

FRAMEWORK ACT ON HEALTHY HOMES

Act No. 7166, Feb. 9, 2004
Amended by Act No. 7413, Mar. 24, 2005
Act No. 8655, Oct. 17, 2007
Act No. 8852, Feb. 29, 2008
Act No. 9932, Jan. 18, 2010

CHAPTER I GENERAL PROVISIONS

Article 1 (Purpose)

The purpose of this Act is to contribute to the realization of healthy homes by specifying the rights and duties of citizens and the responsibilities of the State, local governments, etc. with respect to healthy home life and the maintenance and development of families, by strengthening those assistance policies which are capable of contributing to the promotion of the welfare of their members, and by working out appropriate resolution methods of home problems.

Article 2 (Fundamental Principle)

A home shall be so maintained and developed as to satisfy any fundamental desire of individuals and contribute to social integration.

Article 3 (Definitions)

The definitions of terms used in this Act shall be as follows:

1. The term “family” means the fundamental group unit of society formed by marriage, blood or adoption;
2. The term “home” means a living unit in which family members are supported, brought up, protected and educated every day as a living community in which they make their living jointly or live together;
3. The term “healthy home” means a home in which the desires of family members are satisfied and their human lives are guaranteed; and
4. The term “healthy home services” means various measures to prevent and resolve problems prejudicing healthy homes (hereinafter referred to as the “home problems”) and services to strengthen home functions,

FRAMEWORK ACT ON HEALTHY HOMES

such as the support, bringing-up, protection, education, etc. of families.

Article 4 (Rights and Duties of Citizens)

(1) All citizens shall enjoy the rights to any home life enabling them to maintain their stable and human lives as family members.

(2) All citizens shall recognize the importance of homes and endeavor to promote home welfare.

Article 5 (Responsibilities of State and Local Governments)

(1) The State and local governments shall create systems and conditions necessary for the realization of healthy homes and establish and implement policies therefor.

(2) In establishing policies under paragraph (1), the State and local governments shall take into account the characteristics of family members and the types of homes.

(3) The State and local governments shall endeavor to make homes democratic, to create home-friendly environment, to realize the value of gender-equal family, and to evaluate the value of household work on a just basis.

Article 6 (Relationship to Other Acts)

In case of establishment or amendment of other Acts related to healthy home services, the State shall conform those Acts to this Act.

Article 7 (Family Value)

The family members shall jointly participate in the management of home life, such as their own support and household work, the care of dependent children, etc., and shall respect and trust each other.

Article 8 (Marriage and Delivery)

(1) All citizens shall recognize the social importance of marriage and delivery.

(2) The State and local governments shall recognize the social responsibilities for delivery and childcare and assist actively in creating appropriate delivery environment, such as the protection of the state of motherhood and the health of fetuses.

Article 9 (Prevention of Family Dissolution)

(1) All the members of a family shall endeavor to prevent the dissolution of the family.

(2) The State and local governments shall establish such systems and policies as are necessary to prevent the dissolution of families.

Article 10 (Development and Utilization of Resources of Local Communities)

The State and local governments shall, to the maximum extent possible, develop and utilize resources of local communities so as to contribute to the realization of healthy homes.

Article 11 (Provision of Information)

The State and local governments shall, to the maximum extent possible, provide family members with such information as contributes to healthy home life and shall establish management systems of information on home life.

Article 12 (Home Day)

In order to raise awareness of the importance of homes and to promote the active participation of individuals, homes and society in the realization of healthy homes, May of each year and May 15 shall be designated as Home Month and Home Day, respectively.

CHAPTER II POLICIES ON HEALTHY HOMES

Article 13 (Central Healthy Home Policy Committee)

(1) Under the Prime Minister, there shall be established a Central Healthy Home Policy Committee (hereinafter referred to as the “Central Committee”) to deliberate on major policies concerning healthy homes.

(2) The Central Committee shall deliberate on any of the following matters:

1. Matters concerning the establishment and implementation of a Master Plan for Healthy Homes;
2. Medium- and long-term development directions of healthy homes;
3. Matters concerning the improvement of healthy home systems;
4. Evaluation of healthy home policies;
5. Fundamental methods for the selection and management of personnel in exclusive charge of affairs related to healthy homes;
6. Sharing of roles and expenses between the State and a local government; and
7. Other matters which the Chairperson of the Central Committee refers to it for deliberation.

(3) Under the Central Committee, there shall be established a healthy

FRAMEWORK ACT ON HEALTHY HOMES

home working group (hereinafter referred to as the “working group”) to review and research on matters referred to in paragraph (2).

(4) The Central Committee shall, if necessary to perform its duties, have relevant public officials or experts who have professional knowledge and experience present themselves before the said Committee to hear their opinions, or request relevant agencies or organizations to render it any such assistance as the presentation of necessary data or their opinions, etc.

