

Republic of the Philippines  
HOUSE OF REPRESENTATIVES  
Quezon City



SEVENTEENTH CONGRESS  
First Regular Session

HOUSE BILL NO. 3605

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Introduced by Representatives PANTALEON D. ALVAREZ, RODOLFO C. FARIÑAS, DANILO E. SUAREZ, H. HARRY L. ROQUE

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#### EXPLANATORY NOTE

Republic Act No. 3019 was enacted in 1960 with the laudable intent of breathing life into the time-honored principle that a public office is a public trust. It penalized certain acts committed by public officers and private individuals in order to curb corrupt practices and graft in government.

This bill seeks to amend Section 13 of RA 3019 by providing an exception to the imposition of preventive suspension against public officers. Said exception shall be applicable to public officers who are no longer connected with the office wherein the offense charged was committed. As preventive suspension is imposed to prevent an accused from influencing potential witnesses or tampering with records, the change in circumstances of the public officer effectively removes this threat, making the provision in line with the spirit and intent of the law.

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

  
RODOLFO C. FARIÑAS

  
H. HARRY L. ROQUE

  
PANTALEON D. ALVAREZ

  
DANILO E. SUAREZ

HOUSE BILL NO. 3605

AN ACT AMENDING SECTION 13 OF REPUBLIC ACT NO. 3019, AS AMENDED, ENTITLED THE ANTI-GRAFT AND CORRUPT PRACTICES ACT

*Jose Belmonte*

Jose Christopher V. Belmonte  
6th D. D.C.

*Alex V. Adincoya*  
3rd CA

*Wino Atienza*

ARTHUR DEFENSOR, JR.

ARNEL

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2nd Dist. Iloilo

Ferdinand Hernandez  
2nd district South Cotabato

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LEN ALONTE-NAGUAT

*Alexandria Gonzales*

JOSE ENRIQUE S. GARCIA III

*Victoria Isabel G. Noel*

*Jemito Nolasco*  
PBA-PL  
YACAP PL

BENHUR B. LOPEZ JR

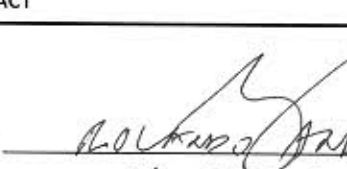
*Salvador Belardo Jr.*

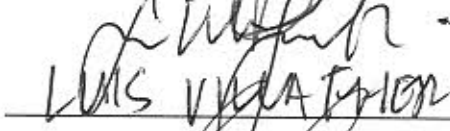
*K. K. Hopok*

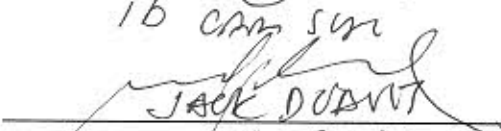
ma. Lucina Sava  
Guinaras, Lone Pict

FRANCISCO JOSE F. MATTIGAS II  
SARAGO, SURIGAO DEL NORTE  
(1st Dist)

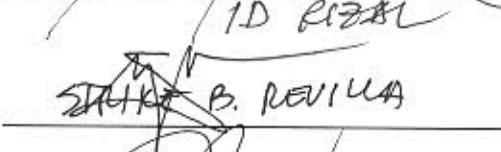
  
AMANDA BALATINO

  
ROLANDO ARDAYA

  
LUIS V. ALARCON

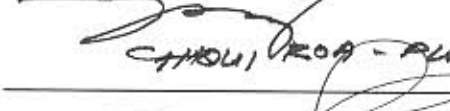
  
JACK DUAVIT


  
GERALD LILLAS


  
STRIKE B. REVILLA

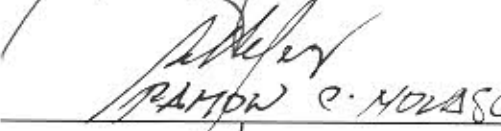
  
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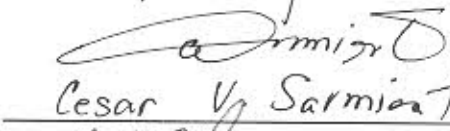
  
JENNY A. BORDECA

  
CAMOU ROG-RUNDO

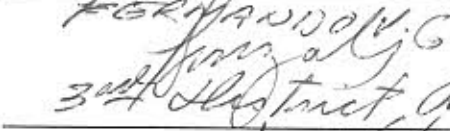
  
JOSEPH BERINOS

  
ALFREDO GARCIA V.

