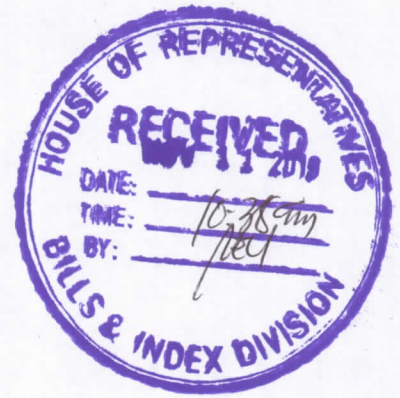


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Republic of the Philippines
HOUSE OF REPRESENTATIVES
Constitution Hills, Quezon City

EIGHTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 5402



Introduced by REP. JOHNNY T. PIMENTEL

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EXPLANATORY NOTE

16 Barangay officials, personnel and volunteer workers stand in the forefront of
17 the delivery of basic services for the smallest government unit of the nation.
18 They are placed in the grass-roots of the community to offer the most
19 accessible public service. They serve as the backbone of the nation, especially
20 in the conveyance of public interventions to the most remote areas of the
21 country. However, their own circumstance requires attention as regards to
22 their benefits and compensation that they receive from services rendered.

23
24 This Bill seeks to remedy such predicament. The Bill imposes a more
25 comprehensive set of grants for the benefits, subsidy and compensation of the
26 barangay officials, personnel and volunteers. It imposes a minimum and
27 maximum salary rate to which they are entitled to. It also requires that these
28 public servants be subject to the coverage of GSIS social insurance program,
29 PhilHealth Insurance Program, and PagIBIG Fund. Hazard Allowance, as well
30 as Death and Burial Benefits, are also granted to the barangay public
31 servants. This measure also requires that a preferential treatment in
32 government appointments for barangay officers and their conferment of civil
33 service eligibility.

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35 For our barangay officers who work tirelessly for our communities, the
36 passage of this Bill is earnestly sought.
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REP. JOHNNY T. PIMENTEL

1 Republic of the Philippines
2 **HOUSE OF REPRESENTATIVES**
3 Constitution Hills, Quezon City

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5 **EIGHTEENTH CONGRESS**
6 First Regular Session
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9 **HOUSE BILL NO. 5402**
10
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12 **Introduced by REP. JOHNNY T. PIMENTEL**

13
14 **AN ACT**
15 **PROVIDING FOR A MAGNA CARTA FOR BARANGAY OFFICIALS,**
16 **PERSONNEL AND VOLUNTEER WORKERS, AND FOR OTHER PURPOSES**
17

18 *Be it enacted by the Senate and the House of Representatives of the Philippines*
19 *in Congress assembled:*
20

21 **Section 1.** This Act shall be known as the "Magna Carta for Barangay
22 Officials, Personnel and Volunteer Workers."
23

24 **Section 2.** Barangay officials, personnel and volunteer workers shall be
25 entitled to salaries, benefits or allowances as compensation for services they
26 rendered. The Department of Budget and Management (DBM) shall develop a
27 standardized Position Classification and Compensation Scheme for Barangay
28 Officials, Personnel, and Volunteer Workers, taking into consideration the
29 educational qualification and nature of work performed and the financial
30 capability of barangay and subject to the minimum qualification standards
31 and guidelines to be prescribed by the Civil Service Commission (CSC). Such
32 position classification and compensation and compensation scheme shall
33 conform with the following guidelines:

34 a) The Position Classification and Compensation Scheme for
35 Barangay Official and Personnel shall be comprised of three
36 salary grades, namely:

- 37 i. Barangay Salary Grade I for barangay appointive
38 officials and other barangay personnel;
39 ii. Barangay Salary Grade II for barangay elective
40 officials in the *Sangguniang Barangay* and
41 *Sangguninang Kabataan* with the exception of the
42 *Punong Barangay*; and
43 iii. Barangay Salary Grade III for the *Punong Barangay*.

b) The minimum salary for barangay officials and personnel shall be as follows:

- | | |
|--------------------------------|------------|
| i. Barangay Salary Grade I | Php 7,500 |
| ii. Barangay Salary Grade II | Php 10,000 |
| iii. Barangay Salary Grade III | Php 12,500 |

The minimum salary indicated herein may be increased to a maximum rate equivalent to the first step of the following salary grade level and its corresponding salary being implemented by the city and municipality where the barangay belongs:

- | | |
|--------------------------------|-----------------|
| i. Barangay Salary Grade I | Salary Grade 6 |
| ii. Barangay Salary Grade II | Salary Grade 10 |
| iii. Barangay Salary Grade III | Salary Grade 15 |

Provided, That no barangay official or personnel shall suffer any reduction, diminution or withdrawal of salaries and benefits already enjoyed by the barangay official or personnel concerned.

c) Barangay volunteer workers shall be entitled to honoraria and other benefits, incentives or allowances to be determined in accordance with this Act.

