

23 FEB 22 P12 :00

SENATE
S. No. 1916

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Introduced by SENATOR RONALD "BATO" DELA ROSA

AN ACT
AMENDING SECTION 73 AND 76 OF REPUBLIC ACT NO. 6975 OTHERWISE
KNOWN AS "AN ACT ESTABLISHING THE PHILIPPINE NATIONAL POLICE
UNDER A REORGANIZED DEPARTMENT OF THE INTERIOR AND LOCAL
GOVERNMENT, AND FOR OTHER PURPOSES", AS AMENDED, AND FOR
OTHER PURPOSES

EXPLANATORY NOTE

Section 2 of Republic Act No. 6975, as amended, provides that it is hereby the policy of the State to promote peace and order, ensure public safety and further strengthen local government capability aimed towards the effective delivery of the basic services to the citizenry through the establishment of a highly efficient and competent police force that is national in scope and civilian in character.

Thus, in the performance of their duties of ensuring that the peace and order situation in the country shall be at all times be sustained, members of the Philippine National Police (PNP) are constantly put in situations where their life and limbs are at risk. While *Republic Act No. 6975*, as amended, provides for pension benefits for members of the PNP who suffered permanent physical disability and those who died in line of duty, a 1998 amendment thereto can no longer address the needs of beneficiaries in this present day.

This proposed measure seeks to expand the total permanent physical disability benefits and death benefits of member of the PNP by mandating that adjustments be

made based on the prevailing scale of base pay of police personnel in the active service, considering said personnel retired upon reaching the age of fifty-six (56) years of age regardless of length of service, as well as allowing survivorship in case of death of the entitled member, among others.

In view of the foregoing, the passage of this measure is earnestly sought.


RONALD "BATO" DELA ROSA

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

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AN ACT
AMENDING SECTION 73 AND 76 OF REPUBLIC ACT NO. 6975 OTHERWISE KNOWN AS "AN ACT ESTABLISHING THE PHILIPPINE NATIONAL POLICE UNDER A REORGANIZED DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT, AND FOR OTHER PURPOSES", AS AMENDED, AND FOR OTHER PURPOSES

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

- 1 **SECTION 1.** Section 73 of Republic Act No. 6975, as amended, is hereby
2 amended to read as follows:
3 "**SEC. 73. TOTAL Permanent Physical Disability.** – An **A COMMISSIONED**
4 officer, ~~or non-officer~~ **A NON-COMMISSIONED OFFICER, OR POLICE CADET**
5 who is permanently and totally disabled **SUFFERS TOTAL PERMANENT PHYSICAL**
6 **DISABILITY** as a result of injuries suffered or sickness contracted in the performance
7 of his **LINE** of duty as a duly certified by the National Police Commission, upon finding
8 and certification by the appropriate medical officer, that the extent of the disability or
9 sickness renders such member unfit or unable to further perform the duties of his
10 position, shall be entitled to one-year's salary and to lifetime pension **MONTHLY LIFE**
11 **ANNUITY, THE AMOUNT OF WHICH SHALL BE** equivalent to eighty percent
12 (80%) of his/**HER** last salary **BASE AND LONGEVITY PAY COMPUTED ON THE**

1 **BASIS OF HIS/HER ACTUAL RANK HELD AT THE TIME OF DISABILITY;**
2 ***PROVIDED*, THAT IT SHALL BE SUBJECT TO ADJUSTMENT BASED ON THE**
3 **PREVAILING SCALE OF BASE PAY OF PERSONNEL IN THE ACTIVE SERVICE,**
4 in addition to other benefits as provided under existing law: ***PROVIDED FURTHER*,**
5 **THAT TOTAL PERMANENT PHYSICAL DISABILITY SHALL BE DETERMINED**
6 **BY THE NATIONAL POLICE COMMISSION UPON CERTIFICATION THAT**
7 **HE/SHE IS UNFIT OR UNABLE TO FURTHER PERFORM THE DUTIES OF**
8 **HIS/HER POSITION: *PROVIDED, FURTHERMORE*, THAT UPON REACHING**
9 **THE AGE OF FIFTY-SIX (56) YEARS OLD, HE/SHE SHALL BE CONSIDERED**
10 **RETIRED FROM SERVICE AND SHALL BE GIVEN THE BENEFITS PROVIDED**
11 **BY LAW REGARDLESS OF LENGTH OF SERVICE: *PROVIDED, FINALLY*, THAT**
12 **UPON QUALIFYING TO RETIREMENT PENSION, THE DISABILITY PENSION**
13 **UNDER THIS SECTION SHALL BE DISCONTIUNED.**

14 Should such member who has been **CONSIDERED TO HAVE A TOTAL**
15 **PERMANENT PHYSICAL DISABILITY** [~~retired under permanent total disability~~
16 ~~under this section die within five (5) years from his retirement,~~] his/**HER** surviving
17 legal spouse or if ~~there be none~~ **IN THE ABSENCE THEREOF**, the surviving
18 dependent legitimate children; shall be entitled to the ~~pension for the remainder of~~
19 ~~the five (5) years guaranteed period~~ **TOTAL PERMANENT PHYSICAL DISABILITY**
20 **PENSION OR THE RETIREMENT PENSION, AS THE CASE MAY BE:**
21 ***PROVIDED*, THAT THE TERM DEPENDENT CHILDREN SHALL INCLUDE**
22 **LEGITIMATE, ILLEGITIMATE AND LEGALLY ADOPTED CHILDREN WHO ARE**
23 **DEPENDENT ON THE DECEASED MEMBER OF THE PNP, NOT MORE THAN**
24 **TWENTY-ONE (21) YEARS OF AGE, UNMARRIED, AND NOT GAINFULLY**

1 **EMPLOYED, OR ARE INCAPABLE OF SELF-SUPPORT BECAUSE OF MENTAL**
2 **OR PHYSICAL DEFECT.”**

3 **SEC. 3.** Section 76 of Republic Act No. 6975, as amended, is hereby amended
4 to read as follows:

5 “SEC. 76. *Death and Disability Benefits.* – A uniformed personnel and/or his
6 heirs shall be entitled to all benefits relative to the death or permanent incapacity of
7 said personnel, as provided for under **SECTION 73 OF** this Act, and/or other existing
8 laws.

9 **SEC. 4. Appropriations.** – The amount necessary for the implementation of the
10 provisions of this Act shall be included in the annual General Appropriations Act
11 following its enactment into law.

12 **SEC. 5. Repealing Clause.** – All laws, decrees, orders, rules and regulations,
13 and other issuances or parts thereof which are inconsistent with this Act are hereby
14 repealed, amended or modified accordingly.

15 **SEC. 6. Effectivity.** - This Act shall take effect fifteen (15) days after its
16 publication in the Official Gazette or in at least two (2) newspapers of general
17 circulation.

Approved,