Republic of the Philippines
QUEZON CITY COUNCIL
Quezon City
22nd City Council

PO22CC-023

11th Regular Session

ORDINANCE NO. SP-3161, S-2022

AN ORDINANCE ALLOWING THE COVERAGE OF HEALTH CARE AND INSURANCE BENEFITS TO BARANGAY EMPLOYEES IN QUEZON CITY AND PROVIDING GUIDELINES THEREFOR.

Introduced by Councilors EMMANUEL BANJO A. PILAR, ALFREDO "Freddy" ROXAS, VICTOR "Vic" BERNARDO and TATAY RANNIE Z. LUDOVICA.

Co-Introduced by Councilors Tany Joe "TJ" L. Calalay, Dorothy A. Delarmente, M.D., Joseph P. Juico, Nikki V. Crisologo, Charm M. Ferrer, Fernando Miguel "Mikey" F. Belmonte, Candy A. Medina, Aly Medalla, Dave C. Valmocina, Godofredo T. Liban II, Kate Galang-Coseteng, Geleen "Dok G" G. Lumbad, Albert Alvin "Chuckie" L. Antonio III, Don S. De Leon, Wencerom Benedict C. Lagumbay, Atty. Anton L. Reyes, Edgar "Egay" G. Yap, Imee A. Rillo, Raquel S. Malañgen, Irene R. Belmonte, Nanette Castelo-Daza, Marra C. Suntay, Joseph Joe Visaya, Alfred Vargas, MPA, Ram V. Medalla, Shaira "Shay" L. Liban, Aiko S. Melendez, Mutya Castelo, Maria Eleanor "Doc Ellie" R. Juan, O.D., Kristine Alexia R. Matias, Eric Z. Medina, Vito Sotto Generoso and Noe Dela Fuente.

WHEREAS, Section 15, Article II of the 1987 Philippine Constitution provides that the state shall protect and promote the right to health of the people and instill health consciousness among them;

WHEREAS, the National Government recognizes the fundamental role of the barangays in the implementation of its policies and programs in handling the COVID-19 pandemic;

WHEREAS, the Quezon City Government, through the City Mayor, Honorable Ma. Josefina G. Belmonte, recognizes that the health and safety of the entire work force is of importance and it is the right of all employees regardless of employment status to receive protection in the form of health insurance;

WHEREAS, barangay employees like other government employees are continuously exposed in health hazards and risk in fulfilling their tasks;

WHEREAS, barangay employees are one of the less paid employees in the government but despite of low salary and lack of benefits, they are on call for 24/7 and still perform their duties and responsibilities religiously;

WHEREAS, the grant of healthcare and insurance benefits to employees of every barangay in Quezon City would help them in carrying out their respective duties and responsibilities and will assist them regarding their health concerns;

WHEREAS, several enactments and circular that grant benefits to barangay employees have been passed and its implementation would benefit further the Barangay workers of one hundred forty-two (142) barangays of Quezon City if properly provided with guidelines in accordance with existing rules and regulations. This also aims that the benefits, when allowed by law, rules and regulations, such as physical examinations, emergency care services, hospitalization or in-patient care and out-patient services, insurance for pre-existing and critical illnesses, and life insurance be provided to those barangay employees when entitled thereto.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF QUEZON CITY IN REGULAR SESSION ASSEMBLED:

SECTION 1. TITLE. - This shall be known as Barangay Employees Health and Risk Benefits Ordinance of Quezon City.

SECTION 2. DECLARATION OF POLICY. - It is hereby declared the policy of the Quezon City Government to recognize the vital role of the employees of the barangays in the service for its constituents in the form of health services, cleanliness, peace and orders.

SECTION 3. COVERAGE. - Lupon Tagapamayapa, Barangay Tanods, Barangay Health Worker; Street Sweepers, and all other barangay employees hired as regular, contractual and appointed employees who, under existing laws, rules and regulations are permitted to be entitled to health insurance and/or life insurance.

SECTION 4. DEFINITION OF TERMS. - For the purpose of this ordinance the following terms are defined as follows:

4.1 Barangay - the smallest political unit of government in the Philippines and serves as the primary planning and implementing unit of government policies, plans, programs, projects, and activities in the community, and as a forum wherein the collective views of the people may be expressed, crystallized and considered, and where disputes may be amicably settled.

4.2 Health Care and Insurance Program - refers to health and insurance policy from a private or government corporation to be provided to the barangay workers of every barangay in Quezon City, which shall cover and shall not be limited to Annual Physical Examination, out-patient services, pre-natal and post-natal care, Emergency Care Services (out-patient or in-patient, Hospitalization/ In-patient services, pre-existing and critical illness, dental coverage, and life insurance provided that, general exclusions as approved by existing law and by the Insurance Commission shall apply.

