

SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)

'18 MAR 20 P 6:04

SENATE

RECEIVED

S. B. No. 1760

INTRODUCED BY SENATOR ANA THERESIA "RISA" HONTIVEROS
BARAQUEL

AN ACT
DECLARING JANUARY 18 OF EVERY YEAR A SPECIAL NON-WORKING
HOLIDAY FOR ALL KASAMBAHAY IN THE ENTIRE COUNTRY. THE
ACT SHALL BE CALLED AS "NATIONAL KASAMBAHAY DAY" OR "ARAW
NG KASAMBAHAY"

EXPLANATORY NOTE

The passage of the R.A. 10361 or the Domestic Workers Act (Kasambahay Law) on 18 January 2013 was a big step by government to recognize domestic workers' rights and welfare. It came after we adopted and ratified International Labor Organization (ILO) Convention No. 189 or the Decent Work for Domestic Workers Convention the year prior. The Kasambahay Law accords due respect to our Kasambahays and grants them protection from abusive employers and poor working conditions.

At present, an estimated 2.9 Million domestic workers provide services to millions of households and families who are in dire need of help to do various domestic chores—such as cooking, laundry, taking care of children, among others. Without help from domestic workers, heads of families working in the formal sector will have a difficult time to earn a living.

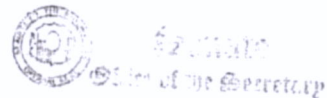
In commemoration of the enactment of the Kasambahay Law, this bill seeks to acknowledge and thank for all the invaluable work and services of kasambahays. The declaration of the national holiday for all kasambahay shall be a work-free day for them to celebrate and participate in the activities organized by the Department of Labor and Employment (DOLE).

Ana Theresia "Risa" Hontiveros BaraqueL
ANA THERESIA "RISA" HONTIVEROS BARAQUEL
Senator

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

- 1 Section 1. *Short Title.* This Act shall be known as the "National Kasambahay Day" or
2 "Araw ng Kasambahay"
- 3 Section 2. *Declaration of Policies.* It is hereby declared that the State shall protect the
4 workers, promote full employment and provide equal opportunities regardless of sex, race
5 and religious belief, and regulate policies and relations between workers and employers.
6 The State shall also guarantee the rights of the workers to self-organization, collective
7 bargaining, security of tenure, and just and humane working conditions. As stated in the
8 ILO Convention 189 or the Decent Work for Domestic Workers Convention which was
9 ratified by the Philippine government in May 2012, it is the responsibility of the State to
10 recognize the significant contribution of domestic workers to the local and global
11 economy, which includes increasing paid job opportunities for women and men with
12 family responsibilities, greater scope for caring for ageing populations, children and
13 persons with disability and among others.
- 14 Section 3. *Definition.* For purposes of this Act, the following definitions shall apply:
- 15 (a) Domestic worker or "kasambahay" as defined in R.A. 10361 refers to any person
16 engaged in domestic work within an employment relationship such as, but not
17 limited to the following: general house help, nursemaid or "yaya", cook, gardener,

1 or laundry person, but shall exclude any person who performs domestic work only
2 occasionally or sporadically and not on an occupational basis.

3 **Section 4. *National Kasambahay Day or Araw ng Kasambahay.*** In recognition of
4 the contribution of domestic workers to Filipino families and society in general, January
5 18 of every year shall be declared as a Special Non-Working Holiday for all kasambahays
6 and shall be known as “National Kasambahay Day” or “Araw ng Kasambahay.”

7 In the event that this day falls on their rest day, the employer shall pay the corresponding
8 salary or compensation for his/her kasambahay who will be required to work on this day,
9 in compliance with the relevant provisions of R.A. 10361 or the Domestic Workers Act
10 of 2013.

11 **Section 5. Role of Relevant Government Agencies in the Implementation.** The
12 Department of Labor and Employment (DOLE), Philippine Information Agency and
13 other concerned agencies shall formulate plans and program for the implementation of
14 this Act.

15 **Section 6. Effectivity.** This Act shall take effect fifteen (15) days after its publication in
16 the Official Gazette or in a newspaper of general circulation.

17 **APPROVED,**