



Republic of the Philippines
Province of Ilocos Sur
Municipality of Narvacan



OFFICE OF THE SANGGUNIANG BAYAN 2019-2022

Vice Mayor/Presiding Officer:


HON. PABLITO V. SANIDAD, SR.

Sangguniang Bayan Members:


HON. EDNA C. SANIDAD


HON. JOSEPH A. TEJADA


HON. JOVENIANO B. AMPO, JR.


HON. CHARITO C. VILORIA


HON. BERNADETTE C. LIM


HON. LORETO C. CABALLES


HON. EMILIANO C. CLARIN


HON. REINA ALEXA V. ANTOLIN

ABC President:


HON. ROMULO C. REA

SK Federated President:


HON. JOEMAR GREY A. CABICO

Attested:


MARIBEL C. CORRALES
SB Secretary

Approved:


HON. LUIS "CHAVIT" C. SINGSON
Municipal Mayor

EXCERPTS FROM THE MINUTES OF THE 29TH REGULAR SESSION OF THE SANGGUNIANG BAYAN OF NARVACAN, ILOCOS SUR HELD ON AUGUST 3, 2020 AT THE MUNICIPAL SESSION HALL.

ORDINANCE NO. 36

Series of 2020

AN ORDINANCE LOCALIZING THE IMPLEMENTATION OF REPUBLIC ACT 8972, OTHERWISE KNOWN AS THE "SOLO PARENT'S WELFARE ACT OF 2000"

WHEREAS, Section 1 Article XV of the 1987 Constitution clearly provides that "The State recognizes the Filipino family as the foundation of the nation. Accordingly, it shall strengthen its solidarity and actively promote its total development";

WHEREAS, Congress enacted Republic Act 8972, otherwise known as the "Solo Parent's Act of 2000", which decrees the development of a comprehensive program of services for solo parents and their children to be carried out by the Department of Social Welfare and Development (DSWD), the Department of Health, the Department of Education, Culture, and Sports (DECS), the Department of Interior and Local Government (DILG), the Commission on Higher Education (CHED), the Technical Education and Skills Development Authority (TESDA), the National Housing Authority (NHA), the Department of Labor and Employment (DOLE) and other related government and non-government agencies.

WHEREAS, Republic Act No. 7160, otherwise known as the Local Government Code of 1991 empowers the Sangguniang Bayan, as the legislative body of the municipality, to enact ordinances, approve resolutions and appropriate funds for the general welfare of the municipality and its inhabitants pursuant to Section 16 of the said Code and in the proper exercise of the corporate powers of the municipality as provided for under Section 22 thereof;

WHEREAS, Solo Parents bear the heavy burden of raising the family and providing for their children as they are forced by their circumstances to singlehandedly perform their parental duties and responsibilities;

WHEREAS, based on data released by the Philippine Statistics Authority (PSA), there are 157,043 solo parents in the province of Ilocos Sur. This number is substantial and must therefore be given proper attention to avert consequent problems of solo parenthood such as poverty, lack of employment, children's lack of schooling and poor education, and juvenile delinquencies;

NOW THEREFORE, BE IT ORDAINED BY THE SANGGUNIAN BAYAN OF NARVACAN IN REGULAR SESSION ASSEMBLED:

ARTICLE 1. TITLE. This Ordinance shall be known as the "SOLO PARENT'S WELFARE ORDINANCE OF NARVACAN".



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ARTICLE 2. DEFINITION OF TERMS. Whenever used in this Ordinance, the following shall mean as follows:

(a) "Solo Parent" – any individual who falls under any of the following categories and registered with the Social Welfare and Development Department of the Municipality of Narvacan:

1. A woman who gives birth as a result of rape and other crimes against chastity even without a final conviction of the offender: Provided, That the mother keeps and raises the child;
2. Parent left solo or alone with the responsibility of parenthood due to death of spouse;
3. Parent left solo or alone with the responsibility of parenthood while the spouse is detained or is serving sentence for a criminal conviction for at least one (1) year;
4. Parent left solo or alone with the responsibility of parenthood due to physical and/or mental incapacity of spouse as certified by a public medical practitioner;
5. Parent left solo or alone with the responsibility of parenthood due to legal separation or de facto separation from spouse for at least one (1) year, as long as he/she is entrusted with the custody of the children;
6. Parent left solo or alone with the responsibility of parenthood due to declaration of nullity or annulment of marriage as decreed by a court or by a church as long as he/she is entrusted with the custody of the children;
7. Parent left solo or alone with the responsibility of parenthood due to abandonment of spouse for at least one (1) year;
8. Unmarried mother/father who has preferred to keep and rear her/his child/children instead of having others care for them or give them up to a welfare institution;
9. Any other person who solely provides parental care and support to a child or children;
10. Any family member who assumes the responsibility of head of family as a result of the death, abandonment, disappearance or prolonged absence of the parents or solo parent.



