

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



'19 JAN 31 A10 :25

SENATE

RECEIVED

COMMITTEE REPORT NO. 624

Submitted by the Committees on Social Justice, Welfare and Rural Development;
Justice and Human Rights; Local Government; Ways and Means; and Finance on
JAN 31 2019

Re: Senate Bill No. 2200

Recommending its approval in substitution of Senate Bill Nos. 1074, 1418, 2013,
taking into consideration House Bill No. 6743.

Sponsor: Senator Leila M. de Lima

MR. PRESIDENT:

The Committees on Social Justice, Welfare and Rural Development, Justice and
Human Rights, Local Government, Ways and Means and Finance to which were
referred **Senate Bill No. 1074**, introduced by Senator Joseph Victor G. Ejercito,
entitled:

**“AN ACT
TO STRENGTHEN NATION-BUILDING THROUGH THE
INSTITUTIONALIZATION OF A STRATEGIC VOLUNTEERISM- BASED
MULTISECTORAL PUBLIC-PRIVATE PARTNERSHIP FRAMEWORK IN**

**ALL LOCAL GOVERNMENT UNITS (LGUS) AND CONGRESSIONAL
DISTRICTS IN THE COUNTRY AND FOR OTHER PURPOSES”**

Senate Bill No. 1418 introduced by Senator Richard J. Gordon, entitled:

**“AN ACT
TO ENCOURAGE VOLUNTEERISM BY PROTECTING VOLUNTEERS
FROM LIABILITY IN THE PERFORMANCE OF VOLUNTEER SERVICES”**

Senate Bill No. 2013, introduced by Senator Leila M. de Lima, entitled:

**“AN ACT
ENCOURAGING VOLUNTEERISM DURING EMERGENCIES BY
PROTECTING VOLUNTEERS FROM LIABILITY”**

taking into consideration **House Bill No. 6743**, introduced by Representatives Vargas, Nieto, Maceda, Lee, Sy-Alvarado, Cueva, Dalipe, Silverio, Savellano, Bravo (M.), Plaza, Labadlabad, Castelo, Montoro, Acosta-Alba, Robes, Vergara, Primicias-Agabas, Tambunting, entitled:

**“AN ACT
ENCOURAGING VOLUNTEERISM DURING EMERGENCIES
BY PROTECTING VOLUNTEERS FROM LIABILITY”**

have considered the same and have the honor to report it back to the Senate with recommendation that the attached Senate Bill No. 2200 prepared by the Committees, entitled:

**“AN ACT
ENCOURAGING VOLUNTEERISM DURING EMERGENCIES BY
PROTECTING VOLUNTEERS FROM LIABILITY”**

be approved in substitution of Senate Bill Nos. 1074, 1418, 2013, taking into consideration House Bill No. 6743 with Senators Ejercito, Gordon and De Lima as authors thereof.

RESPECTFULLY SUBMITTED:

Chairpersons



SONNY M. ANGARA
Chairperson, Committee on Ways and Means
Chairperson, Committee on Local Government
Vice-Chairperson, Committee on Finance



LEILA M. DE LIMA
Chairperson, Committee on Social Justice, Welfare and Rural Development



LOREN B. LEGARDA
Chairperson, Committee on Finance
Vice-Chairperson, Committee on Ways and Means
Member, Committee on Local Government

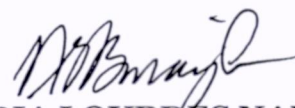
RICHARD J. GORDON

Chairperson, Committee on Justice and Human Rights
Member, Committee on Finance
Member, Committee on Ways and Means

Vice-Chairpersons

PAOLO BENIGNO AQUINO IV

Vice-Chairperson, Committee on Finance
Vice-Chairperson, Committee on Ways and Means
Member, Committee on Local Government



MARIA LOURDES NANCY S. BINAY

Vice-Chairperson, Committee on Social Justice, Welfare and Rural Development
Member, Committee on Finance
Member, Committee on Ways and Means
Member, Committee on Local Government



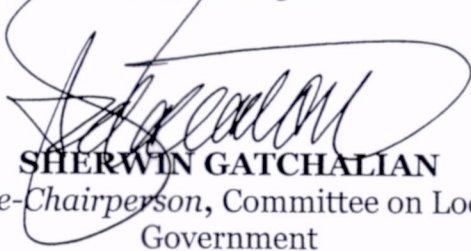
JOSEPH VICTOR G. EJERCITO

Vice-Chairperson, Committee on Finance
Vice-Chairperson, Committee on Local Government
Member, Committee on Social Justice, Welfare and Rural Development
Member, Committee on Ways and Means
Member, Committee on Justice and Human Rights



