

Republika ng Pilipinas
TANGGAPAN NG SANGGUNIANG PANLUNGSOD
Lungsod Ng Bacolod
-o0o-

CITY ORDINANCE NO. 322
DECEMBER 27, 2002

AN ORDINANCE ESTABLISHING EMBALMING SERVICES FOR PAUPERS IN THE CITY OF BACOLOD.

WHEREAS, one of the most real and recurring needs of people is embalming their dead;

WHEREAS, it is common knowledge in the City of Bacolod that many residents herein cannot afford funeral services, especially embalming and coffins, and who are often left for hours or even days waiting for assistance;

WHEREAS, in order to institutionalize and systematize efforts to assist paupers in attending to their dead, there is both a desirability and necessity to make embalming services a regular service of the City of Bacolod;

Be it ordained by the Sangguniang Panlungsod of Bacolod, that:

TITLE

This ordinance shall be known as "**AN ORDINANCE PROVIDING FOR EMBALMING SERVICES FOR PAUPERS IN THE CITY OF BACOLOD**".

ARTICLE 1 - DECLARATION OF POLICY. Pursuant to the Christian principle of preferential option for the poor, it is hereby declared a local policy of the City Government of Bacolod to provide as much as possible embalming services for its pauper or indigent constituents. The DSSD and the Barangay/Purok Officials should identify properly the deceased pauper.

ARTICLE 2 - Consequent thereto, the City Government of Bacolod should study as much as possible how it might be able to put up its own city morgue to service its pauper or indigent constituents. However, should it not be able to do so for the meantime, it shall nonetheless extend some help to enable the poor to embalm and bury their dead properly.

ARTICLE 3 - DEFINITION OF TERMS. For purposes of this ordinance, the following terms are hereby defined, to wit:

- A, **PAUPER** - A pauper is a natural person who is not engaged, or none of whose family members is engaged in any gainful employment and whose monthly income, if at all, does not exceed Three Thousand Pesos (P3,000.00).
- [Handwritten signature]*

- A. 1. He or she is not a member of SSS or GSIS or a pensioner;
- A. 2. He or she is not a life plan holder or beneficiary;
- A. 3. A bona fide resident of the Barangay for at least a period of Six (6) months and above.

B. EMBALMING SERVICES - Embalming services include those range of services as are authorized by law and practiced by the embalming industry to the end that a dead body is preserved for a maximum period of three days.

C. EMBALMER - a duly licensed person who applies, injects or introduces any chemical substance or drug or herbs internally to a dead human body for the purpose of embalming, disinfecting and preserving it.

D. FUNERAL PARLOR - is any duly licensed and authorized parlor engaged in the service of embalming and other related services for the dead as defined by law.

E. MORGUE - a place in which dead bodies are temporarily kept pending identification or burial.

ARTICLE 4 - AUTHORITY TO ENTER INTO MOAs - The Mayor may enter into a Memorandum of Agreement with any licensed embalmer of funeral parlor subject to the authority and final ratification of the Sangguniang Panlungsod.

ARTICLE 5- THE COMMITTEE - There is hereby created a Committee to be known as the Embalming Services Committee, to be composed of the City Mayor as Chairman, the City Health Officer as Vice-Chair, and the Head of the Department of Social Services, and the chairs of the SP Committee on Health and Barangay Affairs as members.

ARTICLE 6 - DUTIES AND FUNCTIONS OF THE COMMITTEE - The Committee shall only formulate rules and regulations, establish criteria or requirements, for processing of applications for availment of the services under this Ordinance, as well as the mechanics for the implementation hereof. However, as minimum requirements, the following shall be required.

- a. Death Certificate
- b. Any document evidencing the relationship of the applicant with the deceased.
- c. A certification from the barangay that the deceased and his family are not gainfully employed or do not earn more than P3,000 a month, and has no known relatives or family members who can afford embalment for the deceased.
- d. An application fee of P20.00.

After the guidelines are set, the DSSD shall be the implementing body of this ordinance.

ARTICLE 7 - SERVICES UNDER THIS ORDINANCE. An applicant whose application has been duly approved in accordance with the Implementing Rules and Regulations of this ordinance shall be entitled to a maximum of three (3) days embalment service from a duly authorized embalmer or funeral parlor. Any embalment beyond that period shall be for the personal account of the family of the deceased. The Implementing Rules and Regulations shall be subject to the approval of the Sangguniang Panlungsod.

ARTICLE 8 - PAUPER'S EMBALMENT FUND. The local government of Bacolod City is hereby mandated to set aside a fund to be taken from any available source of at least FIVE HUNDRED THOUSAND PESOS (P500,000.00) ANNUALLY for purposes of this ordinance which shall be replenished from time to time.

ARTICLE 9 - EFFECTIVITY. This ordinance shall take effect upon its approval.

CARRIED BY THE VOTE OF:

Affirmative:


Councilors: Archie S. Baribar, Roberto M. Rojas, Jude Thaddeus A. Sayson, Ana Marie V. Palermo, Celia Matea R. Flor, Jose H. Gabuat, Lyndon P. Caña, Elmer T. Sy, Bobbie M. Lucasan, Greg G. Gasataya, Reynold I. Iledan, Sonya M. Verdeflor, Arturo V. Parreño, Marx Lolue S. De La Rosa.

Negative : N o n e.

Author : Councilor Jose H. Gabuat.

Passed : December 27, 2002 (78th Regular/Special Session).

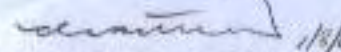
Comments: Passed.


RAMIRO L. GARCIA, JR.
Vice Mayor
Presiding Officer

1/8/03

ATTESTED:

ATTY. NILO T. ALEJANDRINO
Secretary to the Sanggunian

By: 
CONCHITA E. CASTILLO
Stenographic Reporter IV



APPROVED: January 10, 2003


LUZVIMINDA S. VALDEZ
City Mayor