



HOUSE OF REPRESENTATIVES

H. No. 10744

BY REPRESENTATIVES ALBA, OLIVAREZ, BARBA, IWAY, CRUZ (R.), MATIBAG, DY (F.), MARCOS, TINIO, MACASAET, HERNANDEZ (R.), COLLANTES, LAGON (S.), PANTOJA, SAN FERNANDO, LEGACION, DAZA, MARQUEZ, TANJUATCO, GULLAS, RODRIGUEZ (M.), RODRIGUEZ (R.), AUMENTADO, ENVERGA, ALMARIO (C.M.), CHUA, BERNOS (J.), SALCEDA, AQUINO, VERGARA AND ARENAS

AN ACT

PROVIDING FOR THE CONTINUED GSIS MEMBERSHIP OF QUALIFIED FORMER OR SEPARATED NON-CAREER GOVERNMENT EMPLOYEES THROUGH VOLUNTARY PREMIUM CONTRIBUTIONS, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 8291, OTHERWISE KNOWN AS THE “GOVERNMENT SERVICE INSURANCE SYSTEM ACT OF 1997”

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

1 **SECTION 1.** Section 13 (b) of Republic Act (RA) No. 8291, otherwise known as
2 “The Government Service Insurance System Act of 1997”, is hereby amended to read as
3 follows:
4

5 **“SEC. 13. *Retirement Benefits.* – (a) Retirement benefits shall be**
6

7 (1) x x x

8 (2) x x x

1 (b) Unless the service is extended by appropriate authorities,
2 retirement shall be compulsory for an employee at sixty-five (65) years of
3 age, with at least fifteen (15) years of service: *Provided*, That [if he] A
4 **MEMBER WHO** has less than fifteen (15) years of service [, he] may be
5 allowed to continue in the service in accordance with existing civil service
6 rules and regulations[.]: **PROVIDED, FURTHER, THAT MEMBERS IN THE**
7 **NON-CAREER SERVICE, AS DEFINED IN SECTION 9, CHAPTER 2,**
8 **SUBTITLE A, TITLE I, BOOK V, OF EXECUTIVE ORDER NO. 292,**
9 **OTHERWISE KNOWN AS THE “ADMINISTRATIVE CODE OF 1987,”**
10 **MAY CONTINUE PAYING PREMIUM CONTRIBUTIONS TO THE GSIS**
11 **PURSUANT TO SECTION 13-B HEREOF, IN ORDER TO QUALIFY FOR**
12 **RETIREMENT AND OTHER APPLICABLE BENEFITS UNDER THIS**
13 **ACT.”**
14

15 **SEC. 2.** Section 13-A of RA 8291 is hereby amended to read as follows:
16

17 **“SEC. 13-A. *Conditions for Entitlement.*** – A member who retires
18 from the service shall be entitled to the retirement benefits in paragraph (a)
19 of Section 13 hereof: *Provided*, That **THE MEMBER:**
20

21 (1) [he] has rendered at least fifteen (15) years of service;
22

23 (2) [he] is at least sixty (60) years of age at the time of
24 retirement; and
25

26 (3) [he] is not receiving a monthly pension benefit from
27 permanent total disability.
28

29 **FOR PURPOSES OF THIS SECTION, PERIODS COVERED BY**
30 **VOLUNTARY PREMIUM CONTRIBUTIONS MADE UNDER SECTION 13-**
31 **B HEREOF SHALL BE CREDITED AS GOVERNMENT SERVICE.”**
32

33 **SEC. 3.** A new Section 13-B is hereby inserted to RA 8291, to read as follows:
34

35 **“SEC. 13-B. *OPTIONAL VOLUNTARY CONTRIBUTIONS FOR***
36 ***NON-CAREER SERVICE MEMBERS.*** – A FORMER OR SEPARATED
37 **MEMBER IN THE NON-CAREER SERVICE WHO HAS NOT**
38 **COMPLETED THE REQUIRED FIFTEEN (15) YEARS OF SERVICE TO**
39 **QUALIFY FOR RETIREMENT BENEFITS UNDER THIS ACT MAY BE**
40 **ALLOWED TO CONTINUE PAYING THE FULL PREMIUM**

1 CONTRIBUTIONS, REPRESENTING BOTH THE PERSONAL AND
2 GOVERNMENT SHARES, UNTIL SUCH MEMBER HAS COMPLETED
3 THE MINIMUM CREDITABLE SERVICE REQUIRED FOR RETIREMENT
4 BENEFITS.
5

6 THE PAYMENT OF VOLUNTARY CONTRIBUTIONS UNDER THIS
7 SECTION SHALL BE SUBJECT TO ACTUARIAL, ADMINISTRATIVE,
8 AND DOCUMENTARY REQUIREMENTS AS MAY BE PRESCRIBED BY
9 THE GSIS:
10

11 *PROVIDED, HOWEVER, THAT THE GSIS MAY ALLOW A*
12 *MEMBER TO PAY PREMIUMS BASED ON A LOWER SALARY GRADE*
13 *OR COMPENSATION RATE, UNDER REASONABLE TERMS AND*
14 *CONDITIONS, TO PROVIDE FLEXIBILITY AND AFFORDABILITY ON*
15 *THE PART OF THE MEMBER.*
16

17 NO BENEFIT UNDER THIS SECTION SHALL BE GRANTED
18 UNLESS THE REQUIRED PREMIUM CONTRIBUTIONS HAVE BEEN
19 FULLY PAID.”
20

21 **SEC. 4.** Nothing herein shall diminish the retirement, separation, or other benefits
22 already enjoyed under the existing laws by qualified members at the time of retirement.
23

24 **SEC. 5.** Within sixty (60) days after the effectivity of this Act, the Government
25 Service Insurance System shall, in consultation with the Civil Service Commission,
26 promulgate the rules and regulations to implement this Act.
27

28 **SEC. 6.** If any provision of this Act or part hereof is declared unconstitutional or
29 invalid, the remaining provisions not affected thereby shall remain in full force and effect.
30

31 **SEC. 7.** All laws, decrees, executive and administrative orders, rules and
32 regulations, or parts thereof inconsistent with the provisions of this Act are hereby
33 repealed, amended, or modified accordingly.
34

35 **SEC. 8.** This Act shall take effect fifteen (15) days after its publication in the *Official*
36 *Gazette* or in a newspaper of general circulation.

Approved,