

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SIXTEENTH (16TH) CONGRESS
First Regular Session

House Bill No. **1764**

Introduced by **Hon. Joseph Gilbert F. Violago**



EXPLANATORY NOTE

In the implementation of government policies, plans and programs, the Barangay, as the basic political unit of the country, plays a very significant role. It serves as the frontline of the government's initiatives for national development at the grassroots level.

The Barangay Captain, as Executive Officer, implements developmental projects of the government. Over time, the Barangay had evolved as a critical factor in the implementation and success of the government's law enforcement agenda. In the performance of their functions, Barangay Captains inevitably cross paths with criminals. It comes with the territory. It is a fact that a good number of Barangay Captains and their families have become the victims of vengeance and retaliation.

This bill attempts to provide supplemental benefits to Barangay Captains for death, injuries and sickness that they will sustain in the conduct of their official duties and functions. The measure goes beyond rhetorical appreciation and provides a certain level of comfort for the difficult work they perform and all the attendant risks that they are exposed to. For these reasons, it is but fitting that Barangay Captains should be given refuge in the law.

In view of the foregoing considerations, immediate passage of this bill is earnestly sought.


HON. JOSEPH F. VIOLAGO
Representative
2ND District, Nueva Ecija

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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 2010."

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

- (a) Death benefit in the amount of Two Hundred Fifty Thousand Pesos (P250,000.00) caused by assassination, accident and other similar circumstances while in the conduct of, or related to the performance of, their official duties and functions;
- (b) Burial expenses in an amount not exceeding Fifty Thousand Pesos (P50,000.00) ; and
- (c) Entitlement to reimbursement for actual medical expenses in an amount not exceeding One Hundred Thousand Pesos (P100,000.00) 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 any of 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; or
- (e) Such analogous grounds and circumstances.

SEC. 4. Presumption. - For purposes of this Act, it shall be *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. Appropriations. - 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 the effectivity of this Act. 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 Clause. - This Act shall take effect fifteen (15) days after publication in the Official Gazette and two (2) newspapers of general circulations.

Approved,