

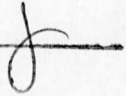


Senate
Office of the Secretary

SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

'17 FEB 22 P4:39

SENATE

FILED BY: 

COMMITTEE REPORT NO. 38

Submitted by the Committees on Civil Service, Government Reorganization and Professional Regulation; and Finance on FEB 22 2017

Re: Senate Bill No. 453

Recommending its approval with amendments

Sponsor: Senator Antonio Trillanes IV

MR. PRESIDENT:

The Committees on Civil Service, Government Reorganization and Professional Regulation; and Finance to which was referred Senate Bill No. 453, introduced by Senator Antonio "Sonny" F. Trillanes IV, entitled:

"AN ACT GRANTING SURVIVORSHIP BENEFITS TO THE SURVIVING LEGITIMATE SPOUSE OF A DECEASED RETIRED MEMBER OF THE OFFICE OF SOLICITOR GENERAL"

have considered the same and have the honor to report back to the Senate with the recommendation that Senate Bill No. 453 be approved with amendments:

1. On page 1, line 2, between the word "the" and "OSG" insert the word "OFFICE OF THE SOLICITOR GENERAL".
2. On page 1, line 4, between the word "dependent" and "children" insert the word "CHILD OR"

3. On page 1, line 10, delete the word "defect" after the word "physical" and replace the same with the word "DISABILITY".
4. On page 2, from lines 2 to 9, delete the phrase "*Provided furthermore*, That the surviving legitimate spouse or dependent child receiving the benefits shall not, if he/she is a member of the bar, appear as counsel before any court in any civil case wherein the government or any subdivision or instrumentality thereof is the adverse party, or in any criminal case wherein an incumbent or former officer or employee of the government is accused of an offense committed in relation to his/her office, or collect any fee for his/her appearance in any administrative proceeding; and when the surviving legitimate spouse or dependent child shall assume an elective public office, he/she shall not, upon assumption of the office and during his/her term, receive the said benefits.".
5. Finally, on the Title of the bill to be replace and to be read as "AN ACT GRANTING SURVIVORSHIP BENEFITS TO THE SURVIVING LEGITIMATE SPOUSE OR DEPENDENT CHILD OR CHILDREN OF A DECEASED MEMBER, WHETHER IN ACTIVE SERVICE OR RETIRED, OF THE OFFICE OF THE SOLICITOR GENERAL."

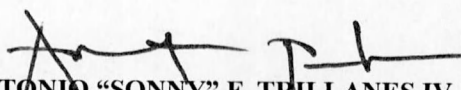
RESPECTFULLY SUBMITTED:

Chairpersons



LOREN LEGARDA

Committee on Finance
Member, Committee on Civil Service,
Government Reorganization and Professional
Regulation



ANTONIO "SONNY" F. TRILLANES IV

Committee on Civil Service, Government
Reorganization and Professional Regulation
Member, Committee on Finance

Vice- Chairpersons

CYNTHIA A. VILLAR

Committee on Finance
Member, Committee on Civil Service,
Government Reorganization and Professional
Regulation

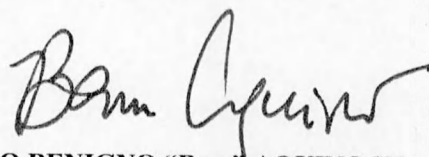


FRANCIS G. ESCUDERO

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Member, Committee on Finance

PANFILO M. LACSON

Committee on Finance



PAOLO BENIGNO "Bam" AQUINO IV

Committee on Finance



SONNY ANGARA

Committee on Finance

Members



GREGORIO B. HONASAN II

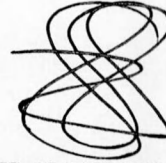
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Reorganization and Professional Regulation; and
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GRACE POE

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MARIA LOURDES NANCY S. BINAY
Committee on Finance



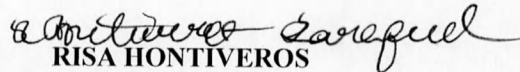
EMMANUEL "MANNY" D. PACQUIAO
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RICHARD J. GORDON
Committee on Finance

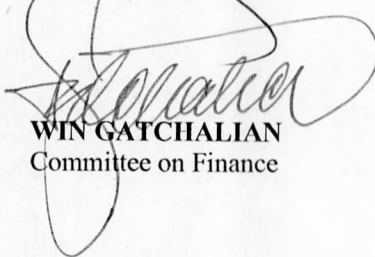
JOSEPH VICTOR G. EJERCITO
Committee on Finance



