



Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF ROXAS

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE JOURNAL OF THE 45TH REGULAR SESSION OF THE 11TH SANGGUNIANG BAYAN OF ROXAS, ORIENTAL MINDORO HELD ON 29 MAY 2023, 1:00 P.M. AT THE SANGGUNIANG BAYAN SESSION HALL.

Present:

Municipal Vice Mayor Jerwin S. Dimapilis	- Presiding Officer
Councilor Robert S. Quiatchon	- Member
Councilor John John S. Yason	- Member
Councilor Lucille T. Bacay	- Member
Councilor Juan Rafael M. Talens	- Member
Councilor Robert A. Baticos	- Member
Councilor Veil Charlleo B. Cusi	- Member
Councilor Marietta R. Pajila	- Member
Councilor Elmer P. Salibio	- President, Liga ng Barangay
Councilor Elmira May V. Tarac	- Member, MSKF President

Absent:

Councilor King Philip B. Dimapilis	- Member
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MUNICIPAL ORDINANCE NO. 13
Series of 2023

**AN ORDINANCE CODIFYING THE POLICIES AND
PROGRAMS OF THE MUNICIPALITY OF ROXAS ORIENTAL
MINDORO ON PERSONS WITH DISABILITIES (PWDs)**

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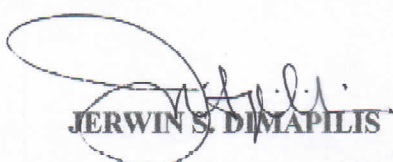
HON. JUAN RAFAEL M. TALENS
HON. VEIL CHARLLEO B. CUSI

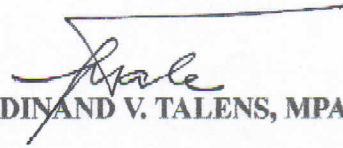
EXPLANATORY NOTE

Persons with disabilities (PWDs) due to the inherent limitations in their mobility and capability, are among the marginalized groups in the society. Thus, in consonance with social justice which provides that those who have less in life should have more in law, it is imperative for the Municipal Government of Roxas to provide all the necessary protection and benefits to PWDs.

However, availability of privileges, mechanisms, and systems is not enough; availment must also be emphasized. Awareness on PWD rights must, therefore, be increased and a single document that lays down all the laws that concerns the same will greatly help such undertaking. Hence, this PWD code is being proposed for enactment.


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TITLE ONE - GENERAL PROVISIONS

CHAPTER I. BASIC PRINCIPLES

SECTION 1. Title This Act shall be known and cited as the "Persons with Disabilities (PWD) Code of Roxas, Oriental Mindoro."

SECTION 2. Declaration of Policy. The Local Government of Roxas, in consonance with the Incheon Strategy, hereby adopts the following policies:

- a. Reduce poverty and enhance work and employment prospects;
- b. Promote participation in political processes and in decision- making;
- c. Enhance access to the physical environment, public transportation, knowledge, information and communication;
- d. Strengthen social protection
- e. Expand early intervention and education of children with disabilities;
- f. Ensure gender equality and women's empowerment
- g. Ensure disability-inclusive disaster risk reduction and management;
- h. Improve the reliability and comparability of disability data;
- i. Accelerate the harmonization of local legislation with national laws and international conventions; and
- j. Advance cooperation at all levels of society.

SECTION 3. Coverage. This Ordinance shall cover all PWDs and, to the extent herein provided, departments, offices, and agencies of the Municipality of Roxas, Oriental Mindoro, non-government organizations (NGOs), and civil society organizations (CSOs) involved in the attainment of the objectives of this Code.

CHAPTER II. ENHANCED PERSONS WITH DISABILITY IDENTIFICATION CARD (ePWD ID)

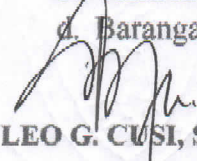
SECTION 4. The Enhanced Persons with Disability Identification Card (ePWD ID). To facilitate the efficient delivery of services, privileges, and benefits to PWDs, all PWDs in Roxas, Oriental Mindoro are hereby required to register and obtain from the Persons with Disability Affairs office (PDAO) an Enhanced Persons with Disability Identification Card (ePWD ID).

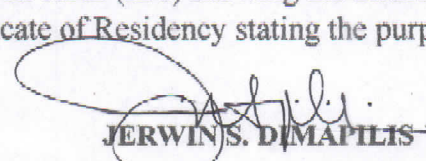
SECTION 5. PWD Database. The PDAO shall be the office primarily charged with the receipt, custody, and processing of applications for ePWD-ID.

