



HOUSE OF REPRESENTATIVES

Introduced by Representative Maximo B. Rodriguez, Jr.

House Bill No. **4001**

EXPLANATORY NOTE

This bill was originally introduced as House Bill No. 3317 during the 15th Congress where it was approved on 3rd reading and was transmitted to the Senate where it was not acted upon. It was again re-filed during the 16th Congress.

The barangay has been historically viewed as a mere political unit tasked to organize the political life of a community. However, the barangay must now assume a more activist role in generating employment and income for its members, notably the unemployed. Since the barangay is the government unit closest to the people where certain levels of executive, legislative and judicial functions are bestowed, it is the proper vehicle to actualize the vision of people empowerment.

Further, from its incorporation into the local government units, barangay captains have become more active in community governance and public service. Through various enactments, barangay captains have been obliged to take various responsibilities which include, among others, keeping the peace through the organization of foot patrols; arbitrating differences between community members; assisting in the conduct of elections, and most recently, assisting in the evacuation of communities in disaster areas caused by natural calamity or war.

In these instances, it is not uncommon for barangay captains to literally be in the front of a firing line. As in fact, several barangay captains have lost their lives in the service of their communities against criminals.

Most often, barangay captains assume these responsibilities with little compensation. Moreover, the danger associated with these functions puts them in a higher risk in terms of insurance coverage. More importantly, the present insurance coverage pursuant to Republic Act No. 8291 covering all government officials is inadequate with regard to the payment of medical, death and burial expenses.

As such, this bill seeks to provide additional insurance benefits to barangay captains over and above what they are currently receiving under the GSIS in recognition of their contribution to the community and as an encouragement for them to honestly continue their public service.

A handwritten signature in dark ink, appearing to be "Max", written in a cursive, flowing style.

MAXIMO B. RODRIGUEZ, JR.

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AN ACT

PROVIDING ALL BARANGAY OFFICIALS, INCLUDING BARANGAY TANODS, MEMBERS OF THE LUPON NG TAGAPAMAYAPA, BARANGAY HEALTH WORKERS AND BARANGAY DAY CARE WORKERS, A LUMP SUM RETIREMENT PAY EQUIVALENT TO ONE (1) YEAR HONORARIUM, AMENDING FOR THE PURPOSE SECTION 393 OF REPUBLIC ACT NO. 7160, AS AMENDED, OTHERWISE KNOWN AS THE "LOCAL GOVERNMENT CODE OF 1991"

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

SECTION 1. Section 393 of Republic Act No. 7160, as amended, otherwise known as the "Local Government Code of 1991", is hereby amended to read as follows:

"SEC. 393. *Benefits of Barangay Officials.* – (a) Barangay officials, including 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 (P1,000.00) per month for the punong barangay and Six hundred pesos (P600.00) per month for the sangguniang barangay members, barangay treasurer, and barangay secretary. *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) x x x

"(1) x x x

"(2) x x x

"(3) BE ENTITLED TO A LUMP SUM RETIREMENT PAY EQUIVALENT TO ONE (1) YEAR HONORARIUM, BUT IN NO CASE SHALL EXCEED ONE HUNDRED THOUSAND PESOS (P100,000.00) TO BE TAKEN FROM THE BARANGAY RETIREMENT FUND: *PROVIDED, HOWEVER,* THAT A RETIREE IS AT LEAST SIXTY (60) YEARS OF AGE WITH A MINIMUM OF NINE (9) YEARS IN SERVICE AT THE TIME OF THE RETIREMENT.

"AS USED IN THIS SUBSECTION, THE TERM 'RETIREE' SHALL INCLUDE ALL BARANGAY OFFICIALS, INCLUDING BARANGAY TANODS, MEMBERS OF THE LUPON NG TAGAPAMAYAPA, BARANGAY HEALTH WORKERS AND BARANGAY DAY CARE WORKERS.

" [(3)](4) x x x

" [(4)](5) x x x

" [(5)](6) x x x

" (c) x x x

" (d) x x x."

SEC. 2. *Barangay Retirement Fund Created.* – There is hereby created a Barangay Retirement Fund (BRF) which shall be used to fund the retirement of barangay officials

mentioned in this Act. The amount equivalent to one percent (1%) of the share of the national government under Section 284 of the Local Government Code of 1991, as amended, shall be used for this purpose.

The Department of the Interior and Local Government (DILG) shall administer and ensure the appropriate disbursement of the Fund.

SEC. 3. *Rules and Regulations.* – The Department of Budget and Management, in coordination with the DILG, shall issue the necessary rules and regulations to implement this Act.

SEC. 4. *Repealing Clause.* – All laws, executive orders, issuances, rules and regulations inconsistent with this Act are hereby amended, repealed or modified accordingly.

SEC. 5. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its publication in any newspaper of general circulation.

Approved,