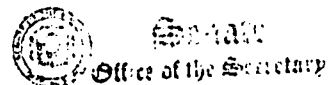


EIGHTEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
First Regular Session

]]]



20 JUN -2 P4:57

SENATE

S.B. No. 1579

RECEIVED

Introduced by SEN. WIN GATCHALIAN

**AN ACT
STRENGTHENING THE INVOLVEMENT OF LOCAL COMMUNITIES AND
LOCAL GOVERNMENT UNITS IN BASIC EDUCATION GOVERNANCE BY
EMPOWERING THEM AS PARTNERS IN EDUCATING THE LEARNERS,
ENGAGING THEIR PARTICIPATION IN THE DELIVERY OF BASIC
EDUCATION SERVICES AND ASSESSMENT OF THE EFFECTIVITY AND
EFFECTIVENESS THEREOF, AND INTEGRATING THEIR INTERVENTIONS
TO ACHIEVE THE SHARED GOAL OF QUALITY INCLUSIVE EDUCATION,
AMENDING FOR THE PURPOSE SECTIONS 98, 99, 100, 101 AND 272 OF
REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE LOCAL
GOVERNMENT CODE OF 1991, AS AMENDED,
AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

This legislation embodies my vision of a village raising every child – as it strengthens the involvement of every member of the local community in basic education governance by empowering its members to participate in the journey of a child’s education. I am envisioning the 21st Century School Board to be the distinctive hallmark of Philippine basic education to disrupt the ways we educate our children by mandating education to be a shared responsibility and accountability.

Education must be everybody's business – it should have always been. However, it is not only collaboration that is critical in making education a successful community-based endeavor. It is the culture of collective accountability in the delivery of quality education services, and its outcomes, that this bill seeks to achieve and which will turn this vision into reality.

The Department of Education is in charge of the central management of the public education system in the country. It is mandated under Republic Act No. 9155, otherwise known as the Governance of Basic Education Act of 2001, to formulate, implement, and coordinate policies, plans, programs and projects in the areas of formal and non-formal basic education. It supervises all elementary and secondary education institutions, including alternative learning systems, both public and private, and provides for the establishment and maintenance of a complete, adequate, and integrated system of basic education relevant to the goals of national development.

This proposition on education governance reform, inspired by the advocacy of the late statesman and leader Jesse M. Robredo, and formulated from the trailblazing work of the Synergeia Foundation, seeks to reinvent the local school board “to bring about large-scale systemic reforms in a centrally managed public education system.”¹ Under this bill, the existing local school boards are empowered beyond their traditional function² for almost 30 years under Republic Act No. 7160 or the Local Government Code of 1991 of allocating the Special Education Fund (SEF) for the supplementary budgetary support to local public schools, through the following policy innovations:

First, it expands the eight-member board to involve other relevant actors in the community and stakeholders of education whose participation is critical to decision-making on issues such as the state and quality of public education within its local jurisdiction and the participation of parents in the education of

¹ Robredo, Jesse M., Undated. Reinventing Local School Boards in the Philippines. See http://www.synergeia.org.ph/wpcontent/uploads/dlm_uploads/2016/08/Robredo_Reinventing_School_Boards.pdf. Last accessed on April 6, 2020.

² It also serves as an advisory committee to the concerned *sanggunian* on educational matters.

their children. The current membership does not enable local communities to participate meaningfully in education governance.

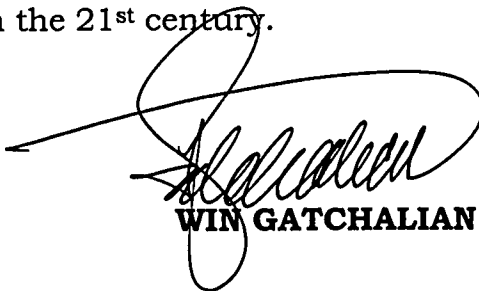
Second, the following extensive functions of the school board have been purposively added to create the multiplier effect and revolutionary change in education governance: (1) establish of a vision for quality inclusive education within the locality; (2) formulate policies, institute education reforms and programs, allocate resources, and introduce interventions based on empirical results that emphasize and focus on quality; (3) communicate at the barangay and school levels such vision, policies, reforms, programs and interventions to facilitate collaborative action and develop partnerships with community stakeholders; (4) conduct education summits at least once a year to report to the community the progress in the implementation of its education reforms, programs and interventions, and consult community members on issues in basic education to further guide its prioritization in the allocation of the special education fund; (5) introduce timely, organized, and localized interventions in the delivery of basic education services during times of calamities, disasters, and emergencies; and (6) coordinate the implementation of the alternative learning system program.

Third, to support the expanded functions of the school boards, the utilization of the SEF has also been broadened to include the following: (1) salaries or wages of SEF-paid teachers and non-teaching personnel assigned to public elementary and secondary schools; construction, repair, and maintenance of public elementary and secondary school buildings, equipment, and other facilities; acquisition or procurement of books and instructional or learning materials; educational research; educational summits, community townhall meetings, discussions, and consultations on education; community mapping of data related to education; operation and maintenance of ALS programs within its local jurisdiction; and formulation and implementation of locally oriented non-formal and distance education classes and training programs, among others.