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- (b) "Indigent Solo Parent" – refers to one whose net income falls below the poverty threshold set by the National Economic Development Authority (NEDA) and is not receiving a monthly pension or allowance from a concerned public or private entity beyond such poverty threshold, as assessed and verified by the Narvacan Municipal Social Welfare and Development Office (NWDO).
- (c) "Children" - refer to those living with and dependent upon the solo parent for support who are unmarried, unemployed and not more than eighteen (18) years of age, or even over eighteen (18) years but are incapable of self-support because of mental and/or physical defect/disability.
- (d) "Parental responsibility" - with respect to their minor children shall refer to the rights and duties of the parents as defined in Article 220 of Executive Order No. 209, as amended, otherwise known as the "Family Code of the Philippines."
- (e) "Parental leave" - shall mean leave benefits granted to a solo parent to enable him/her to perform parental duties and responsibilities where physical presence is required.
- (f) "Flexible work schedule" - is the right granted to a solo parent employee to vary his/her arrival and departure time without affecting the core work hours as defined by the employer.

ARTICLE 3. CRITERIA FOR SUPPORT – Any solo parent who is a resident and a registered voter of Narvacan, Ilocos Sur whose income falls below the poverty threshold as set by the National Economic and Development Authority (NEDA) and subject to the assessment of the Narvacan Municipal Social Welfare and Development Office (NMSWDO) shall be eligible for assistance: Provided, however, that any solo parent whose income is above the poverty threshold shall enjoy the benefits mentioned in Sections 5, 6 and 7 of this Ordinance.

ARTICLE 4. COMPREHENSIVE PACKAGE OF SOCIAL DEVELOPMENT AND WELFARE SERVICES – A comprehensive package of social development and welfare services for solo parents and their families will be developed by the Municipal Social Welfare and Development Office (MSWDO) in coordination with a non-governmental organization with proven track record in providing services for solo parents.

The MSWDO shall coordinate with concerned agencies the implementation of the comprehensive package of social development and welfare services for solo parents and their families. The package will initially include:



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Livelihood development services which include trainings on livelihood skills, basic business management, value orientation and the provision of seed capital or job placement.

Counseling services which include individual, peer group or family counseling. This will focus on the resolution of personal relationship and role conflicts.

Parent effectiveness services which include the provision and expansion of knowledge and skills of the solo parent on early childhood development, behavior management, health care, rights and duties of parents and children.

Critical incidence stress debriefing which includes preventive stress management strategy designed to assist solo parents in coping with crisis situations and cases of abuse.

Special projects for individuals in need of protection which include temporary shelter, counseling, legal assistance, medical care, self-concept or ego-building, crisis management and spiritual enrichment.

ARTICLE 5. FLEXIBLE WORK SCHEDULE. The solo parent's employer, whose office is within the territorial jurisdiction of Narvacan, Ilocos Sur shall provide for a flexible working schedule for solo parents: Provided, That the same shall not affect individual and company productivity: Provided, further, That any employer may request exemption from the above requirements from the DOLE on certain meritorious grounds.

ARTICLE 6. WORK DISCRIMINATION. No employer shall discriminate against any solo parent employee with respect to terms and conditions of employment on account of his/her status.

ARTICLE 7. PARENTAL LEAVE. In addition to leave privileges under existing laws, parental leave of not more than seven (7) working days every year shall be granted to any solo parent employee who has rendered service of at least one (1) year.

ARTICLE 8. ADDITIONAL BENEFITS AND PRIVILEGES.

Section 1. Educational Benefits. The Municipal Social Welfare and Development Office (MSWDO) shall provide the following benefits and privileges:

a. Scholarship programs for qualified solo parent and their children in institutions of basic, tertiary, and technical/skills education; and



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b. Non-formal education programs appropriate for solo parents and their children.

Section 2. Medical Assistance. An indigent solo parent or his/her child shall be prioritized in all the medical assistance programs of the Municipal Government.

Section 3. Death or Burial Assistance. An indigent solo parent and his/her child shall be entitled to a death benefit or burial assistance of One Thousand Pesos (Php 1,000.00), without prejudice to increasing the same at the Mayor's discretion when the municipality's budget so permits;

Section 4. Livelihood Assistance. Solo parents shall have priority in the grant of livelihood assistance under any of the municipality's applicable programs or projects, subject to the qualification requirements under existing ordinance, rule, and regulation;

Section 5. Employment Assistance. Solo parents shall have priority in the employment programs of the Municipal Government subject to job matching based on qualifications and experience;

ARTICLE 9. REGISTRATION AND RECEIPT OF BENEFITS

Section 1. QUALIFICATION. An applicant seeking benefits under this Ordinance shall be qualified on the basis of the following:

- a. He/she must be a solo parent as defined under this Ordinance;
- b. He/she must be a resident of a barangay in Narvacan, Ilocos Sur as certified by the Barangay Captain. If the solo parent is a transferee from another barangay, he/she is required to secure a clearance from his/her previous barangay indicating whether or not he/she has availed of any benefits for solo parents, and the nature of such benefits;
- c. He/she must have an income equal to or below the poverty threshold set forth by NEDA; and
- d. He/she must be subject to a qualification assessment to be conducted by the Municipal Social Welfare and Development Office (MSWDO).

