

**Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila**

**THIRTEENTH CONGRESS
Second Regular Session**

House Bill No. 4844



Introduced by **HON. IGNACIO T. ARROYO**

EXPLANATORY NOTE

The Barangay, as the basic political unit, plays a very significant role in the planning and implementation of government policies, plans, programs, projects and activities.

The Punong Barangay, as the chief executive of the barangay government, is considered as the peace officer of the barangay. As such, he may make arrests and detain persons within legal limits. For these reasons, the Punong Barangays often cross paths with criminal elements.

This bill seeks to provide additional incentives to the Punong Barangays for death, injuries and sickness that they will sustain in the performance of their official duties and functions apart from the benefits that they are getting from the Government Service Insurance System (GSIS). This is to recognize the difficult task that they perform and to comfort them from the attendant risks that they are exposed to

It is for these reasons that the immediate approval of this bill is earnestly sought.


IGNACIO T. ARROYO



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AN ACT PROVIDING ADDITIONAL INSURANCE BENEFITS TO BARANGAY CAPTAINS, PROVIDING FUNDS FOR THE PAYMENT OF PREMIUMS, AND FOR OTHER PURPOSES.

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

SECTION 1. *Short Title.* – This Act shall be known as the “Expanded Barangay Captains’ Insurance Act of 2005”.

SEC. 2. *Supplemental Insurance Benefits for Barangay Captains.* – In addition to the insurance benefits being extended to Barangay Captains by the Government Service Insurance System (GSIS) under Republic Act No. 8291, a term insurance coverage to all Barangay Captains providing the following benefits shall be granted:

- 1) Death benefit in the amount of Two Hundred Fifty Thousand Pesos (Php250,000.00) caused by assassination,

accident and other similar circumstances while in the conduct of their official duties and functions, or have direct relation thereto;

- 2) Burial expenses in an amount not exceeding Fifty Thousand Pesos (Php50,000.00);
- 3) Entitlement to reimbursement for actual medical expenses in an amount not exceeding One Hundred Thousand Pesos (Php100,000.00) for injuries sustained from attempted assassinations, accidents and other similar circumstances while in the performance of their official duties and functions.

SEC. 3. *Grounds for Disqualification.* – The Barangay Captain or his beneficiaries shall not be entitled to claim for the foregoing benefits when the injury, sickness or death was occasioned or caused by the following:

- a) Gross negligence on the part of the Barangay Captain;
- b) Willful intention to injure or kill oneself;
- c) Habitual drunkenness or intoxication;
- d) Unauthorized absence or abandonment of office for at least one (1) month prior to the injury, sickness or death;
- e) Such analogous grounds and circumstances.

SEC. 4. *Presumption.* – For purposes of this Act, it is *prima facie* presumed that the death, injury or sickness sustained by a Barangay Captain is work related.

SEC. 5. *Actuarial Study.* – Within ninety (90) days from the effectivity of this Act, the GSIS shall prepare an actuarial plan in order to determine the premiums to be paid corresponding to the benefits to be received by the barangay captains in accordance with the provisions of Section 2 hereof.

SEC. 6. *Appropriation.* – The amount corresponding to the total annual insurance premiums computed on the basis of the actuarial study mandated under Section 4 hereof shall be included in the General Appropriations Act of the year following its enactment into law. Thereafter, the expenses for its continued implementation shall be included in the subsequent General Appropriations Act.

SEC. 7. *Separability Clause.* – If any provision of this Act is held to be unconstitutional or invalid, the same shall not affect the remainder thereof.

SEC. 8. *Repealing Clause.* – All laws, presidential decrees, executive orders, rules and regulations, and part thereof, which are inconsistent with the provisions of this Act, are hereby repealed or modified accordingly.

SEC. 9. *Effectivity*. - This Act shall take effect fifteen (15) days following publication in the Official Gazette or two (2) newspapers of general circulation.

Approved,