Repealing Clause.* – All laws, presidential decrees, executive  
11 orders, other executive issuances or parts thereof which are inconsistent with  
12 this Act are hereby repealed, amended or modified accordingly.

13 SEC. 4. *Effectivity.* – This Act shall take effect fifteen (15) days after  
14 its publication in at least two (2) newspapers of general circulation.

Approved,

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