

**[DDB BOARD REGULATION NO. 4, S. 2013,
December 12, 2013]**

**AMENDMENT TO BOARD REGULATION NO. 7, SERIES OF 2003
ENTITLED "GENERAL GUIDELINES FOR THE IMPLEMENTATION
OF MANDATORY DRUG TESTING TO OFFICERS AND MEMBERS OF
THE MILITARY, POLICE AND OTHER LAW ENFORCEMENT
AGENCIES"**

WHEREAS, Section 36 of Republic Act No. 9165 or the Comprehensive Dangerous Drugs Act of 2002 specifically provides that "drug testing shall employ among others, two (2) testing methods, the screening test which will determine the positive result as well as the type of drug used, and the confirmatory test which will confirm a positive screening test";

WHEREAS, Section 5 par. 15.3 of Board Regulation Number 2, Series of 2003, or the "Implementing Rules and Regulations Governing Accreditation of Drug Testing Laboratories in the Philippines," adhere to the same two (2) testing method before any laboratory test result can be reported;

WHEREAS, Section 36 (e) of the Act mandates the annual mandatory drug testing for officers and members of the military, police and other law enforcement agencies;

WHEREAS, in support to the aforementioned provision of law, Board Regulation No. 7, Series of 2003 or the "General Guidelines for the Mandatory Drug Testing of Officers and Members of the Military, Police and Other Law Enforcement Agencies" was approved and adopted on August 1, 2003;

WHEREAS, it was noted that a provision of the aforementioned Board Regulation, particularly the granting of the examinee in a mandatory drug testing the right to challenge a positive drug test result on the basis of the initial screening drug test only, runs counter to the Act and other pertinent Board Regulations;

WHEREAS, the intent of Section 36 is that two testing methods should be made relative to the completion of an authorized drug testing and that to allow a military, police or law enforcement personnel to challenge the positive result of an initial screening test will render nugatory the declaration that a confirmatory test is required to confirm a positive screening test.

WHEREAS, international and clinical practice defines a confirmatory test as an analytical test *that is more specific which will validate and confirm the result of the screening test.*

WHEREFORE, be it **RESOLVED**, as it is hereby **RESOLVED**, to amend Board Regulation No. 7, Series of 2003, specifically, the provision on Treatment of Drug Test Results, which shall henceforth read as follows:

VI. Treatment of Drug Test Results