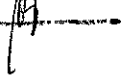


FOURTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)

7 DEC 12 P4:00

SENATE

RECEIVED BY: 

S. No. 1957

Introduced by Senator Biazon

EXPLANATORY NOTE

It is the avowed policy of the State to strengthen professionalism in the Armed Forces of the Philippines (AFP) and to provide adequate remuneration and benefits to its members consistent with the mandate of the Constitution in Section 5 (3), Article XVI thereof. In furtherance of this mandate, there is a need for an urgent upgrade of the said benefits in cases of retirement or disability.

Moreover, R. A. No. 8551, otherwise known as the "PNP Reform and Reorganization Act," has afforded officer and non-officer police personnel higher and better retirement and disability benefits compared to military personnel.

This bill is aimed to rectify the disparity or discrepancy in the treatment of military personnel compared to the police personnel.

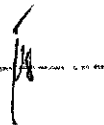
In view thereof, passage of this bill is earnestly sought.


Rodolfo G. Biazon
Senator

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

7 DEC 12 24 00

SENATE

RECEIVED BY: 

S. No. 1957

Introduced by Senator Biazon

AN ACT
UPGRADING THE RETIREMENT AND DISABILITY BENEFITS OF MILITARY
PERSONNEL AND FOR OTHER PURPOSES

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

SECTION ONE. *Short Title.* – This Act shall be known as “The AFP
Retirement and Disability Benefits Upgrade Act of 2008.”

Sec. 2. *Declaration of Policy.* – It is hereby declared the policy of the State
to provide adequate support and incentives to the members of the Armed Forces
of the Philippines (AFP).

Sec. 3. *Retirement Benefits.* – The monthly retirement pay of an officer or
enlisted personnel shall be fifty percent (50%) of the base pay and longevity pay
of the retired grade in case of twenty (20) years of active service, increasing by
two and one-half percent (2.5%) for every year of active service rendered beyond
twenty (20) years to a maximum of ninety percent (90%) for thirty-six (36) years
of active service and over; Provided, that the military personnel shall have the
option to receive in advance and in lump-sum his retirement pay for the first five
(5) years; Provided further, that retirement pay of the officers and enlisted
personnel of the AFP shall be subject to adjustments based on the prevailing
scale of base pay of military personnel in the active service.

SECTION 4. *Permanent Physical Disability Benefits.* – An officer or
enlisted personnel who is permanently and totally disabled as a result of injuries
suffered or sickness contracted in the performance of his duty shall be entitled to
one year's salary and to lifetime pension equivalent to eighty percent (80%) of his
last salary, in addition to other benefits as provided under existing laws.

SECTION 5. *Rules and Regulation.* – The Secretary of National Defense
is hereby authorized to promulgate rules and regulations as may be necessary to
implement the provisions of this Act. Nothing in this Act shall diminish the
retirement and separation benefits to which military personnel are already
entitled under existing laws and decrees.

SECTION 6. *Separability Clause.* – If for any reason, any section or
provision of this Act is held unconstitutional or invalid, no other section or
provision shall be affected.

SECTION 7. *Repealing Clause.* – All laws, decrees, executive orders, rules and regulations, issuances or any parts thereof inconsistent with the provisions of this Act are deemed repealed or amended accordingly.

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

Approved.