ANTONIO "SONNY" F. TRILLANES IV

Vice-Chairperson, Committee on Social Justice, Welfare and Rural Development
Member, Committee on Finance
Member, Committee on Ways and Means
Member, Committee on Local Government




SHERWIN GATCHALIAN

Vice-Chairperson, Committee on Local Government
Member, Committee on Social Justice, Welfare and Rural Development
Member, Committee on Finance
Member, Committee on Ways and Means



RISA HONTIVEROS

Vice-Chairperson, Committee on Local Government
Member, Committee on Finance
Member, Committee on Ways and Means
Member, Committee on Justice and Human Rights



PANFILO "PING" M. LACSON

Vice-Chairperson, Committee on Finance
Vice-Chairperson, Committee on Justice and Human Rights
Member, Committee on Ways and Means

– **JOEL VILLANUEVA**

*Vice-Chairperson, Committee on Ways
and Means*

Member, Committee on Finance

*Member, Committee on Local
Government*

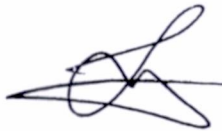
CYNTHIA A. VILLAR

*Vice-Chairperson, Committee on
Finance*

*Member, Committee on Social Justice,
Welfare and Rural Development*

*Member, Committee on Local
Government*

Members



FRANCIS "CHIZ" G. ESCUDERO

*Member, Committee on Finance
Member, Committee on Ways and
Means*

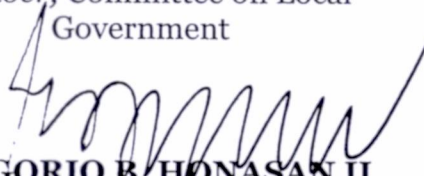
*Member, Committee on Local
Government*

AQUILINO "KOKO" PIMENTEL III

*Member, Committee on Social Justice,
Welfare and Rural Development*

Member, Committee on Finance

*Member, Committee on Ways and
Means*



GREGORIO B. HONASAN II

Member, Committee on Finance

*Member, Committee on Local
Government*

FRANCIS "KIKO" PANGILINAN

*Member, Committee on Finance
Member, Committee on Ways and
Means*


*Member, Committee on Justice and
Human Rights*

**EMMANUEL "MANNY" D.
PACQUIAO**
Member, Committee on Justice and
Human Rights

GRACE L. POE
Member, Committee on Finance
Member, Committee on Ways and
Means
Member, Committee on Justice and
Human Rights

Ex-Officio Members


JUAN MIGUEL "MIGZ" F. ZUBIRI
Majority Leader


FRANKLIN M. DRILON
Minority Leader

RALPH G. RECTO
President Pro-Tempore

HON. VICENTE C. SOTTO III
President
Senate of the Philippines

'19 JAN 31 AIO :25

SENATE
S. No. 2200

RECEIVED

(In substitution of Senate Bill Nos. 1074, 1418, 2013, taking into
consideration House Bill No. 6743)

Prepared by the Committees on Social Justice, Welfare and Rural Development;
Justice and Human Rights; Local Government; Ways and Means; and Finance with
Senators Ejercito, Gordon and De Lima as authors thereof

AN ACT
ENCOURAGING VOLUNTEERISM DURING EMERGENCIES BY
PROTECTING VOLUNTEERS FROM LIABILITY

*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 the “Emergency
2 Volunteer Protection Act of 2019”.

3 **Sec. 2.** *Declaration of Policy.* – It shall be the policy of the State to provide a
4 conducive and enabling legal environment for volunteers by placing mechanisms that
5 will protect their rights and award them with privileges for their contribution to
6 society.

7 **Sec. 3.** *Definition of Terms.* – As used in this Act:

8 (a) “Volunteer” refers to an individual or group who provides reasonable
9 assistance and contributes time, service and resources in an emergency
10 situation and who does not receive compensation other than reasonable
11 reimbursement or allowance for expenses actually incurred for rendering
12 volunteer service.

