

REPUBLIC OF THE PHILIPPINES
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

FIFTEENTH CONGRESS
Second Regular Session



COMMITTEE REPORT NO. **2381**

Submitted by the Committee on Suffrage and Electoral Reforms
on 04 SEP.2012

Re : House Bill No. **6528**

Recommending Its Approval In Substitution Of HB No. 3710

Sponsors : Representatives Elpidio F. Barzaga, Jr.,
Julieta R. Cortuna, Mariano U. Piamonte,
Dante Antonio L. Tinio and
Andres D. Salvacion, Jr.

Mr. Speaker:

The Committee on Suffrage and Electoral Reforms, to which was referred House Bill No. 3710 introduced by the Hon. Julieta R. Cortuna, entitled:

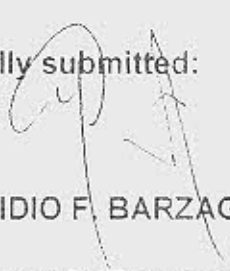
"AN ACT
INSTITUTING A COMPULSORY INSURANCE
FOR MEMBERS OF THE BOARD OF ELECTION INSPECTORS
FOR EVERY NATIONAL AND LOCAL ELECTIONS"

has considered the same and recommends that the attached House Bill No. **6528** entitled:

"AN ACT
INSTITUTING A COMPULSORY INSURANCE FOR MEMBERS OF THE
BOARD OF ELECTION INSPECTORS (BEI), SPECIAL BOARD OF ELECTION
INSPECTORS (SBEI), THE BOARD OF ELECTION TELLERS (BET) AND
THEIR SUPPORT STAFF FOR EVERY NATIONAL AND LOCAL ELECTIONS"

be approved in substitution of House Bill No. 3710 with Reps. Cortuna, Piamonte, Tinio and Salvacion as authors thereof.

Respectfully submitted:



HON. ELPIDIO F. BARZAGA, JR.
Chairman
Committee on Suffrage and Electoral
Reforms



Republic of the Philippines
House of Representatives
Batasan Hills, Quezon City

FIFTEENTH CONGRESS
Second Regular Session

House Bill No. **6528**
(In substitution to House Bill No. 3710)

Introduced by the Honorable Representatives
Juliet R. Cortuna, Mariano U. Piamonte,
Antonio L. Tinio and Andres D. Salvacion, Jr.

AN ACT
INSTITUTING A COMPULSORY INSURANCE FOR MEMBERS OF THE
BOARD OF ELECTION INSPECTORS (BEI), SPECIAL BOARD OF
ELECTION INSPECTORS (SBEI), THE BOARD OF ELECTION
TELLERS (BET) AND THEIR SUPPORT STAFF FOR EVERY
NATIONAL AND LOCAL ELECTIONS

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

1 **SECTION 1. Short Title** - This Act shall be known as the "Election Officer / Staff
2 Insurance Act of 2012."

3 **SEC. 2. Compulsory Coverage** - Coverage in the insurance shall be compulsory
4 for all persons receiving honoraria from the Commission as members of BEI,
5 SBEI, BET and their support staff, irrespective of appointment, except members of
6 the Armed Forces of the Philippines and the Philippine National Police deputized

1 by the Commission to ensure free, orderly, honest, peaceful and credible election.
2 Provided, however, that in case members of the AFP and PNP being appointed to
3 act as members of BEI, SBEI or BET they shall likewise be covered by the
4 insurance provided for by this Act.

5 **SEC. 3. Definition of Terms** - In this Act,

6 1) **Commission** refers to the Commission on Elections;

7 2) **BEI** refers to the Board of Election Inspectors;

8 3) **SBEI** refers to the Special Board of Election Inspectors;

9 4) **BET** refers to the Board of Election Tellers;

10 5) **GSIS** refers to the Government Service Insurance System;

11 6) **Election Related-Risk** refers to any death or injury happening on the
12 occasion of or during the performance of duties relating to the election; and

13 7) **Beneficiaries** refer to the spouse until the spouse remarries, the
14 legitimate, legitimated or legally adopted, and illegitimate children, who
15 shall be the primary beneficiaries of the member: Provided, That the
16 illegitimate children shall be entitled to fifty percent (50%) of the share of
17 the legitimate, legitimated or legally adopted children: Provided, further,
18 That in the absence of the legitimate, legitimated children of the member,
19 the dependent illegitimate children shall be entitled to one hundred percent
20 (100%) of the benefits. In their absence, the parents shall be the secondary
21 beneficiaries of the member, and in the absence of all the foregoing, any
22 other person designated by the member as the secondary beneficiary shall be
23 entitled to one hundred percent (100%) of the benefits.

24 **SEC. 4. Commencement/Termination of Coverage** - The insurance coverage shall
25 commence from the time the insured is exposed to any election-related risk,
26 starting from but not limited to the acquisition of election paraphernalia and it shall
27 be terminated upon the proper turn-over of the same to the appropriate receiving
28 officer or until any election-related risk is not present anymore.

