

DRAFT ORDINANCE NO. 1907-006

AN ORDINANCE PROVIDING EXPANDED BENEFITS TO SOLO PARENTS OF THE MUNICIPALITY OF TAYTAY.

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WHEREAS, Article II Section 15 of the 1987 Constitution recognizes xx "the family as a basic autonomous social institution";

WHEREAS, EO No. 209 Article 70 imposes upon both spouses the duty to support the family;

WHEREAS, RA 8972 declares as a national policy the promotion of "the family as the foundation of the nation, strengthen its solidarity and ensure its total development."

WHEREAS, the Municipality recognizes the reality that, despite the imposition of joint responsibility upon the both spouses of support of the family, single or solo parents are sometimes burdened with the sole responsibility of supporting the said family.

NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF MUNICIPALITY OF TAYTAY IN REGULAR SESSION ASSEMBLED:

SECTION 1. DEFINITION OF TERMS

A. **SOLO PARENT**- this ordinance adopts the definition of solo parents in RA 8972, to wit:

- a) 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;
- b) Parent left solo or alone with the responsibility of parenthood due to death of spouse;
- c) 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;
- d) 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;
- e) 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;
- f) 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;
- g) Parent left solo or alone with the responsibility of parenthood due to abandonment of spouse for at least one (1) year;
- h) 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;
- i) Any other person who solely provides parental care and support to a child or children;

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- j) 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.

B. CHILDREN- Any person below the age of eighteen (18) years old in the custody or care of a solo parent as herein defined in this ordinance, or those beyond the age of eighteen (18) when he or she is incapable of caring for himself or herself due to any physical, mental, or psychological, or dire financial condition;

C. SOLO PARENT ID- An identification card issued by the Municipal Social Welfare Office of Taytay, identifying the person whose name appears therein as a Solo Parent entitled to the benefits of this ordinance

SECTION 2. COVERAGE- All Solo Parents who are residents of the Municipality of Taytay shall be entitled to receive the benefits of this ordinance, subject to the condition that he or she shall comply with the formal requirements imposed by this ordinance.

SECTION 3. SOLO PARENT ID- Solo parents within the coverage of this act, in order to partake of the benefits herein ordained, shall apply with the Municipal Social Welfare Office for the issuance of a Solo Parent ID. This ID shall be presented in order to avail of the benefits of this ordinance.

- a) The applicant must present any competent proof that he or she is a solo parent and a proof of residence to the Municipal Social Welfare Office. Within five (5) working days, the Municipal Social Welfare Office shall determine whether or not the applicant is covered by the provisions of this act and whether or not the evidence he or she presented is competent and duly proves that he or she is a solo parent. The applicant shall then immediately be issued with a Solo Parent ID free of charge.
- b) The Municipal Social Welfare Office shall keep of register of Solo Parents in the municipality that will be updated quarterly by the Office, and submitted to all agencies and institutions within the Municipality that solo parents may avail of any benefit of this ordinance.

SECTION 4. BENEFITS- Solo parents are entitled to the following benefits:

- A. A 20% discount on all services in Taytay Emergency Hospital.
- B. A 20% discount on all medicine or drugs purchased in Taytay Emergency Hospital and all partner hospitals or pharmacies

SECTION 5. ENTITLEMENT TO BENEFITS- The Solo Parent shall be entitled to the benefits provided for in this ordinance so as long as he or she presents the Solo Parent ID issued by the Municipality of Taytay. The Solo Parent ID shall be valid as long as the Solo Parent remains as one as defined in Section 1 of this ordinance. Likewise when the child turns eighteen (18) years old, the Solo Parent ID shall lapse, and the erstwhile Solo Parent may no longer enjoy the benefits provided for in this ordinance, *unless*, the child cannot take care of himself due to any physical, mental, psychological, or dire financial condition, *provided further*, that even if the child has already turned eighteen (18) and he or she suffers any physical, mental, or psychological condition, rendering him or her incapable of care and support of himself or herself, the Solo Parent may apply for a Solo Parent ID by complying with the formal requirements in Section 3 of this ordinance.

SECTION 6. EXCLUSIVE USE OF THE SOLO PARENT AND THE CHILD – The benefits of this ordinance may only be availed of for the exclusive benefit of the Solo Parent and his or her child as defined in this ordinance. Any Solo Parent found to be violating this provision shall be punished with reprimand recorded in by Municipal Social Welfare Office for the first violation, a final warning by the Municipal Social Welfare Office for the second violation, and confiscation of the Solo Parent ID for the third violation.

SECTION 7. PENALTIES- Any person or institution that refuses to honor the Solo Parent ID duly issued by the Municipal Social Welfare Office shall be administrably liable to the Municipal Government of Taytay

SECTION 8. REPEALING CLAUSE- All ordinances and resolutions, or parts thereof inconsistent with the provisions hereof shall be repealed or modified accordingly.

SECTION 9. SEPARABILITY CLAUSE- If for any reason any provision/s of this ordinance shall be found unconstitutional by competent authority, the other provision/s not so declared to be unconstitutional shall remain valid.

SECTION 10. EFFECTIVITY- This ordinance shall take effect (10) days after its publication in a local newspaper of general circulation and postings in conspicuous places in the Municipality.