SENATE DEFICE OF THE SECRETARY

#### THIRTEENTH CONGRESS OF THE REPUBLIC OF THE PHILIPPINES First Regular Session

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# S Е N А T Е S. No. \_400

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### Introduced by Senator S. R. Osmeña III

#### EXPLANATORY NOTE

As a basic political unit, the barangay plays a very important role as frontline implement or of government policies, plans, programs and activities. For what little has been said about the role of the barangay in the development of the country, the barangay captain deserves some credit for the unheralded but nonetheless fundamental contribution to nation-building that he makes as head of the barangay.

The barangay captain assists national agencies in their campaigns and projects which are to implemented within his territorial jurisdiction. Drug enforcement agencies depend on him to identify suspicious looking outsiders involved in illegal drug trafficking within his area; and police officers go to him for information related to their investigations or campaigns. As a result of these involvements, barangay captains often become the natural targets for criminals.

This bill seeks to grant additional insurance benefits to barangay captains for death or injuries sustained while in the performance of his official functions. This is to augment their present entitlements to insurance benefits such as medical, death and funeral benefits under the GSIS. Considering the nature of their duties, and the risks that they are exposed to, it is only fair and judge that these benefits be extended to our barangay captains.

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

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SERGIO OSMEÑA III Senator

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## AN ACT

## **GRANTING ADDITIONAL INSURANCE BENEFITS TO BARANGAY CAPTAINS,** PROVIDING FUNDS FOR THE PAYMENT OF ITS PREMIUMS, AND FOR OTHER PURPOSES.

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

1	Section 1. Short Title This Act shall be known as the "Additional
2	Barangay Captains' Insurance Act of 2004."
3	Sec. 2. Additional Insurance Benefits for Barangay Captains. – In
4	addition to the insurance benefits given to the barangay captains by the
5	Government Service Insurance System (GSIS) under Republic Act No. 8291, a
6	term insurance coverage to all barangay captains providing the following
7	benefits shall be granted:
8	(1) Death Benefits - P 200,000.00
9	a) due to assasinations or ambush
10	b) due to accidents and other similar
11	circumstances while in the discharge
12	of their official functions
13	(2) Burial Expenses - P 50,000.00
14	(3) Reimbursement of Actual Medical
15	Expenses not to exceed P 100,000.00
16	on ambushes, attempted assasinations

1 10	Scresuling in dealn,	accidents and other

similar circumstances while in the discharge

3 of their official functions.

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Sec. 3. Disqualification from Benefits. – No benefit shall be given to any barangay captain or his beneficiaries when the injury, sickness or death was occasioned or caused by the following;

- a) habitual drunkenness or intoxication;
- 8 b) willful intention to injure or kill oneself;
- 9 c) notorious negligence; or
- d) unauthorized absence or abandonment of office for at least one (1)
  month prior to death or accident.

12 Sec. 4. Actuarial Study. – The GSIS shall, within sixty (60) days from 13 the effectivity of this Act, conduct an actuarial study to determine the premiums 14 to be paid corresponding to the benefits to be received by the barangay captains 15 in accordance with the schedule provided for in Section 2.

Sec. 5. Appropriation. – The National Government shall appropriate annually and include in the General Appropriations Act an amount corresponding to the total annual insurance premiums of the barangay captains based on the actuarial study under Section 4 hereof.

20 Sec. 6. Separability Clause. – If for any reason any provision or section 21 of this Act is declared unconstitutional, such portions not affected thereby shall 22 remain in full force and effect.

23 Sec. 8. *Repealing Clause.* – All laws, decrees, executive orders, rules 24 and regulations inconsistent with the provisions of this Act are hereby repealed 25 or modified accordingly.8

Sec. 9. *Effectivity.* – This Act shall take effect fifteen (15) days after its
 complete publication in at least (2) national newspapers of general circulation.
 Approved,

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