(5) Necessary matters concerning the composition, organization, and any other operation of the Central Committee and the operation of the working group shall be provided for in Presidential Decree.

Article 14 (City/Do Healthy Home Committee)

(1) A Special Metropolitan City, any other Metropolitan City, and a *Do* (hereinafter referred to as the “City/Do”) shall establish their respective healthy home committees (hereinafter referred to as the “City/Do committee”) to deliberate on major matters concerning healthy homes.

(2) The City/Do committee shall deliberate on any of the following matters:

1. Implementation plans for healthy homes;
2. Financial assistance for healthy homes;
3. Services related to healthy homes; and
4. Other matters which the chairperson of the City/Do committee refers to it for deliberation.

(3) Necessary matters concerning the composition, organization, and any other operation of the City/Do committee shall be provided for in Presidential Decree.

Article 15 (Establishment of Master Plan for Healthy Homes)

(1) In consultation with the heads of the central administrative agencies concerned, the Minister for Gender Equality and Family shall, every five years, establish a Master Plan for Healthy Homes (hereinafter referred to as the “Master Plan”) after deliberation by the Central Committee. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

(2) The Master Plan shall include any of the following matters:

1. Measures to promote the self-sufficiency of homes by strengthening family functions and developing home potential;
2. Promotion of family community culture for social integration and cultural

inheritance;

3. Realization of healthy homes by satisfying various desires of families;
4. Democratic family relationship and role sharing on a gender-equal basis;
5. Creation of home-friendly social environment;
6. Reduction of social costs by easing burdens of the bringing-up, support, etc. of families as well as by preventing the dissolution thereof;
7. Emergency assistance measures for families in crisis;
8. Realization of a healthy society by improving families' health; and
9. Methods for raising such funds as are related to the implementation of family assistance policies.

(3) The Master Plan shall be finally determined after deliberation by the State Council.

(4) The Minister for Gender Equality and Family shall, without delay, communicate the final Master Plan to the heads of the central administrative agencies concerned, and the Mayors of a Special Metropolitan City and other Metropolitan Cities and the governors of *Dos* (hereinafter referred to as the "Mayors/*Do* governors"). *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

Article 16 (Establishment, Implementation, etc. of Annual Implementation Plans)

(1) The Minister for Gender Equality and Family, the heads of the central administrative agencies concerned, and the Mayors/*Do* governors shall, every year, establish, carry out and evaluate implementation plans for healthy homes (hereinafter referred to as "implementation plans") in accordance with the Master Plan. In this case, the heads of the central administrative agencies concerned and the Mayors/*Do* governors shall, every year, submit such implementation plans and their performance to the Minister for Gender Equality and Family. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

(2) Necessary matters concerning the establishment, execution and evaluation of implementation plans shall be provided for in Presidential Decree.

Article 17 (Coordination, etc. of Implementation Plans of Cities/*Dos*)

(1) The Minister for Gender Equality and Family shall coordinate implementation plans of Cities/*Dos* on the basis of the Master Plan and inspect the status of the execution of those plans. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

FRAMEWORK ACT ON HEALTHY HOMES

(2) The Minister for Gender Equality and Family may require the Mayor/*Do* governor to modify an implementation plan of the City/*Do* if it is contrary to the Master Plan and other implementation plans of central administrative agencies. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

Article 18 (Request for Assistance in Establishment of Plans)

(1) The Minister for Gender Equality and Family, the heads of the central administrative agencies concerned, and the Mayors/*Do* governors may, if necessary, request the heads of relevant public institutions, social organizations or other private enterprises to assist in establishing and carrying out the Master Plan or implementation plans. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

(2) Those persons who receive any request for assistance under paragraph (1) shall comply with such request unless there is any special reason to the contrary.

Article 19 (Promotion of Education and Research)

(1) The State and local governments shall promote any research related to healthy homes and train experts thereon.

(2) The State and local governments shall continue to develop and provide educational programs for healthy homes.

Article 20 (Survey of Actual Conditions of Families)

(1) The State and local governments shall, every five years, survey actual conditions of families for the purpose of knowing actual conditions of the lives of individuals and families and the desire and demand for services for the realization of healthy homes, the prevention of home problems, etc. and publish the results of such survey.

(2) Matters necessary for survey of actual conditions of families under paragraph (1) shall be provided for in Ordinance of the Ministry of Gender Equality and Family. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

CHAPTER III HEALTHY HOME SERVICES

Article 21 (Assistance to Homes)

(1) The State and local governments shall render such assistance as is necessary to facilitate the performance of the functions of homes.

