

Republic of the Philippines
House of Representatives
Quezon City, Metro Manila

Fifteenth Congress

First Regular Session

House Bill No. 3106

Introduced by **HON. ROMEO M. ACOP**

EXPLANATORY NOTE

The barangay is the smallest and basic political organ in our system of government. It serves as the primary implementing unit of government policies, plans, programs and projects and activities in the community. The barangay also functions as a forum wherein the collective views of the people may be expressed and considered, and where disputes may be amicably resolved thereby de-clogging the judiciary of its overwhelming caseloads. Its importance in our political system and governance cannot be less stated.

Each barangay unit has a *Punong Barangay* as Chief Executive, and a *Sangguniang Barangay* which functions as the legislative body of the barangay. In representation of the youth, it has a *Sangguniang Kabataan* Chairperson who sits as member of the *Sangguniang Barangay*. It also has a Barangay Secretary and a Barangay Treasurer as appointive administrative officials. The barangay can also deputize *Barangay Tanods* tasked to maintain peace and order in the community in the exercise of its police power. For purposes of settling certain kinds of disputes involving its residents, the barangay has conciliation panels under the supervision of a *Lupong Tagapamayapa*. These barangay officials form the core of political governance at the grass-root level in the country.

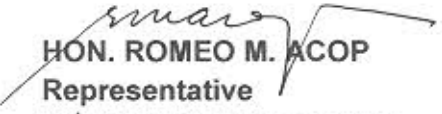
However, changing times spawn new needs which necessitate the development and implementation of new programs to address these needs. Among other things, the current emphasis on the welfare of the youth, particularly of children in conflict with the law, as well as on the rights of women against domestic violence, highlighted the need for counselling services and programs for the benefit of clients in the respective localities. The establishment of day care

centers and maternal care programs in the barangays similarly called for the utilization of professional skills and know-how required to administer such programs. Thus, the need for a Barangay Social Worker and a Barangay Health Worker to fill in the gaps.

These barangay officials have always been considered as the guardians of the barangay. In the stewardship of their respective barangays, they have set aside their personal interests, enduring hardships and hurdling every challenges in their way in the name of public service. But despite their sacrifices, they receive allowances and honoraria which pale in significance compared to the risks they take in the discharge of their responsibilities. While other government officials and employees received yearly increases in their salaries as mandated by law, the amounts of honoraria and allowances provided for in the law for barangay officials, including non-monetary benefits, have remained pegged since the time of their enactment. This notwithstanding the exponential increases in inflation and consistent depreciation of the value of the local currency in recent times which impact the economic conditions of the people.

This bill proposes, first, to recognize additional officials in the barangay who may have been performing the tasks of social and health workers unofficially, or to cause the appointment of such officials for the first time, as the case may be. Secondly, the bill aims to provide increased remuneration and additional benefits to all barangay officials as heretofore recognized. Ultimately, the objective of the proposed measure is to encourage the barangay officials to perform better with greater dedication and patriotism.

For these reasons, the passage of this bill is earnestly sought.


HON. ROMEO M. ACOP
Representative
2nd District, Antipolo City

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AN ACT
PROVIDING FOR ADDITIONAL OFFICIALS OF THE BARANGAY
AND INCREASING THE BENEFITS OF BARANGAY OFFICIALS,
AMENDING FOR THE PURPOSE SECTIONS 387 AND 393 OF REPUBLIC ACT NO.
7160, OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991

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

SECTION 1. Title - This Act shall be known as the 'Barangay Additional Officials and Renumerations Act of 2010'.

SECTION 2. Additional Barangay Officials – Section 387 of Republic Act No. 7160 is hereby amended to read as follows :

SECTION 387. Chief Officials and Offices –

- (a) There shall be in each barangay a *Punong Barangay*, seven (7) *Sangguniang Barangay* members, the *Sangguniang Kabataan* Chairman, a Barangay Secretary, and a Barangay Treasurer.
- (b) There shall also be in every barangay a *Lupong Tagapamayapa*. The *Sangguniang Barangay* may form community brigades and create such other positions or offices as may be deemed necessary to carry out the purposes of the barangay government in accordance with the needs of public service,

subject to the budgetary limitations on personal services prescribed under Title Five, Book II of this Code.

- (c) EACH BARANGAY SHALL ALSO HAVE A BARANGAY SOCIAL WORKER AND A BARANGAY HEALTH WORKER APPOINTED BY THE *PUNONG BARANGAY* FROM AMONG A LIST RECOMMENDED BY THE *SANGGUNIANG BARANGAY* FOR THE PURPOSE, IN ADDITION TO DESIGNATED *BARANGAY TANODS*, WHOSE RESPECTIVE POWERS AND FUNCTIONS SHALL BE DEFINED IN ACCORDANCE WITH SECTION 396 OF THIS CODE; PROVIDED THAT, THE APPOINTMENT OF THE BARANGAY HEALTH WORKER SHALL BE WITHOUT PREJUDICE TO THE PROVISION OF SECTION 3 OF REPUBLIC ACT NO. 7883.