Section 3. The Government Service Insurance System (GSIS) shall establish a social insurance program to provided life insurance and social protection to barangay officials and personnel.

Section 4. The Philippine Health Insurance Corporation (PhilHealth) shall enroll barangay officials and personnel into the National Health Insurance Program in accordance with existing laws, rules and regulations.

Section 5. Barangay officials and personnel shall be covered under the mutual provident savings system of the Home Development Mutual Fund (PagIBIG Fund).

Barangay governments shall include in its annual appropriations the amounts necessary for its share of contributions. The amount of contributions due from barangay officials and personnel and barangay governments, mode of collection and remittance of contributions, including penalties for violations thereof, shall be in accordance with Republic Act No. 9679, otherwise known as the "*Home Development Mutual Fund Law of 2009.*"

Section 6. Barangay officials, personnel and volunteer workers who render service in areas declared under state of calamity or emergency shall be entitled to hazard allowance equivalent to ten percent (10%) of their monthly salary or honoraria, whichever is applicable, until such declaration has been lifted by a competent authority.

Section 7. In the event of death of barangay officials, personnel and volunteer workers during their incumbency, their respective legal beneficiaries shall be entitled to the following death and burial benefits:

- 1 a) Barangay Salary Grade I – Five thousand pesos (Php 5,000.00)
- 2 b) Barangay Salary Grade II – Fifteen thousand pesos (Php
- 3 15,000.00)
- 4 c) Barangay Salary Grade III - Twenty-five thousand pesos (Php
- 5 25,000.00)
- 6

7 In addition to the death benefits herein provided, a burial benefit of Two
8 thousand pesos (Php 2,000.00) shall be paid to the beneficiaries of barangay
9 officials, personnel and volunteer workers within twenty-four (24) hours after
10 written notice and satisfactory proof of death.

11
12 In case of death of a barangay official, personnel or volunteer worker occurred
13 by reason, or on the occasion of the performance of their official duties and
14 functions, the legal beneficiaries of the barangay officials, personnel, or
15 volunteer worker concerned shall be entitled to twice the death and burial
16 indemnity provided herein.

17
18 **Section 8.** Qualified barangay officials, personnel and volunteer workers
19 shall be conferred with the appropriate civil service eligibility in accordance
20 with existing laws, rules and regulations.

21
22 **Section 9.** Barangay officials and personnel shall be entitled to an equitable
23 legal indemnification package in the form of legal assistance and other forms
24 of legal protection and indemnification for all legal costs and expenses
25 reasonably incurred in any administrative, civil, or criminal action, suit or
26 proceeding to which they have been made a party by reason of the
27 performance of their official functions or duties, unless they are finally
28 adjudged in such action or proceeding to be guilty of an offense.

29
30 **Section 10.** Qualified barangay personnel and volunteer workers shall be
31 accorded with preferential treatment in employment with national
32 government agencies, local government units, or government-owned or –
33 controlled corporations, subject to the minimum standards and guidelines
34 prescribed by the CSC, and in accordance with existing laws, rules and
35 regulations.

36
37 **Section 11.** The budget ceiling for annual personnel services appropriations
38 of fifty-five percent (55%) of the total annual income actually realized from
39 local sources during the next preceding fiscal year, as provided in Section
40 331(b) of the Republic Act No. 7160, as amended, otherwise known as the
41 “Local Government Code of 1991,” shall apply.

42
43 **Section 12.** The Department of Interior and Local Government (DILG) shall
44 develop, maintain and update a registry system for barangay officials,
45 personnel and volunteer workers to effectively implement the provisions of
46 this Act. The registry system shall be the basis for the release of

1 appropriations for the payment of salaries and honoraria to barangay officials,
2 personnel and volunteer workers.

3
4 **Section 13.** The DILG shall, in coordination with the DBM, Department of
5 Finance, Civil Service Commission, *Liga ng mga Barangay*, and other
6 government agencies concerned, promulgate the necessary implementing
7 rules and regulations within thirty (30) days upon the effectivity of this Act.

8
9 **Section 14.** In any provision, section or part of this Act shall be declared
10 unconstitutional or invalid, such judgment shall not affect, invalidate or
11 impair any other provisions, sections or parts hereof.

12
13 **Section 15.** All laws, acts, decrees, executive orders, issuances, and rules
14 and regulations or parts thereof which are contrary to an inconsistent with
15 this Act are hereby repealed, amended or modified accordingly.

16
17 **Section 16.** This act shall take effect fifteen (15) days following its publication
18 in at least two (2) newspapers of general circulation or in the *Official Gazette*.

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21 Approved,