

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

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SENATE

S. No. 284

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Introduced by Senator Antonio "Sonny" F. Trillanes IV

Explanatory Note

When the fourteen (14) marines who were the subject and honoree of Senate Resolution No. 5 perished in the line of duty last 10 July 2007, their families received well-deserved financial assistance from various sources. Although the same could never soothe the pain of losing a loved one, the same can certainly help in the difficult and uncertain times the families were bound to face after burying their beloved son, father of husband.

The undersigned notes with sadness that when two (2) more marines perished in another ambush barely a week or so after, the nation barely noticed their sacrifice and worse, no financial assistance was extended to their families if not for the timely intervention of well meaning individuals who brought their plight to the attention of donors.

This Bill seeks to address the problem of the inequality and the discrepancy in the treatment, particularly in the benefits and/or financial assistance received by the families, of members of the armed forces who perish or who are injured or wounded in the line of duty.

The members of the Armed Forces of the Philippines (AFP) are frequently called upon to put their lives and limbs in harm's way to protect our people, our freedom and our democratic institutions.

It is only fair that we look after and provide for the families of those who would lose their lives or would be injured in defense of our nation and our people. This is particularly important now that the conflict in Basilan and Sulu has assumed the proportion of a full scale war, with mounting casualties on both sides.

The immediate passage of this Bill is, therefore, respectfully sought.

ANTONIO "SONNY" F. TRILLANES IV
Senator

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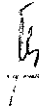
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AN ACT

PROVIDING FOR ADDITIONAL INSURANCE COVERAGE AND BENEFITS FOR ALL MEMBERS OF THE ARMED FORCES OF THE PHILIPPINES WHO ARE KILLED, WOUNDED OR INJURED IN THE LINE OF DUTY, PROVIDING FUNDS FOR THE PAYMENT OF THE PREMIUMS AND FOR OTHER RELATED PURPOSES

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

1 **SECTION 1. Title.** - This act shall be known as the "*AFP Insurance Coverage Act of*
2 *2010*".

3

4 **SEC. 2. Additional Insurance Coverage and Benefits.** - In addition to any existing
5 insurance coverage and benefits given to *members* of the Armed Forces of the Philippines (AFP),
6 the state shall obtain from the Government Service Insurance System (GSIS) additional
7 insurance coverage for all members of the AFP providing the following additional benefits:

8 (a) Death benefits of Two Hundred and Fifty Thousand Pesos (P250,000.00) for all
9 members of the AFP who shall perish while in the line of duty;

10 (b) Disability benefits of up to Two Hundred Fifty Thousand Pesos (P250,000.00) for all
11 members of the AFP who shall suffer total or partial disability, whether permanent or
12 temporary, arising from any injury sustained in the line of duty;

13 (c) Reimbursement of actual medical expenses up to but not to exceed One Hundred
14 Thousand Pesos (P100,000.00) for all AFP members who shall be hospitalized or who
15 shall require medical attendance for injuries sustained while in the line of duty.

1 **SEC.3. *Disqualification from benefits.***- No benefits shall be given to any member of the
2 AFP or his beneficiaries if and when the death, injury or sickness is occasioned or caused by any
3 of the following:

- 4 (a) Willful intention to injure or kill oneself;
- 5 (b) Notorious negligence;
- 6 (c) Commission of a crime (by the AFP member);
- 7 (d) Unauthorized absence or abandonment of office for at least one (1) year prior to the
8 incident causing the death, injury or sickness.

9
10 **SEC. 4. *Actuarial Study.*** - The GSIS shall, within sixty (60) days from the effectivity of
11 this Act, conduct an actuarial study to determine the premiums to be paid corresponding to the
12 benefits and coverage provided under this Act as specified under Section 2 hereof.

13
14 **SEC. 5. *Appropriation.***- The National Government shall appropriate annually and
15 include in the General Appropriations Act the amount corresponding to the total annual
16 insurance premium/s necessary to provide for the additional coverage and benefits under Section
17 2 based on the actuarial study under Section 4 hereof.

18
19 **SEC: 6. *Implementing Rules and Regulations.***- The GSIS, in coordination with the
20 Department of Defense (DND) and the Armed Forces of the Philippines (AFP), shall promulgate
21 and issue the rules and regulations necessary to implement the provisions of this Act with ninety
22 (90) days from the effectivity of this Act.

23
24 **SEC. 7. *Separability Clause.***- If for any reason any provision section of this Act is
25 declared unconstitutional, such part or portions not affected thereby shall remain in full force and
26 effect.

1 **SEC 8. *Repealing Clause.*** - Any other issuances, laws, decrees, orders, rules and
2 regulations, or parts thereof not consistent with this Act are hereby repealed or modified
3 accordingly.

4
5 **SEC 9. *Effectivity.*** - This Act shall take effect fifteen (15) days following its publication
6 in at least two (2) national newspapers of general circulation.

Approved,