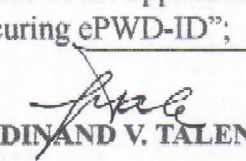
The Information Technology Office (ITO), however, is hereby tasked to create and formulate the database profiling system in accordance with the PDAO profiler form. The ITO shall collaborate with the PDAO in creating the software/program that will serve as PWD Database.

SECTION 6. Requirements. In applying for the ePWD-ID, the following documents shall be submitted:

- a. Medical Abstract issued by the PWD doctor;
- b. Medical Certificate issued by an authorized doctor of the Municipal Health Office (MHO) attesting to the applicant's disability;
- c. Valid identification cards (IDs) showing the birthdate and address of the applicant.
- d. Barangay Certificate of Residency stating the purpose "For securing ePWD-ID";


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- e. Photocopy of birth certificate of the applicant or any public document indicating that the applicant is a Filipino citizen;
- f. Photocopy of LGU Roxas Voter's ID or Voter's Certification from the Commission on Elections (COMELEC) of the applicant, or of their next of kin in the case of non-ambulatory and minor applicants; and
- g. Accomplished PDAO profile form.

As regards the taking of the applicants' photographs, all PWDs applying for ePWD-ID, whether they are first time registrants or not, shall do so personally at the PDAO, or at a designated time and accessible place provided by the PDAO, or at the respective barangays.

Community Based Rehabilitation (CBR) Specialists, Barangay Health Workers (BHWs), and Barangay Persons with Disabilities Associations (BAPDA) shall assist in the registration and/or replacement of IDs and in the taking of photographs of PWDs who, because of infirmity, cannot proceed to the PDAO or at the designated places in their respective barangays.

SECTION 7. DOH Guidelines on Categories of PWDs. For the guidance of the Health Office, the following guidelines shall be observed in determining the disability of a person:

Categories

a. Deaf and Hard of Hearing

Explanation

Refers to people with hearing loss, implies little to no hearing/ranging from mild to severe. Hearing loss, also known as hearing impairment, means the complete or partial loss of the ability to hear from one or both ears with 36 dB or greater hearing threshold, averaged at frequencies. 0.5, 1, 2, 4 kilohertz.

b. Intellectual Disability

A significantly reduced ability to understand new or complex information and to learn and apply new skills.

c. Learning Disability

Persons who, although normal in sensory, emotional and intellectual abilities, exhibit disorders in perception, listening, thinking, reading, writing, spelling, and arithmetic.

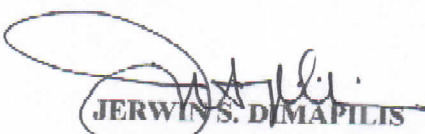
d. Mental Disability

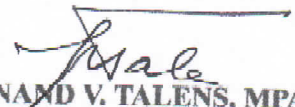
Disability resulting from organic brain syndrome and or mental illness (psychotic or non-psychotic disorder).

e. Physical Disability

Physical disability is a restriction of participation due to any physical impairment that affects a person's mobility, endurance or stamina in the safe performance of sustained physical activity, dexterity in accomplishing tasks skillfully and quality of life. Causes may be congenital, hereditary or acquired from


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trauma, infection, surgical, or medical condition and include the following disorders, namely: (1) connective tissue, musculoskeletal or orthopedic disorders (2) neurological or neuromuscular disorders (3) cardiopulmonary disorders.

f. Psychosocial Disability

Any acquired behavioral, cognitive, emotional or social impairment that limits one or more activities necessary to effective interpersonal transactions and other civilizing processes or activities to daily living such as but not limited to deviancy or anti-social behavior.

g. Speech and Language Impairment

Mean one or more speech/language disorders of voice, articulation, rhythm and/or the receptive and expressive processes of language.

h. Visual Disability

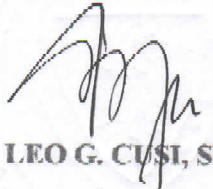
A person with visual disability (impairment) is one who has impairment of visual functioning even after treatment and/or standard refractive correction, and has visual acuity in the better eye of less than (6/18 for low vision and 3/60 for blind), or a visual field of less than 10 degrees from the point of fixation. A certain level of visual impairment is defined as legal blindness. One is legally blind when your best corrected central visual acuity in your better eye is 6/60 or worse or your side vision is 20 degrees or less in the better eye.

i. Cancer (RA No. 11215)