(2) Such assistance as shall be rendered under paragraph (1) shall be

as follows:

1. Assistance necessary for the mental and physical health of family members;
 2. Assistance necessary for the stabilization of economic life such as the guaranteeing of income;
 3. Assistance necessary for stable residential life;
 4. Assistance necessary for medical examinations of fetuses, delivery, and bringing-up;
 5. Assistance necessary for the maintenance of a harmonious balance between workplace and home life;
 6. Assistance necessary for the protection against hazardous environment such as obscene materials, amusement quarters and violence;
 7. Assistance necessary for the protection against domestic violence;
 8. Assistance necessary for the creation of home-friendly social environment; and
 9. Any other relevant assistance necessary for the strengthening and maintenance of the functions of healthy homes.
- (3) The State and local governments shall endeavor to diffuse a paid leave policy for the protection of the state of motherhood related to the pregnancy, delivery and breast-feeding of employed women as well as the state of fatherhood.
- (4) The State and local governments shall render active assistance to such homes as require the social protection, including single-parent homes, homes with a single aged person, homes with disabled persons, unmarried mothers' homes, collective homes, self-sufficient communities, etc. *<Amended by Act No. 8655, Oct. 17, 2007>*
- (5) Detailed matters concerning such assistance as is rendered by the State and local governments under paragraphs (2) and (4) shall be dealt with in accordance with relevant Acts.

Article 22 (Strengthening of Assistance for Bringing-up of Children)

- (1) With respect to homes in which children are brought up, the State and local governments shall actively expand the utilization of child-care and after-school services and gender-equal childcare leave systems for easing burdens of such bringing-up and for guaranteeing the right of children to pursue happiness.

FRAMEWORK ACT ON HEALTHY HOMES

(2) The State and local governments shall enhance social awareness of the value of household work and endeavor to reflect such value in relevant Acts and subordinate statutes, systems and family policies.

Article 23 (Promotion of Welfare of Family)

(1) The State and local governments shall develop and implement measures to support families in calculating and imposing insurance premiums as well as in administering benefits, etc. in connection with the operation of social security systems such as social insurance and public assistance.

(2) The State and local governments shall prepare methods for favorable treatment of families in establishing and implementing systems, policies and services in each field such as economy and society, education and culture, sports, community development, etc.

Article 24 (Promotion of Health of Families)

The State and local governments shall take comprehensive measures to promote the health of family members according to their life cycle such as babyhood and infancy, childhood, youth, middle and old age, etc.

Article 25 (Assistance for Support of Families)

(1) With respect to homes with family members requiring any assistance for support, such as babies, infants or aged persons, the State and local governments shall actively establish policies to ease burdens of such support.

(2) The State and local governments shall render active assistance to homes with family members requiring any care due to diseases or disorders and expand specialized protection facilities so that they may use those facilities.

(3) If any of family members needs the nursing due to a disease or accident requiring long-term convalescent care, the State and local governments shall establish policies for leave, etc. for medical attention of families.

Article 26 (Promotion of Democratic and Gender-Equal Family Relationship)

(1) If there is any family trouble between husband and wife or between family members, the State and local governments shall expand family assistance services and conduct various family life education, parents education, family counseling, equal family publicity, etc so as to prevent the said trouble and render advisory opinions thereon and to promote democratic and gender-equal family relationship.

(2) In intervening between a victim of domestic violence and his/her family in case of a home in which there is domestic violence, the State and local governments shall endeavor to effect expert's systematic intervention and service.

Article 27 (Promotion of Role of Family as Citizen)

(1) In order to ensure family ties and the development of family members, the State and local governments shall provide any opportunity and service to promote the role of family as citizen.

(2) The State and local governments shall endeavor to expand the participation in voluntary services by a family unit.

Article 28 (Development of Home Life Culture)

(1) The State and local governments shall raise awareness of healthy home life culture and establish assistance policies therefor.

(2) The healthy home life culture for which the State and local governments shall provide assistance, shall include any of the following matters:

1. Family leisure culture;
2. Gender-equal family culture;
3. Voluntary services by a family unit;
4. Healthy food, clothing and housing life culture;
5. Rational consumption culture;
6. Regional community culture; and
7. Other matters related to healthy home life culture.

Article 29 (Home Rites)

(1) All individuals and homes shall endeavor to establish sound home rites.

(2) The State and local governments shall establish assistance policies for the establishment of sound home rites.

Article 30 (Home Attendants)

(1) The State and local governments may, if necessary for the maintenance of healthy homes, visit homes and assist home attendants (hereinafter referred to as the "home attendants") in housework, childcare, postpartum care, nursing, etc.

(2) Home attendants shall receive necessary education as provided by Ordinance of the Ministry of Gender Equality and Family. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

(3) The State and local governments may pay any prescribed amount of money to home attendants, to such an extent as the relevant budget permits.

