



SENATE

S. No. 453

INTRODUCED BY SENATOR TRILLANES IV

AN ACT GRANTING SURVIVORSHIP BENEFITS TO
THE SURVIVING LEGITIMATE SPOUSE OR
DEPENDENT CHILD OR CHILDREN OF A
DECEASED MEMBER, WHETHER IN ACTIVE
SERVICE OR RETIRED, OF THE OFFICE OF THE
SOLICITOR GENERAL

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

1 SECTION 1. *Survivorship Benefits; Coverage.* – Upon
2 death of a Solicitor General, Assistant Solicitor General,
3 Senior State Solicitor or State Solicitor of the Office of the
4 Solicitor General (OSG), if said OSG Official had retired or
5 was in the service at the time of death, the surviving
6 legitimate spouse or dependent child or children of said
7 OSG Official shall be entitled to receive on a monthly basis
8 all the retirement benefits that the deceased OSG Official

1 was receiving or entitled to receive at the time of death
2 under the provisions of the applicable retirement laws then
3 in force. A "dependent" means a legitimate, illegitimate or
4 legally adopted child who is chiefly dependent with the
5 above-enumerated deceased OSG Officials if such
6 dependent is not more than twenty-one (21) years of age,
7 unmarried and not gainfully employed or if such
8 dependent, regardless of age, is incapable of self-support
9 because of mental or physical disability. The surviving
10 legitimate spouse or dependent child shall continue to
11 receive such retirement benefits during one's lifetime or
12 until said surviving legitimate spouse remarries or the
13 dependent child marries: *Provided*, That if the surviving
14 legitimate spouse is receiving benefits under existing
15 retirement laws, the surviving legitimate spouse or
16 dependent child shall only be entitled to the difference
17 between the amount provided for in this Act and the
18 benefits one is receiving: *Provided, further*, That said
19 benefits shall also extend and be granted to the surviving
20 legitimate spouse or dependent children of any

1 aforementioned members of the OSG who died or retired
2 prior to the effectivity of this Act.

3 SEC. 2. *Funding.* – Funds for the initial
4 implementation of this Act shall be taken out of the
5 current appropriations for the retirement of officers and
6 employees of the OSG and/or savings of the said office.
7 Thereafter, such sums as may be necessary for the
8 continued implementation of this Act shall be included in
9 the annual General Appropriations Act.

10 SEC. 3. *Effectivity.* – This Act shall take effect fifteen
11 (15) days after its publication in the *Official Gazette* or in
12 at least two (2) newspapers of general circulation.

 Approved,