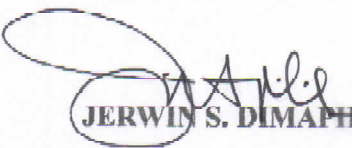
Refers to a generic term for a large group of diseases that can affect any part of the body. Other terms used are malignant tumors and neoplasm. One defining feature of cancer is the rapid creation of abnormal cells that grow beyond their usual boundaries, and which can invade adjoining parts of the body and spread to other organs

j. Rare Disease (RA No. 10747)

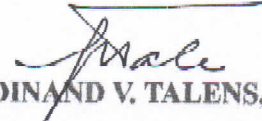
Refers to disorders such as inherited metabolic disorder, inborn errors of metabolism and other diseases with rare occurrence as recognized by the DOH and upon recommendation of NIH but excluding catastrophic (ie., life threatening, seriously debilitating or serious and chronic) forms of more frequently occurring diseases



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SECTION 8. Lost ePWD-IDs. PWDs who have lost their PWD IDs must submit an Affidavit of Loss, in addition to the other requirements provided in this code.

Section 9. Validity. The ePWD-ID shall be valid for five (5) years from the date it was issued. It shall be renewed upon expiration.

Renewal of ePWD-ID shall be free of charge, provided that the old ePWD-ID is surrendered to the PDAO together with the Certificate of Apparent or Non-Apparent Disability Form.

SECTION 10. Processing Period. The entitlements of PWDs are privileges, not rights. Thus, they are only demandable upon fulfillment of the requirements set forth in the laws that created them. Hence, ePWD-ID Cards shall be issued only after compliance with the requirements set forth in this Code.

As much as possible, the PDAO shall make the ePWD-ID available on the day of successful application. At most, the PDAO shall issue the ePWD-ID of not more than seven (7) working days, reckoned from the time of successful application.

SECTION 11. Benefits of ePWD-ID Bearers. Only PWDs who are bearers of ePWD-ID shall be entitled to the privileges being provided by the Local Government of Roxas, Oriental Mindoro to PWDs.

SECTION 12. Migrants. In accordance with the elementary rules and basic principles laid down in R.A. No. 7160, otherwise known as the "Local Government Code of 1991", only residents of Roxas, Oriental Mindoro are entitled to the ePWD-ID. Hence, PWDs who have transferred residence to Roxas, Oriental Mindoro may apply for an ePWD-ID provided that they have secured a barangay certificate of residency.

TITLE TWO - RIGHTS AND PRIVILEGES OF PERSONS WITH DISABILITIES

CHAPTER 1. EMPLOYMENT AND LIVELIHOOD

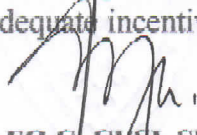
SECTION 13. Equal Opportunity for Employment. No PWD shall be denied access to opportunities for suitable employment. A qualified disabled employee shall be subject to the same terms and conditions of employment and the same compensation, privileges, benefits, fringe benefits, incentives, or allowances as a qualified able-bodied person.

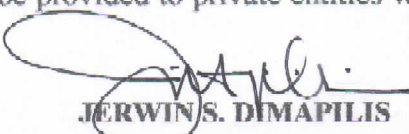
All efforts shall be exerted to ensure that at least two percent (2%) of all positions in the municipal government are occupied by PWDs. Private enterprises and Barangay Governments are highly encouraged to hire PWDs, to comprise at least one percent (1%) of their total workforce.

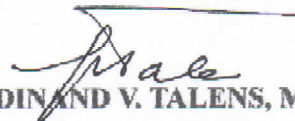
SECTION 14. Sheltered Employment. If suitable employment for PWDs cannot be found through open employment, the Local Government of Roxas, Oriental Mindoro, in partnership with national government agencies (NGAs) and private entities, shall endeavor to provide it by means of sheltered employment. In the placement of PWDs in sheltered employment, it shall regard to the individual qualities, vocational goals, and inclinations to ensure good working atmosphere and efficient production

SECTION 15. Apprenticeship. Subject to the provision of the Labor Code as amended, PWDs shall be eligible as apprentices or learners; provided that their handicap is not such as to effectively impede the performance of job operations in the particular occupation for which they are hired, provided further, that after the lapse of the period of apprenticeship if found satisfactory in the job performance, they shall be eligible for employment.

SECTION 16. Incentives for Employers. To encourage the active participation of the private sector in promoting the welfare of PWDs and to ensure gainful employment for qualified PWDs, adequate incentives shall be provided to private entities which employ PWDs. As such, the local


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