29 **SEC. 5. Payment of Premium** - It shall be mandatory for the Commission to pay
30 the corresponding premium to be determined by the GSIS.

1 a) The Commission shall include in its annual appropriation the necessary
2 amounts for the premiums as determined by the GSIS.

3 b) It shall be mandatory and compulsory for the Commission to include the
4 payment of the premiums in its annual appropriations.

5 **SEC. 6. *Collection and Remittance of Premium* –**

6 a) The Commission shall report to the GSIS the names of all its appointed or
7 designated BEIs on a given election, their corresponding appointment status,
8 positions, honoraria and such other pertinent information as may be required
9 by the GSIS.

10 b) The Commission shall remit directly to the GSIS the required premiums
11 within ten (10) days after the constitution or appointment of the Board of
12 Election Inspectors. The Commission shall furnish GSIS a list of those who
13 actually served during elections as members of BEI, SBEI or BLT, who after
14 their appointment, are substituted by other teachers or employees.

15 **SEC. 7. *Benefits*** – Notwithstanding any benefit provided for by the GSIS or any
16 institution granting the same to the insured, the insured shall be entitled to the
17 following benefits:

18 a) **Death Benefits** - The amount of Two Hundred Thousand Pesos
19 (P200,000) shall be awarded to the beneficiaries on the first year of
20 implementation of this law. Such amount shall be reviewed by the GSIS
21 every three (3) years thereafter, but in no case shall be lower than the above
22 provided amount.

23
24 b) **Hospitalization Benefits** – The insurance shall cover the hospitalization
25 and medical expenses of the insured beneficiary until recovery.

26 **SEC. 8. *Administration of Funds*** - The funds collected by the GSIS shall not be
27 used for purposes other than what are provided for by this Act.

28 **SEC. 9. *Exemption from Tax and Legal Processes*** – Premiums for the life
29 insurance paid by the Commission to GSIS and the benefits paid by the GSIS to
30 the BEI, SBEI, BET and their supports staff shall be exempted from income tax. It
31 shall likewise be exempted from attachment, garnishment, execution, levy or other

1 processes issued by the courts, quasi-judicial bodies or other administrative
2 agencies including Commission on Audit (COA).

3 **SEC. 10. *Implementing Body*** – The Government Service Insurance System, as
4 created under Republic Act No. 8291, shall implement the provisions of this Act.

5 **SEC. 11. *Repealing Clause*** - All laws, rules and regulations that may be
6 inconsistent with the provisions of this Act are hereby repealed or amended
7 accordingly.

8 **SEC. 12. *Separability Clause*** - If any of the sections or provisions of this Act is
9 adjudged invalid, all its other provisions not affected thereby shall remain in force.

10 **SEC. 13. *Effectivity Clause*** - This Act shall take effect fifteen (15) days after its
11 complete publication in the *Official Gazette* or in at least two (2) newspapers of
12 general circulation, whichever comes earlier.

13
14 Approved,

FACT SHEET

House Bill No. 6528
(In substitution of HB No. 3710)

AN ACT INSTITUTING A COMPULSORY INSURANCE FOR MEMBERS OF THE BOARD OF ELECTION INSPECTORS (BEI), SPECIAL BOARD OF ELECTION INSPECTORS (SBEI), THE BOARD OF ELECTION TELLERS (BET) AND THEIR SUPPORT STAFF FOR EVERY NATIONAL AND LOCAL ELECTIONS

*Introduced by: REPS. JULIET R. CORTUNA, MARIANO U. PIAMONTE,
ANTONIO L. TINIO & ANDRES D. SALVACION, JR.*

*Committee Referral: Committee on Suffrage and Electoral Reforms
Committee Chairperson: HON. ELPIDIO F. BARZAGA, JR.*

OBJECTIVE:

- To recognize the role of the members of the BEI, SBEI, the BET and their support staff and the danger that attends it providing them compulsory insurance coverage.

KEY PROVISION:

- Mandates that insurance shall be compulsory for members of the BEI, SBEI, BET and their support staff for every national and local elections.
- States that the insurance coverage shall commence from the time the insured is exposed to any election-related risk, starting from but not limited to the acquisition of election paraphernalia and it shall be terminated upon the proper turn-over of the same to the appropriate receiving officer or until any election-related risk is no longer present.
- Provides that the Commission on Elections shall pay the corresponding premium to be determined by the Government Service Insurance System.
- Mandates that the death benefits shall include the awarding of two hundred thousand pesos (P200,000.00) to the beneficiaries on the first year of implementation of this law and the insurance coverage shall also include hospitalization and medical expenses of the injured beneficiary until his/her recovery notwithstanding any benefits provided for by the CSIS or any institution granting the same to the insured.

RELATED LAWS:

- Omnibus Election Code
- Republic Act No. 8291