

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

THIRTEENTH CONGRESS
First Regular Session

HB No. 360

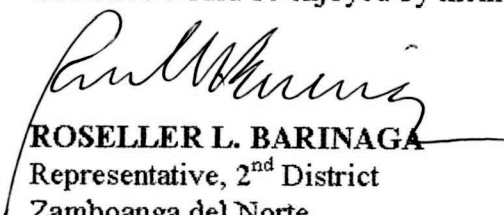


Introduced by **Rep. Roseller L. Barinaga**

EXPLANATORY NOTE

There are several existing laws and administrative issuances providing for benefits and privileges for public service workers which have not yet been fully implemented in view of the usual escape clause "subject to availability of funds." This results in the demoralization of the vast array of public service workers who are the partners of government for effective governance.

This bill seeks to put a stop to this and to ensure that henceforth all benefits and privileges accorded to public service workers by existing laws and other laws to be passed in the future and by Executive Orders, Administrative Orders, Memorandum Circulars and other administrative issuances would be enjoyed by them without any hassle of problem.


ROSELLER L. BARINAGA

Representative, 2nd District
Zamboanga del Norte

THIRTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
FIRST REGULAR SESSION)

HOUSE OF REPRESENTATIVES

HB No. 360

Introduced by Rep. Roseller L. Barinaga

AN ACT

**PROVIDING A SYSTEM FOR INSURING THE FUNDING OF FINANCIAL BENEFITS
AND PRIVILEGES EXTENDED TO PUBLIC SERVICE WORKERS BY LAWS,
EXECUTIVE ORDERS, ADMINISTRATIVE ORDERS, MEMORANDUM CIRCULARS
AND OTHER ADMINISTRATIVE ISSUANCES**

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

SECTION 1. It is hereby declared a policy of the State that all financial benefits and privileges, provided by laws and/or administrative issuances to public service workers shall be immediately enjoyed by them and not be subject to the usual escape clause "subject to availability of funds."

a. Henceforth all laws and administrative issuances providing financial benefits and privileges to public service workers shall indicate the specific sources of fundings therefore and specific dates of effectivity thereof. Where no sources of fundings are indicated in a proposed bill seeking to provide financial benefits and privileges to public service workers, the said bill shall not be calendared for deliberations by either House of Congress until such sources are specified.

b. Whenever the Office of the President of the Philippines, the Civil Service Commission and the Department of Budget and Management, or any government department, corporation, institution, office, agency or unit provide additional benefits and privileges in accordance with existing laws to the public service workers, the executive order, administrative order, memorandum circular, or any other administrative issuance for the purpose should indicate the specific sources of funding and effectivity thereof, otherwise such issuance should not be issued.

c. It shall be obligatory for all the heads of government departments, institutions, agencies, corporations, offices and units, including local government units and state universities and colleges, to include in their respective budgets the full financial provisions for the benefits and privileges which are provided in existing laws, executive orders, administrative orders,

memorandum circulars and other administrative issuances and those be provided in succeeding ones.

SEC. 2. A continuing provision shall be included in the Special Provisions of the General Appropriations Act and in all budgets of corporations, institutions, offices and agencies having their own independent appropriations to the effect that in the absence of any specific appropriations for such benefits and privileges, the savings in any item of their respective appropriations shall be used for payment of such benefits and privileges.

SEC. 3. Any government official or officer who shall be found violating the provisions of this Act shall accordingly be prosecuted under the provisions of the Code of Conduct and Ethical Standards for Government Officers and Employees (R.A. No. 3712), the Anti-Graft and Corrupt Practices Act (R.A. No. 3019) and/or any other applicable laws.

SEC. 4. If any provision or part of this Act, or the application hereof to any person or circumstance is held invalid, the remainder of this Act shall not be affected thereby.

SEC. 5. All laws or provisions thereof inconsistent with this Act are hereby repealed or modified accordingly.

SEC. 6. This Act shall take effect upon its approval.

Approved.