  
RAMON O. NOVASCO

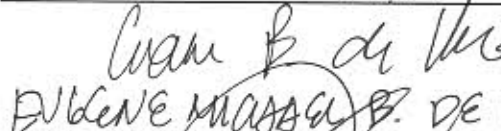
  
CESAR V. SARMIENTO

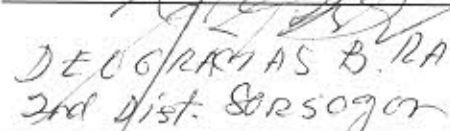
  
RANDOLPH TUNG

  
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3rd District, Albay

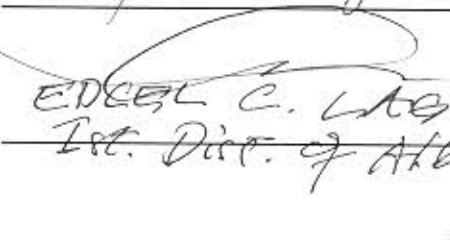
  
ANTONIO L. LINO

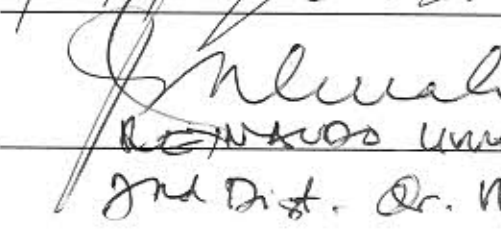
  
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RICKY C. CASTRO - PANGASINAN CITY

  
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*[Signature]*  
Ramon RB

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BAYANI F. FERNANDO

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ERIC M. MARTINEZ

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DALE MAGALISAN

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EDWARD VI. MACEDA

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Rodrigo Albano

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Cristina N. Ocampo

*[Signature]*  
JUAN PABLO BONDOC 4D PAMP

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VICENTE S.E. VELOSO



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

Seventeenth Congress  
First Regular Session

HOUSE BILL NO. 3605



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**INTRODUCED BY HONORABLE PANTALEON D. ALVAREZ,  
HONORABLE RODOLFO C. FARIÑAS AND  
HONORABLE DANILO E. SUAREZ**

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**AN ACT  
AMENDING SECTION 13 OF REPUBLIC ACT NO. 3019, AS  
AMENDED, ENTITLED THE " ANTI-GRAFT AND CORRUPT  
PRACTICES ACT"**

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

**SECTION 1.** Section 13 of Republic Act No. 3019, as amended, is hereby further amended to read as follows:

“SEC. 13. *Suspension and Loss of Benefits.* – Any incumbent public officer against whom any criminal prosecution under a valid information under this Act or under Title Seven Book II of the Revised Penal Code or for any offense involving fraud upon government or public funds or property whether as a simple or as complex offense and in whatever stage of execution and mode of participation, is pending in court shall be suspended from office[.]; *PROVIDED*, THAT IN CASE SUCH INCUMBENT PUBLIC OFFICER IS NO LONGER CONNECTED WITH THE OFFICE WHEREIN THE OFFENSE CHARGED WAS COMMITTED, THE PREVENTIVE SUSPENSION ORDER SHALL NO LONGER BE IMPLEMENTED.

Should [he] THE INCUMBENT PUBLIC OFFICER be convicted by final judgment, he shall lose all retirement or gratuity benefits under any law, but if he is acquitted, he shall be entitled to reinstatement and to the salaries and benefits which he failed to receive during suspension, unless in the meantime administrative proceedings have been filed against him.

In the event that such convicted officer, who may have been separated from the service has already received such benefits he shall be liable to retribute the same to the government."

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

Approved,