Section 2. REGISTRATION. Any person who needs assistance under this Ordinance shall comply with the following process:

- a. Visit the Municipal Social Welfare and Development Office (MSWDO) to manifest her/his need for assistance;



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b. Fill out an application form indicating, but not limited, to the following:

1. Name;
2. Age;
3. Address;
4. Income per month;
5. Source/s of income;
6. Number of children; and
7. Circumstances qualifying him/her as a solo parent
8. Submit the following documentary requirements:
9. Voter's ID or Certification that the applicant is a registered voter of the municipality;
10. Barangay Certification affirming that the applicant is a resident of the barangay for at least one (1) year;
11. Philippine Statistics Authority (PSA) Birth Certificate of the child/children;
12. Income Tax Return (ITR) for employed and self-employed single parent or any necessary document as a proof of financial status. In the absence thereof, a Certification from the Barangay Treasurer or Municipal Treasurer may be secured indicating the income;
13. Certification from the Barangay Captain indicating the status of the applicant as a solo parent or supporting documents such as Judicial Declaration of Nullity of Marriage, Certificate of No Marriage (CENOMAR), death certificate of spouse, or medical certificate as a proof of mental capacity, if incapacitated.
14. Undergo the necessary assessment process.

Section 3. Once the application is approved, the MSWDO shall cause the issuance of a Solo Parent Identification Card (Solo Parent ID) which shall be considered as a competent proof of identity and evidence of entitlement to the benefits under this Ordinance.

ARTICLE 10. DISQUALIFICATION. A change in the status or circumstance of the parent claiming benefits under this Act, such that he/she is no longer left alone with the responsibility of parenthood, shall terminate his/her eligibility for these benefits.

ARTICLE 11. PENALTY CLAUSE. Any commission of fraud or misrepresentation made to obtain a Solo Parent Identification Card or any improper use or abuse by any person to avail of the rights and privileges granted to solo parents and their children shall be subjected to criminal prosecution under the pertinent provision of the Revised Penal Code and shall be a ground for the automatic cancellation of the Solo Parent ID along with the benefits and privileges granted by this Ordinance.



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Any violation of ARTICLE 6 of this Ordinance shall be penalized with:

- First Offense - A fine of Php 1, 000.00
- Second Offense - A fine of Php 2,000.00
- Third Offense - A fine of Php 2,500.00 or one month imprisonment or both at the discretion of the Court.

ARTICLE 12. IMPLEMENTING RULES AND REGULATIONS. A Committee headed by the MSWDO, in coordination with the MHO, DepEd, HRMO/PESO, MPDO, MLGO and the SB Committee Chair on Social Services shall be established which shall formulate, within 30 days upon the effectivity of this Ordinance, the implementing rules and regulations in consultation with the accredited NGOs, POs and the officers of the association of Single Parents in every barangay as members of the Committee.

ARTICLE 13. APPROPRIATIONS. The amount of Fifty Thousand Pesos (P50,000.00) which is appropriated for the first year necessary to carry out the implementation of the provisions of this Ordinance shall be made after the approval of this Ordinance. The appropriation shall be included in the annual budget of the Local Government Unit of Narvacan in the General Appropriations of the year. Thereafter, appropriated budget for the succeeding years shall be re-constructed by the Municipal Social Welfare and Development Office (MSWDO) for the effectiveness of the implementation, if needed.

ARTICLE 14. REPEALING CLAUSE. Any Municipal Ordinance, rules and regulations and/or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed and/or modified accordingly.

ARTICLE 15. SEPARABILITY CLAUSE. In the event that any part or provision of this Ordinance shall be held unconstitutional or invalid, the other parts of provision hereto which are not affected thereby shall continue to be in full force and effect.

ARTICLE 16. EFFECTIVITY. The Ordinance shall take effect after ten (10) days from the date a copy thereof is posted in a bulletin board at the entrance of the municipal hall and in at least two (2) conspicuous places within Narvacan, Ilocos Sur.

ENACTED.

Sponsored by: **SBM Reina Alexa V. Antolin**
Chairman
Committee on Social Services (PWD, Gender and Development,
and Family Affairs)