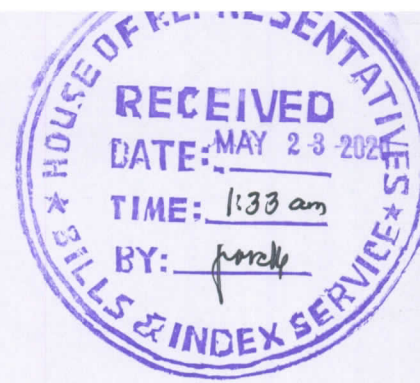


REPUBLIC OF THE PHILIPPINES  
HOUSE OF REPRESENTATIVES  
Quezon City

EIGHTEENTH CONGRESS  
First Regular Session

House Bill No. 6782



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Introduced by **HON. KRISTINE ALEXIE B. TUTOR**  
Third District, Bohol

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EXPLANATORY NOTE

In 2018, Republic Act No. 11036 or the Mental Health Act was enacted which establishes a national mental health policy to enhance the delivery of integrated mental health services and to promote and protect the rights of persons availing psychiatric, neurologic and psychosocial health services. It is a landmark legislation that ensures affordable and accessible mental health services for Filipinos.

The law further secures the rights and welfare of persons with mental health needs and mental health professionals; provide mental health services down to the barangays; integrate psychiatric, psychosocial, and neurologic services in regional, provincial, and tertiary hospitals; improve mental healthcare facilities; and promote mental health education in schools and workplaces.

For employees, a big factor of stress comes from work. Whether it's the long hours of commuting to and from the workplace, the lack of work/life balance, the excessive demands of their jobs, or the less than competitive salary, Filipino workers are constantly being subjected to stress which – according to experts – can lead to several mental health problems such as depression or even dementia. While the law is effective in raising awareness and preventing stigma about mental health conditions in the workplace, RA 11036 does not provide any compensation benefits or financial assistance in the event an employee suffers work-related mental health issues.

Hence, this amendment to RA 11036 is proposed to ensure that employees receive immediate benefits or compensation should the employee sustain temporary or permanent mental disability while in the performance of duty or by reason of his or her office or position.

In view of the foregoing, the immediate passage of the bill is earnestly sought.

  
**HON. KRISTINE ALEXIE B. TUTOR**

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AN ACT  
AMENDING CERTAIN PROVISIONS OF REPUBLIC ACT NO. 11036,  
OTHERWISE KNOWN AS THE MENTAL HEALTH ACT

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

1           **SECTION 1.** Section 5 of Republic Act No. 11036 otherwise known as the “Mental  
2 Health Act” is hereby amended to read as flows:

3           “Sec. 5. Rights of Service Users – Service users shall enjoy, on an equal and  
4 nondiscriminatory basis, all rights guaranteed by the Constitution as well as  
5 those recognized under the United Nations Universal Declaration of Human  
6 Rights and the Convention on the Rights of Persons with Disabilities and all  
7 other relevant international and regional human rights conventions and  
8 declarations, including the right to:

9                               XXX                               XXX                               XXX

10           “(U) IMMEDIATELY RECEIVE COMPENSATION BENEFITS  
11 AND/OR ANY SPECIAL FINANCIAL ASSISTANCE THAT THE  
12 SERVICE USER IS ENTITLED TO UNDER EXISTING LAWS  
13 SHOULD THE SERVICE USER SUSTAIN TEMPORARY OR  
14 PERMANENT MENTAL DISABILITY WHILE IN THE  
15 PERFORMANCE OF DUTY OR BY REASON OF HIS OR HER  
16 OFFICE OR POSITION.”

17           **SEC. 2. Repealing Clause.** – All laws, decrees, executive orders or rules and  
18 regulations contrary to or inconsistent with the provisions of this Act are hereby repealed or  
19 modified accordingly.

20           **SEC. 3. Effectivity Clause.** – This Act shall take effect fifteen (15) days after its  
21 publication in the *Official Gazette* or in any newspaper of the general circulation.

Approved,