13 The volunteers shall be duly licensed, certified or authorized by appropriate
14 government entities or nongovernment organizations, or accredited by and
15 registered with the Philippine National Volunteer Service Coordinating
16 Agency (PNVSCA) prior to deployment;

- 1 (b) "Emergency" requiring immediate attention and remedial action involving
2 unforeseen occurrence sudden, and impending threat or dangers to life,
3 health, or safety of a person;
- 4 (c) "Volunteer sectors" refer to those sectors that organize themselves into
5 volunteers to take advocacy and action primarily for local and national
6 development as well as international cooperation and understanding; and
- 7 (d) "Spontaneous volunteer" refers to an individual who may either be trained
8 volunteers from accredited training institutions, or an untrained person
9 who performs voluntary work as necessitated by an emergency situation

10 **Sec 4. Liability Protection for Volunteers.** – No volunteer shall be liable for
11 harm caused by an act or omission done in performance of his or her duties or
12 functions as volunteers if:

- 13 (a) The volunteer was acting in an emergency situation;
- 14 (b) The volunteer was properly licensed, certified or authorized by the
15 appropriate government authorities, either government entities or non-
16 government organizations, or accredited by and registered with the
17 PNVSCA prior to deployment;
- 18 (c) The volunteer acted within the scope of his/her responsibilities in the
19 governmental entity, non-profit organization, or the PNVSCA;
- 20 (d) The volunteer acted under orders or direction of appropriate government
21 authority;
- 22 (e) A spontaneous volunteer acted in an emergency situation, where there are
23 no government authority or trained volunteers present, in order to assist or
24 care for persons who are:
- 25 (i) in serious and imminent danger, or apparently in serious and imminent
26 danger, of being injured or further injured;
- 27 (ii) injured or apparently injured; or
- 28 (iii) suffering, or apparently suffering, from an illness.

29 **Sec. 5. Exceptions.** – The liability protection for volunteers under this Act shall
30 not apply to the following:

- 31 (a) Where the acts constitute a crime;

1 (b) Where the volunteer caused damage or harm by willful or criminal
2 misconduct, gross negligence, reckless misconduct, or a conscious, flagrant
3 indifference to the rights or safety of the individual harmed by the volunteer;
4 or

5 (b) Where the acts were performed under the influence of intoxicating alcohol
6 or any dangerous drug at the time of the misconduct.

7 **Sec. 6. *Mandatory Insurance.*** - The PNVSCA shall provide an additional
8 insurance coverage to all volunteers as defined in this Act which shall give the
9 following minimum benefits:

10 (a) Disability Benefits of Three Hundred Fifty Thousand Pesos (₱350,000) for
11 volunteers who shall suffer total or partial disability, whether permanent or
12 temporary, as a result of any injury sustained during performance of duty;

13 (b) Death benefits amounting to Three Hundred Thousand Pesos (₱300,000)
14 for volunteers who shall perish in the line of duty; and

15 (c) Reimbursement of actual medical costs up to Two Hundred Thousand Pesos
16 (₱200,000) for volunteers who shall be hospitalized or who shall require
17 medical attendance for injuries sustained while in the performance of duty.

18 **Sec. 7. *Trainings.*** - The PNVSCA shall conduct mandatory trainings of all their
19 registered and potential volunteers.

20 **Sec. 8. *Accreditation of volunteers.*** - Unless properly licensed, certified or
21 authorized by the appropriate government authorities, other government entities or
22 nongovernment organizations, volunteers must be accredited by and registered with
23 the PNVSCA prior to deployment to be exempted from liability.

24 **Sec. 9. *Nationwide Public Information Campaign.*** - The PNVSCA, in
25 consultation with relevant governmental entities and non-profit organizations, shall
26 undertake a nationwide information, education and communication campaign for the
27 attainment of the objectives of this Act.

28 **Sec. 10. *Implementing Rules and Regulations.*** - The PNVSCA, in consultation
29 with relevant governmental entities and non-profit organizations, shall promulgate
30 rules and regulations to implement the provisions of this Act within ninety (90) days
31 from its effectivity.

1 **Sec. 11. Separability Clause.** – If any provision of this Act shall be declared
2 unconstitutional, any other provision not affected thereby shall remain in full force
3 and effect.

4 **Sec. 12. Repealing Clause.** – All laws, decrees, orders, rules and regulations,
5 or other issuances or parts thereof inconsistent with the provisions of this Act are
6 hereby repealed or amended accordingly.

7 **Sec. 13. Effectivity.** – This Act shall take effect fifteen (15) days after its
8 publication in at least two (2) newspapers of general circulation.

Approved,