FRAMEWORK ACT ON HEALTHY HOMES

(4) Necessary matters concerning assistance to home attendants shall be provided for in Ordinance of the Ministry of Gender Equality and Family. *⟨Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010⟩*

Article 31 (Prevention of Divorce and Assistance to Divorced Person's Home)

(1) The State and local governments shall take necessary measures so as to ensure the substantiality of divorce conciliation such as the rendering, before a divorce, of advisory opinions to a couple intending to obtain the divorce.

(2) The State and local governments shall render a family in whose case the couple determine to obtain a divorce such services as are necessary to assist the family in various matters including the bringing-up of children, the disposition of property, emotions, etc.

(3) The State and local governments shall strengthen the effectiveness of the payment of expenses for bringing-up of children with respect to a family in whose case the couple obtain a divorce and expand the scope of the application of such payment.

Article 32 (Education on Healthy Home)

(1) The State and local governments shall conduct any education on healthy home.

(2) The contents of any education under paragraph (1) shall include any of the following subparagraphs:

1. Education on preparations for marriage;
2. Parental education;
3. Education on family ethics; and
4. Education, etc. on the realization of family value and on home life.

(3) Necessary matters concerning any education on healthy home under paragraph (1) shall be provided for in Ordinance of the Ministry of Gender Equality and Family. *⟨Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010⟩*

Article 33 (Assistance for Voluntary Services)

The State and local governments shall promote and encourage voluntary services related to healthy homes.

CHAPTER IV ORGANIZATION, ETC. IN

EXCLUSIVE CHARGE OF AFFAIRS RELATED TO HEALTHY HOMES

Article 34 (Exclusive Performance of Healthy Home Services)

The Ministry of Gender Equality and Family, a *City/Do*, and a *Si/Gun/Gu* (limited to an autonomous *Gu*; hereinafter the same shall apply) shall exclusively perform affairs for healthy home services. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

Article 35 (Establishment of Healthy Home Support Center)

(1) The State and local governments shall establish a Healthy Home Support Center (hereinafter referred to as the “Center”) in each of the central government, a *City/Do*, and a *Si/Gun/Gu* for the purposes of the prevention and resolution of home problems, the rendering of advisory opinions thereon, the development of programs for the maintenance of healthy homes, the conduct of family culture campaigns, the provision of home-related information and data.

(2) The Center shall have an expert who has knowledge and experience in relevant fields (hereinafter referred to as a “healthy home officer”) to perform healthy home services.

(3) A healthy home officer shall be a person who takes and completes all the relevant courses provided for in Ordinance of the Ministry of Gender Equality and Family, including social welfare science, home science, women science, etc., at a university, college or higher school. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

(4) Necessary matters concerning the organization and operation of the Center and the qualifications and duties of a healthy home officer shall be provided for in Presidential Decree.

(5) The operation of the Center shall be entrusted to any private organization as provided by Ordinance of the Ministry of Gender Equality and Family. *<Amended by Act No. 7413, Mar. 24, 2005; Act No. 8852, Feb. 29, 2008; Act No. 9932, Jan. 18, 2010>*

CHAPTER V SUPPLEMENTARY PROVISIONS

FRAMEWORK ACT ON HEALTHY HOMES

Article 36 (Assistance to Private Organizations, etc.)

The State and local governments may provide organizations or individuals performing healthy home services with all or part of necessary expenses or render them any assistance necessary for the performance of their duties.

ADDENDUM

This Act shall enter into force on January 1, 2005.

ADDENDA *<Act No. 7413, Mar. 24, 2005>*

Article 1 (Enforcement Date)

This Act shall enter into force on the date of its promulgation: *Provided*, That the enforcement date of any of the following matters shall be as follows:

1. Articles 2 through 4 of this Addenda shall enter into force on the date on which Presidential Decree concerning the organization of the Ministry of Gender Equality and Family under the amended provisions of Article 42 of the Government Organization Act enters into force within three months after the promulgation of this Act; or
2. Omitted.

Articles 2 through 4 Omitted.

ADDENDA *<Act No. 8655, Oct. 17, 2007>*

Article 1 (Enforcement Date)

This Act shall enter into force three months after the date of its promulgation.

Articles 2 through 7 Omitted.

ADDENDA *<Act No. 8852, Feb. 29, 2008>*

Article 1 (Enforcement Date)

This Act shall enter into force on the date of its promulgation. (Proviso Omitted.)

Articles 2 through 7 Omitted.

ADDENDA *<Act No. 9932, Jan. 18, 2010>*

Article 1 (Enforcement Date)

This Act shall enter into force two months after the date of its promulgation.
(Proviso Omitted.)

Articles 2 through 5 Omitted.