SECTION 3. *Additional Benefits of Barangay Officials* - Section 393 of Republic Act No. 7160 is hereby amended to read as follows:

SECTION 393 *Benefits of Barangay Officials* -

- a) Barangay officials, including THE BARANGAY SOCIAL WORKER, THE BARANGAY HEALTH WORKER, THE *Barangay Tanods* and members of the *Lupong Tagapamayapa* shall receive honoraria, allowances, and such other emoluments as may be authorized by law or barangay, municipal or city ordinance in accordance with the provisions of this Code but in no case shall it be less than [one thousand pesos (P 1,000)] FIVE THOUSAND PESOS (P 5,000) per month for the *Punong Barangay* and [six hundred pesos (P 600)] FOUR THOUSAND PESOS (P 4,000) per month for the *Sangguniang Barangay* members, THREE THOUSAND PESOS (P 3,000) PER MONTH FOR THE BARANGAY TREASURER, BARANGAY SECRETARY, BARANGAY SOCIAL WORKER, BARANGAY HEALTH WORKER, AND TWO THOUSAND PESOS (P 2,000) FOR THE MEMBERS OF THE *LUPONG TAGAPAMAYAPA* AND *BARANGAY TANOD*: Provided, however, that the annual appropriations for personal services shall be subject to the budgetary limitations prescribed under Title Five, Book II of this Code.
- b) The *Punong Barangay*, the *Sangguniang Barangay* members, the Barangay Treasurer, the Barangay Secretary, THE BARANGAY SOCIAL WORKER, THE BARANGAY HEALTH WORKER, THE MEMBERS OF THE *LUPONG TAGAPAMAYAPA* AND THE *BARANGAY TANODS* shall also :
- 1) xxxxxxxxx
 - 2) xxxxxxxxx
 - 3) Be entitled to free medical care including subsistence, medicines and medical attendance in any government hospital or institution: Provided, that such hospital care shall include surgery or surgical expenses, medicines, x-rays, laboratory fees, and other hospital expenses.

In case of [extreme urgency] EMERGENCY, where there is no available government hospital or institution, the barangay official concerned may submit himself for immediate medical attendance to the nearest private clinic, hospital or institution and the expenses not exceeding [Five Thousand Pesos (P 5,000)] SEVEN THOUSAND PESOS (P 7,000) that may be incurred therein shall be chargeable against the funds of the barangay concerned.

4) xxxxxxxx

5) xxxxxxxx

c) xxxxxxxx

d) xxxxxxxx

E) THE *PUNONG BARANGAY* AND THE *SANGGUNIANG BARANGAY* MEMBERS WHO HAVE COMPLETELY SERVED THREE (3) CONSECUTIVE TERMS SHALL BE ELIGIBLE FOR A GRATUITY PAY IN A LUMP SUM AMOUNT OF ONE HUNDRED FIFTY THOUSAND PESOS (P 150,000) FOR THE *PUNONG BARANGAY* AND ONE HUNDRED THOUSAND PESOS (P 100,000) FOR A MEMBER OF THE *SANGGUNIANG BARANGAY*; PROVIDED, THAT THE DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT (DILG) SHALL FORMULATE AND ISSUE THE IMPLEMENTING RULES AND REGULATIONS FOR THE IMPLEMENTATION OF THIS PROVISION; PROVIDED FURTHER, THAT THE DILG SHALL, IN THE SUCCEEDING YEAR AFTER THE EFFECTIVITY OF THIS ACT, REGULARLY INCLUDE IN ITS ANNUAL APPROPRIATION AN AMOUNT CORRESPONDING TO THE TOTAL GRATUITY PAY DUE TO ALL QUALIFIED AWARDEES; PROVIDED FINALLY, THAT THIS PROVISION SHALL APPLY RETROACTIVELY.

F) PROVIDED THAT THE BENEFITS HEREIN GRANTED TO THE BARANGAY HEALTH WORKERS SHALL BE WITHOUT PREJUDICE TO THE PROVISIONS OF SECTION 4, SECTION 6 AND SECTION 7 OF REPUBLIC ACT NO. 7833.

SECTION 4. *Separability Clause* - If any provision or section of this Act is declared unconstitutional or invalid, such portions remaining thereby shall remain in full force and effect.

SECTION 5. *Repealing Clause* - All laws, decrees, executive orders and issuances inconsistent with the provisions of this Act are hereby deemed modified or repealed accordingly.

SECTION 6. *Effectivity Clause* - This Act shall take effect fifteen (15) days after its complete publication in at least two (2) newspapers of general circulation.

Approved.