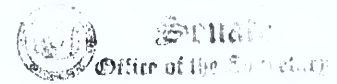


NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



23 MAY 31 P3:12

SENATE
S. No. 2268

RECEIVED BY: _____

Introduced by Senator MANUEL "LITO" M. LAPID

AN ACT
PROVIDING FREE INSURANCE FOR COVERED APPLICANTS OF OVERSEAS
EMPLOYMENT CERTIFICATES, APPROPRIATING FUNDS THEREFOR AND
FOR OTHER PURPOSES

EXPLANATORY NOTE

Overseas Filipino Workers (OFWs) play a significant role in boosting our economy and increasing our financial resources. Inflows from OFWs have become a crucial driver of our economic growth. In December 2022, the total remittances from OFWs reached a new monthly record of USD 3.49 billion, resulting in an annual total of USD 36.14 billion, up by 3.6% and the highest figure recorded.

The Philippine Statistics Authority reported that about 1.83 million Filipinos were employed overseas from April to September 2021. It must be noted that this figure does not include undocumented workers. The presence of undocumented OFWs has resulted to numerous abuses and instances of being taken advantage of, as their lack of government recognition exposes them to exploitation and vulnerability.

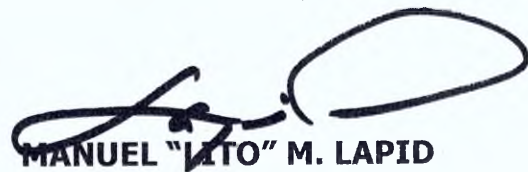
The Philippine Overseas Employment Authority (POEA) issues an Overseas Employment Certificate (OEC) to Filipino workers leaving the country for employment abroad. The OEC acts as a travel exit pass for OFWs at airports, exempting them from payment of travel tax and airport terminal fees, and assuring government protection for the OFWs.

However, many OFWs perceive the acquisition of the same as a burdensome step that serves only to impede their efforts in pursuing overseas employment.

To promote the application for an OEC among Filipinos, an effective approach would be to educate them about the advantages and protections they can get and enjoy by possessing the appropriate documentation.

This bill aims to enhance compliance among OFWs by providing free insurance coverage to eligible individuals who apply for an OEC. This bill offers incentives for undocumented Filipino workers to obtain the necessary documentation, enabling them to access the benefits and protections guaranteed by the State. This bill will be mutually beneficial for both OFWs and the government.

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

A handwritten signature in black ink, consisting of a stylized 'M' followed by a large loop and a horizontal line.

MANUEL "LITO" M. LAPID

Senator

23 MAY 31 P3:12

SENATE

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AN ACT

**PROVIDING FREE INSURANCE FOR COVERED APPLICANTS OF OVERSEAS
EMPLOYMENT CERTIFICATES, APPROPRIATING FUNDS THEREFOR AND
FOR OTHER PURPOSES**

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

SECTION 1. Short Title. – This Act shall be known as the "Protektadong OFW
Act."

SECTION 2. Declaration of Policy. – The State shall afford full protection to
labor, local and overseas, organized, and unorganized. The State shall also recognize
the rights and contributions of Overseas Filipino Workers (OFWs).

Towards these ends, the State shall provide adequate and timely social, legal,
and economic services to OFWs. Pursuant thereto, the State shall ensure that all
overseas Filipino workers are properly monitored and accounted for with due regard
for their protection and welfare, and that overseas Filipino workers are incentivized to
make themselves known to Philippine authorities abroad.

SECTION 3. Coverage. – The benefits under this Act shall apply to applicants
of overseas employment certificates (OECs); Provided, That the applicant-migrant
worker is abroad; Provided further, That he/she has no prior record with the Philippine
Overseas Employment Authority (POEA), or if he/she has a prior record, is working in

1 a vulnerable sector, as may be determined by the POEA, in consultation with relevant
2 government agencies and other stakeholders.

3 **SECTION 4. *Benefits.*** – Covered migrant workers shall, upon securing an
4 overseas employment certificate from the POEA or the Philippine Embassy or consular
5 offices abroad shall be given a free one-year insurance with the same or similar
6 coverage as required under Republic Act No. 8042, as amended, otherwise known as
7 the “Migrant Workers and Overseas Filipinos Act.”

8 **SECTION 5. *Funding.*** – The payment for the premium of the insurance
9 provided under this Act shall be funded partly by the budget of the Department of
10 Foreign Affairs (DFA) earmarked for the Assistance to Nationals and partly by the
11 appropriations in the General Appropriations Act as included in the budget of the
12 POEA. For the first year of the implementation of this Act, an initial amount of Thirty
13 Million Pesos (P30,000,000.00) is hereby appropriated. Thereafter, such amount
14 necessary for its continued implementation shall be included in the annual General
15 Appropriations Act.

16 **SECTION 6. *Implementing Rules and Regulations.*** - The Department of Labor
17 and Employment (DOLE), DFA, POEA, OWWA, Insurance Commission and other
18 relevant stakeholders shall issue the implementing rules and regulations of this Act
19 within sixty (60) days from the effectivity of this Act.

20 To ensure the proper implementation of this Act, DOLE, POEA and DFA shall
21 establish a system that shall facilitate the processing and issuance of OECs abroad.

22 **SECTION 7. *Separability Clause.*** - If any part or provision of this Act is held
23 unconstitutional or invalid, the other parts or provision hereof which are not affected
24 thereby shall continue to be in full force and effect.

25 **SECTION 8. *Repealing Clause.*** - All laws, executive orders, presidential
26 decrees, rules and regulations or parts thereof contrary to or inconsistent with any
27 provisions of this Act are hereby repealed, amended, or modified accordingly.

1 **SECTION 9. Effectivity.** - This Act shall take effect fifteen (15) days after its
2 publication in the Official Gazette or in two (2) national newspapers of general
3 circulation.

Approved,