

SENATE
Senate Bill No. 835

Introduced by Senator Lacson

EXPLANATORY NOTE

From its incorporation into the local government units, barangay captains have become more active in community governance and public service.

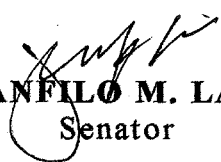
Through various enactments, barangay captains have been obliged to take various responsibilities which includes, among others, keeping of the peace through organization of foot patrols; arbitrating differences between community members, assisting in the conduct of elections, and most recently, assisting in the evacuation of communities in disaster areas caused by natural calamity or war.

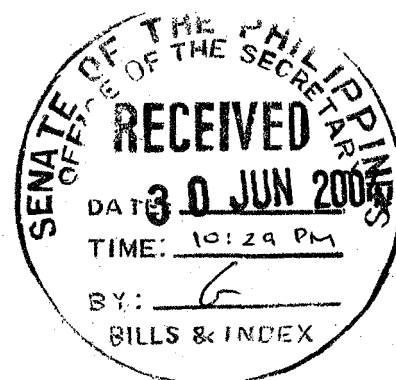
In these instances, it is not uncommon for barangay captains to literally be in the front of the firing line. As in fact, several barangay captains have lost their lives in the service of the communities against criminals and the call of duty.

Most often, barangay captains assume these responsibilities with little compensation. Moreover, the danger associated with these functions puts them in the higher risk in terms of insurance coverage. More importantly, the present insurance coverage pursuant to Republic Act. No. 8291 (An Act amending PD 1146 as amended, expanding and increasing the coverage and benefits of GSIS, instituting reforms therein, and for other purposes) covering all government officials is inadequate with regard to the payment of medical, death and burial expenses.

Hence, this bill seeks to provide additional insurance benefits to barangay captains over and above what they are currently receiving under the GSIS in recognition of their contribution to the community and as an encouragement for them to honestly continue their public service.

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


PANFILO M. LACSON
Senator



SENATE 835
Senate Bill No. _____

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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 House of Representatives of the
Philippines in Congress assembled:*

SECTION 1. Short Title. - This Act shall be known as the
"Additional Barangay Captains' Insurance Act of 2004".

SEC. 2. Additional insurance Benefits for Barangay Captains. - In
addition to the insurance benefits given to the Barangay Captains by the
Government Service Insurance System (GSIS) under Republic Act No.
8291, a term insurance coverage to all barangay captains providing the
following benefits shall be granted:

1. Death Benefits P200,000.00
 - (a) due to assassination or ambush
 - (b) due to accidents and other similar
circumstances while in the discharge
of their official functions
2. Burial Expenses P 50,000.00
3. Reimbursement of Actual Medical
Expenses not to exceed P100,000.00
on ambushes, attempted assassinations not resulting in death,
accidents and other similar circumstances while in the discharge
of their official functions.

SEC. 3. Disqualification from benefits. - No benefits shall be given
to any barangay captain or his beneficiaries when the injury, sickness or
death was occasioned or caused by any of the following:

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

SEC. 4. Actuarial Study. - The GSIS shall, with sixty (60) days from the effectivity of this Act, conduct an actuarial study to determine the premiums to be paid corresponding to the benefits to be received by the barangay captains in accordance with the schedule provided 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.

SEC. 6. Implementing Rules and Regulations. - The GSIS, in coordination with the Department of Interior and Local Government (DILG), shall promulgate the rules and regulations necessary to implement the provisions of this Act.

SEC. 7. Separability Clause. - If for any reason any provision or section of this Act is declared unconstitutional, such portions not affected thereby shall remain in full force and effect.

SEC. 8. Repealing Clause. - All laws, decrees, executive orders, rules and regulations inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SEC. 9. Effectivity. - This Act shall take effect fifteen (15) days after its complete publication in the Official Gazette or in at least two (2) newspaper of general circulation.

Approved,