4.3 Premium - refers to the amount of money appropriated by the Barangay Council through an ordinance to pay in favor of a private or public corporation for the health and risk policies procured in accordance with existing laws, rules and regulations.

SECTION 5. BENEFITS ALLOWED UNDER PHILHEALTH CIRCULAR NO. 08, S.2003. -

5.1 ***Enrollment of Barangay Personnel to the National Health Insurance Program (NHIP)****. Lupong Tagapamayapa, Barangay Tanod Brigades, other Barangay Volunteers may be provided with benefits and privileges to improve their economic and social well-being as provided for under Section 393 of the Local Government Code of 1991.*

5.2 ***Enrollment Scheme****. Lupong Tagapamayapa, Barangay Tanods and Volunteers shall be covered under the Medicare for Employed Government Sector with the barangay LGU-employer in accordance with the Enrollment Scheme as provided under Section 3 of Philhealth Circular No. 08, S.2003.*

5.3 ***Enrollment Procedures****. The barangay (LGU) shall, in accordance with Section 4 of Philhealth Circular No. 08, S.2003, cause the enrollment of the Lupong Tagapamayapa, Barangay Tanod Brigades, other Barangay Volunteers by complying with the requirements set forth in the said circular.*

5.4 ***Premium Contribution and Remittance Scheme****. The premium payment for the formal sector shall be shared by the barangay, as the employer, and the barangay official/personnel as the employee. The premium payment equivalent to the Employer Counterpart shall be sourced from the barangay funds. The Barangay however, may opt to shoulder the entire premium contribution as may be expressly provided for in a Barangay Ordinance. The LGU employer shall regularly remit to Philhealth the total monthly premium contribution through the various Philhealth-accredited banks following proper deadline of Philhealth payment.*

SECTION 6. BENEFITS ALLOWED UNDER THE LOCAL GOVERNMENT OF 1991 (REPUBLIC ACT NO. 7160). -

6.1 In accordance with Section 477 (xiii) in relation to Section 522 of Republic Act No. 7160, Members of Barangay Tanod Brigade and other service units shall be provided with group insurance with public or private insurance companies, when finances of the municipal government allow said coverage.

6.2 ***Benefits****. Subject to City Ordinances, the coverage of members of barangay tanods and other service units shall include but not be limited to death, burial accident and disability benefits.*

SECTION 7. PROVISIONS FOR PROCURING PENSION PLANS AND OTHER INSURANCE COVERAGE FROM PRIVATE INSURANCE COMPANIES. -

7.1 Subject to the provisions of Section 522 in relation to Sections 447 and 458 of the Local Government Code of 1991 (Republic Act No. 7160) when such non-remittances by the Department of Budget and Management (DBM) of the premium contributions that may be due to GSIS in favor of the barangay employees covered, barangay governments may procure for its covered employees, the allowed insurance plans and premiums.

7.2 Provided that, the barangay shall pass the necessary resolutions and determine the premiums payable in accordance with its financial capacity and in accord with the existing laws, rules and regulations.

SECTION 8. ACCIDENT INSURANCE THROUGH PHILIPPINE RED CROSS MEMBERSHIP PROGRAM. - The barangays shall encourage and arrange that barangay employees avail of the Philippine Red Cross Membership Program accident insurance through minimal amount allowable.

SECTION 9. IMPLEMENTING RULES AND REGULATIONS. - The Quezon City Government, in coordination with and through the Office of the City Mayor, Office of the City Legal Department, Office of the City Treasurer, Quezon City Health Department, Quezon City Barangay Community Relations Department, Office of the City Budget Department and other concerned entities shall issue the necessary rules and regulation to implement this ordinance.

SECTION 10. FUNDING SOURCE. - The amount necessary for the availment of the barangay for the allowed acts under this ordinance shall be charged against the respective funds of the Barangays. The amount of premium or contribution shall be determined by the capacity of the barangay to fund and allocate in the said program in accordance with law.

SECTION 11. REPEALING CLAUSE. - All ordinances, resolutions, circulars, orders, or other issuances by the Quezon City Government or part thereof which are inconsistent with any provision of this Ordinance are hereby repealed or modified accordingly.

SECTION 12. SEPARABILITY CLAUSE. - If any provisions of this Ordinance is declared void or unconstitutional, the remaining portions shall not be affected and shall remain in full force and effect.

ENACTED: October 10, 2022.

BERNARD R. HERRERA
Acting City Vice Mayor
Presiding Officer

ATTESTED:

Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III

APPROVED: OCT 3 1 2022

GIAN G. SOTTO
Acting City Mayor

CERTIFICATION

This is to certify that this Ordinance was APPROVED by the City Council on Second Reading on October 10, 2022 and was PASSED on Third/Final Reading on October 17, 2022.

Atty. JOHN THOMAS S. ALFEROS III
City Government Dept. Head III