



HOUSE OF REPRESENTATIVES

H. No. 9087

BY REPRESENTATIVES FLORES, HERNANDEZ, SANCHEZ, VELOSO, YAP (E.), RODRIGUEZ, AGUINALDO, NOLASCO, FORTUN, ARENAS, FARIÑAS (R.C.), VERGARA, SAKALURAN, LOYOLA, ABUEG-ZALDIVAR, LAGMAN, OAMINAL, TEJADA, TAN (A.S.), ATIENZA, ESCUDERO, MARCOLETA, REVILLA, SAVELLANO, SINGSON-MEEHAN, AGABAS, DE VENECIA, QUIMBO, ZARATE, ERMITA-BUHAIN, BAUTISTA-BANDIGAN, CAMPOS, CUA, CUARESMA, DAZA, FARIÑAS I (R.C.), FRASCO, GASATAYA, GO (E.C.), GONZAGA, GONZALEZ, HARESCO, JALOSJOS, LIMKAICHONG, MOMO, NUÑEZ-MALANYAON, SAGARBARRIA, SALCEDA, SUAREZ (D.), SY-ALVARADO, VARGAS, VIOLAGO, ZUBIRI, ALBANO, BARBA, BASCUG, BENITEZ, BORDADO, CABREDO, CARI, DAGOOC, DALOG, DELOS SANTOS, DIMAPORO (A.), DIMAPORO (M.K.), DY (F.), DY (F.M.C.), FORTUNO, GUICO, GULLAS, GUYA, HOFER, JIMENEZ, LABADLABAD, NATIVIDAD-NAGAÑO, ORTEGA, TAMBUNTING, TIANGCO, TY (D.), VARGAS ALFONSO, BABASA, DEFENSOR (M.), ERIGUEL, GAITE, GO (M.), LACSON, ROBES, SUANSING (E.), VILLARICA, ROMUALDEZ (F.M.), ROMUALDEZ (Y.M.) AND NIETO, PER COMMITTEE REPORT No. 889

AN ACT

GRANTING SURVIVORSHIP BENEFITS TO THE SURVIVING LEGITIMATE SPOUSE AND DEPENDENT CHILDREN OF A DECEASED RETIRED MEMBER OF THE NATIONAL PROSECUTION SERVICE AND APPROPRIATING FUNDS THEREFOR

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

1 **SECTION 1.** In case of death of a retired member of the National Prosecution Service
2 (NPS) or a member thereof who is eligible to retire optionally at the time of death, the
3 surviving legitimate spouse and dependent children of said deceased member shall be
4 entitled to receive all the retirement benefits that the deceased was receiving or entitled
5 to receive.

6
7 Members of the NPS shall include all prosecutors in the Office of the Secretary of

1 Justice, the Regional Prosecution Offices and the offices of the Provincial and City
2 Prosecutors.

3
4 As used in this Act, "dependent" refers to a legitimate, illegitimate or legally
5 adopted child who is chiefly dependent on the said deceased member of the NPS if such
6 dependent is not more than twenty-one (21) years of age, unmarried and not gainfully
7 employed, or if such dependent, regardless of age, is incapable of self-support because
8 of any mental or physical defect or condition.

9
10 The surviving legitimate spouse shall continue to receive said retirement benefits
11 until such spouse remarries: *Provided*, That the surviving spouse and dependent
12 children shall each equally share the retirement benefits: *Provided, further*, That in case
13 the deceased member has no surviving legitimate or dependent children, the parents
14 of the decedent shall receive such retirement benefits.

15
16 **SEC. 2.** The amount necessary for the immediate implementation of this Act shall
17 be included in the annual General Appropriations Act.

18
19 **SEC. 3.** The benefits provided in this Act shall also be granted to the surviving
20 spouse, dependent children, or parents of the member of the NPS who died one (1)
21 year prior to the effectivity of this Act.

22
23 **SEC. 4.** Should any provision of this Act be declared invalid, the remaining
24 provisions shall continue to be in force and effect.

25
26 **SEC. 5.** All laws, presidential decrees, executive orders, proclamations,
27 memorandum orders, instructions, rules and regulations or parts thereof inconsistent
28 with this Act are hereby amended or modified accordingly.

29
30 **SEC. 6.** This Act shall take effect fifteen (15) days after its publication in the *Official*
31 *Gazette* or in a newspaper of general circulation.

Approved,