

SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)



Senate
Office of the Secretary

14 MAY 28 P 6:09

SENATE

Senate Bill No. 2260

RECEIVED BY: 

INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

AN ACT
PROVIDING PRE-EMPLOYMENT PRIVILEGE TO INDIGENTS BY GRANTING
A DISCOUNT ON FEES IN SECURING PRE-EMPLOYMENT
CERTIFICATIONS AND CLEARANCES FROM GOVERNMENT AGENCIES

EXPLANATORY NOTE

Section 9, Article II of the 1987 Constitution states that:

"The State shall promote a just and dynamic social order that will ensure the prosperity and independence of the nation and free the people from poverty through policies and provide adequate social services, promote full employment, a rising standard of living, and improved quality of life for all."

Poverty continues to be a major problem in the Philippines despite government efforts to reduce it. There is still a large segment of the population who cannot liberate themselves from the bondage of poverty because of lack of employment opportunities. While they are capable to work, the limited opportunities and the quality of jobs available prevent poor Filipinos from escaping poverty. Apart from these difficulties, the payment of certificates and clearances which are usually required for employment are additional burden to applicants who do not even have enough money for subsistence.

This measure aims to lessen the financial burden on the indigents who are seeking employment by exempting them once a year from paying any fees when securing pre-employment certificates and clearances from government offices. This proposal will not only extend assistance to the indigents but will also make it easier for them to secure some of the requirements needed in applying for work. It will encourage them to find employment so that they can be self-reliant and become productive members of the society.

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


JINGGOY EJERCITO ESTRADA
Senator

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

1 **SECTION 1. Short Title.** – This Act shall be known as “*Indigents Pre-*
2 *Employment Privilege Act.*”
3
4

5 **SEC. 2. Declaration of Policy.** – It is the policy of the State to promote a just
6 and dynamic social order that will ensure the prosperity and independence of the
7 nation and free the people from poverty through policies that provide adequate
8 social services, promote full employment, a rising standard of living and improved
9 quality of life for all. Towards this end, the State shall grant indigent job applicant
10 a discount on fees when they secure pre-employment certificates and clearance
11 from government agencies.
12

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14 **SEC. 3. Indigent Pre-employment Privilege.** – An indigent job applicant shall
15 be entitled to a twenty percent (20%) discount on fees charged by government
16 agencies in processing the following documents for employment purposes:
17

- 18 (a) Barangay clearance;
19 (b) Clearance from the National Bureau of Investigation (NBI);
20 (c) Police clearance from the regional Philippine National Police (PNP) office
21 where the indigent resides;
22 (d) Medical certificate from the Department of Health (DOH);
23 (e) Marriage certificate from the National Statistics Office (NSO); and,
24 (f) Authenticated birth certificate of the indigent job applicant and one
25 dependent from the NSO or the Office of the Local Civil Registrar.
26

27 The discount may be availed of by the indigent job applicant once a year from
28 each government agency. Only one indigent job applicant per household and
29 one of his dependents shall be entitled to the discount.
30

31 For purposes of this Act, an indigent job applicant refers to a person who is
32 seeking gainful employment. Further, he has no visible means of income or
33 whose income is insufficient to the subsistence of his family as identified and

1 certified by the Department of Social Welfare and Development (DSWD)
2 based on the criteria set under the National Household Targeting System for
3 Poverty Reduction (NHTS-PR).
4
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6 **SEC. 4. Penalties.** – Any person, government entity, agency or hospital who
7 refuses or fails to provide the benefits granted to the indigent in violation of this
8 Act shall suffer the penalty of imprisonment of not less than six (6) months but
9 not more than one (1) year or a fine of not less than Ten Thousand Pesos
10 (P10,000.00) but not more than Fifty Thousand Pesos (P50,000.00) or both, at
11 the discretion of the court.
12

13 Any person who misrepresents his status or falsifies any document to avail of
14 benefits provided under this Act or any person who abuses the privilege granted
15 herein shall be punished with imprisonment of not less than six (6) months but
16 not more than one (1) year or a fine of not less than five Thousand Pesos
17 (P5,000.00) but not more than Ten Thousand Pesos (P10,000.00) or both, at the
18 discretion of the court.
19

20 Upon finding by the DSWD that a hospital, department, agency of instrumentality
21 of the government or a local government unit had violated any provision of this
22 Act, sanctions under the administrative law, civil service or other laws may be
23 recommended to the Civil Service Commission (CSC) OR THE Department of
24 Interior and Local Government (DILG) against the head of the agency or the local
25 chief executive and the person directly responsible for the violation.
26
27

28 **SEC. 5. Inter-agency Coordinating and Monitoring Committee.** – An inter-
29 agency coordinating and monitoring committee, hereinafter referred to as the
30 Committee, shall be established to coordinate and monitor the implementation of
31 this Act. The Committee shall be composed of the following:
32

- 33 A) Secretary of the Social Welfare and Development, as Chairperson;
- 34 B) Chairperson of the National Anti-Poverty Commission (NAPC), as
35 Vice-Chairperson;
- 36 C) Secretary of Health authorized representative;
- 37 D) Secretary of the Interior and Local Government or authorized
38 representative;
- 39 E) Administrator of the National Statistics Office;
- 40 F) Chief of the PNP or authorized representative; and
- 41 G) Chief of NBI or authorized representative.
42

43 The Committee shall submit a regular report to Congress on the
44 implementation of this Act every three (3) years following its effectivity.
45
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47 **SEC. 6. Implementing Rules and Regulations.** – Within sixty (60) days from
48 the approval of this Act. The DSWD, in consultation and coordination with NAPC,
49 DOH, DILG, PNP, NSO, and NBI, shall issue the necessary rules and
50 regulations for the effective implementation of this Act.
51
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53 **SEC. 7. Effectivity.** – This Act shall take effect fifteen (15) days after its
54 publication in the Official Gazette or in two (2) national newspaper of general
55 circulation.
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57 *Approved,*