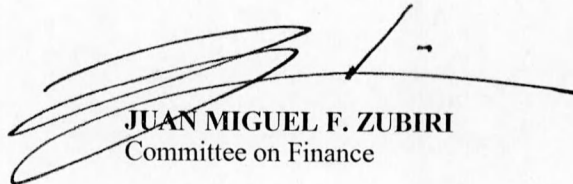
FRANCIS N. RANGILINAN
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RISA HONTIVEROS
Committee on Finance



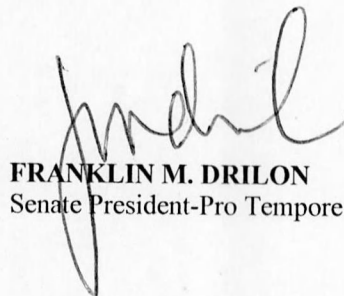
WIN GATCHALIAN
Committee on Finance



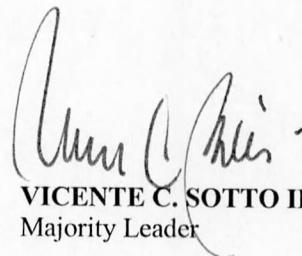
JUAN MIGUEL F. ZUBIRI
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JOEL VILLANUEVA
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Ex-Officio Members:



FRANKLIN M. DRILON
Senate President-Pro Tempore



VICENTE C. SOTTO III
Majority Leader



RALPH G. RECTO
Minority Leader

HON. AQUILINO 'KOKO' PIMENTEL III
President
Senate of the Philippines

SEVENTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

Seal of the Senate
Office of the Secretary

JUL 19 AM 106

SENATE

S. No. **453**

RECEIVED BY:



Introduced by Senator Antonio "Sonny" F. Trillanes IV

AN ACT
GRANTING SURVIVORSHIP BENEFITS TO THE SURVIVING LEGITIMATE
SPOUSE OF A DECEASED RETIRED MEMBER OF THE OFFICE OF SOLICITOR
GENERAL

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

1 **SECTION 1. Survivorship Benefits; Coverage.** – Upon death of a Solicitor General,
2 Assistant Solicitor General, Senior State Solicitor or State Solicitor of the OSG, if said OSG
3 Official had retired or was in the service at the time of death, the surviving legitimate spouse
4 or dependent children of said OSG Official shall be entitled to receive on a monthly basis all
5 the retirement benefits that the deceased OSG Official was receiving or entitled to receive at
6 the time of death under the provisions of the applicable retirement laws then in force. A
7 'dependent' means a legitimate, illegitimate or legally adopted child who is chiefly dependent
8 with the above-enumerated deceased OSG Officials if such dependent is not more than
9 twenty-one (21) years of age, unmarried and not gainfully employed or if such dependent,
10 regardless of age, is incapable of self-support because of mental or physical defect. The
11 surviving legitimate spouse or dependent child shall continue to receive such retirement
12 benefits during one's lifetime or until said surviving legitimate spouse remarries or the
13 dependent child marries: *Provided*, That if the surviving legitimate spouse is receiving
14 benefits under existing retirement laws, the surviving legitimate spouse or dependent child
15 shall only be entitled to the difference between the amount provided for in this Act and the
16 benefits one is receiving: *Provided further*, That said benefits shall also extend and be
17 granted to the surviving legitimate spouse or dependent children of any aforementioned

1 members of the Office of the Solicitor General who died or retired prior to the effectivity of
2 this Act. *Provided furthermore*, That the surviving legitimate spouse or dependent child
3 receiving the benefits shall not, if he/she is a member of the bar, appear as counsel before any
4 court in any civil case wherein the government or any subdivision or instrumentality thereof
5 is the adverse party, or in any criminal case wherein an incumbent or former officer or
6 employee of the government is accused of an offense committed in relation to his/her office,
7 or collect any fee for his/her appearance in any administrative proceeding; and when the
8 surviving legitimate spouse or dependent child shall assume an elective public office, he/she
9 shall not, upon assumption of office and during his/her term, receive the said benefits.

10
11 **SEC. 2. *Funding.*** Funds for the initial implementation of this Act shall be taken out
12 of the current appropriations for the retirement of officers and employees of the Office of the
13 Solicitor General and/or savings of the said office. Thereafter, such sums as may be necessary
14 for the continued implementation of this Act shall be included in the annual General
15 Appropriations Act.

16
17 **SEC. 3. *Effectivity.*** This Act shall take effect fifteen (15) days after its publication in
18 the Official Gazette or in at least two (2) newspapers of general circulation.

Approved,