Fourth, it seeks to establish and maintain a School Governing Council in every public and private basic educational institution to ensure a continuous, efficient and effective basic education service and develop collaborative partnership among the stakeholders in the education community.

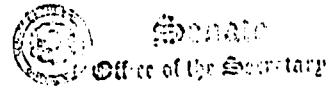
Finally, the budget process is mandated to be executed in a participatory and transparent manner, and must ensure that the budgetary allocations are based on need and anchored on the school board's vision and goals. Two new sections are further introduced: one, on the institutionalization of greater transparency in the school board's operations and its utilization of the SEF; two, the development of a manual to guide the allocation and utilization of the SEF and the efficient functioning of the school board.

It is my fervent hope that my colleagues support this dream legislation and recognize its urgency and value in realizing our one aspiration as a nation to make Filipinos as among the best-educated in the world. I have seen our country's several attempts in the past to provide various antidotes to our decades-old issues in education, yet we have not given our local leaders and communities – the so-called village – the space to meaningfully participate in and be accountable for our children's future. This legislation gives them that chance, and challenge, to make it happen in the 21st century.



WIN GATCHALIAN

]
]
]



20 JUN -2 P4 57

SENATE

S.B. No. 1579

RECEIVED

Introduced by SEN. WIN GATCHALIAN

**AN ACT
STRENGTHENING THE INVOLVEMENT OF LOCAL COMMUNITIES AND
LOCAL GOVERNMENT UNITS IN BASIC EDUCATION GOVERNANCE BY
EMPOWERING THEM AS PARTNERS IN EDUCATING THE LEARNERS,
ENGAGING THEIR PARTICIPATION IN THE DELIVERY OF BASIC
EDUCATION SERVICES AND ASSESSMENT OF THE EFFECTIVITY AND
EFFECTIVENESS THEREOF, AND INTEGRATING THEIR
INTERVENTIONS TO ACHIEVE THE SHARED GOAL OF QUALITY
INCLUSIVE EDUCATION, AMENDING FOR THE PURPOSE SECTIONS 98,
99, 100, 101 AND 272 OF REPUBLIC ACT NO. 7160, OTHERWISE
KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991, AS AMENDED,
AND FOR OTHER PURPOSES**

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

1 Section 1. *Short Title.* – This Act shall be known as the “21st Century
2 School Boards Act”.

3

4 Sec. 2. Section 98 of Republic Act (RA) No. 7160, otherwise known as
5 the “Local Government Code of 1991”, as amended, is hereby amended to
6 read as follows:

7

“Sec. 98. *Creation, Composition, and Compensation.* –

1 (a) There shall be established in every province, city, or
2 municipality a provincial, city, or municipal school board,
3 respectively.

4 (b) The composition of local school boards shall be as follows:

5 (1) The provincial school board shall be composed of the
6 governor and the division superintendent of schools as co-
7 chairmen; the chairman of the education committee of the
8 sangguniang panlalawigan, the provincial treasurer, THE
9 PROVINCIAL BUDGET OFFICER, THE PROVINCIAL
10 PLANNING AND DEVELOPMENT OFFICER, the representative
11 of the "pederasyon ng mga sangguniang kabataan" in the
12 sangguniang panlalawigan, the duly elected president of the
13 provincial federation of parents-teachers associations, the duly
14 elected representative of the teachers' organizations in the
15 province, [and] the duly elected representative of the non-
16 academic personnel of public schools in the province, ONE
17 REPRESENTATIVE EACH FROM THE PUBLIC AND THE
18 PRIVATE ELEMENTARY SCHOOLS HEADS OR PRINCIPALS
19 IN THE PROVINCE, ONE REPRESENTATIVE EACH FROM THE
20 PUBLIC AND THE PRIVATE SECONDARY SCHOOLS HEADS
21 OR PRINCIPALS IN THE PROVINCE, THE DIVISION
22 ALTERNATIVE LEARNING SYSTEM (ALS) PROGRAM
23 SUPERVISORS IN THE PROVINCE, A REPRESENTATIVE
24 FROM AN ACCREDITED NONGOVERNMENTAL OR CIVIL
25 SOCIETY ORGANIZATION INVOLVED IN NON-FORMAL
26 EDUCATION AND/OR TRAINING PROGRAMS, A RELIGIOUS
27 LEADER, AND ONE (1) REPRESENTATIVE FROM EACH OF
28 THE FOLLOWING GROUPS: PRIVATE INDUSTRY/BUSINESS,
29 SENIOR CITIZENS, YOUTH, MEDIA, MILITARY, AND
30 INDIGENOUS PEOPLES, as members;

1 (2) The city school board shall be composed of the city
2 mayor and the city superintendent of schools as co-chairmen;
3 the chairman of the education committee of the sangguniang
4 panlungsod, the city treasurer, THE CITY BUDGET OFFICER,
5 THE CITY PLANNING AND DEVELOPMENT OFFICER, the
6 representative of the “pederasyon ng mga sangguniang
7 kabataan” in the sangguniang panlungsod, the duly elected
8 president of the city federation of parents-teachers
9 associations, the duly elected representative of the teachers’
10 organizations in the city, [~~and~~] the duly elected representative
11 of the non-academic personnel of public schools in the city,
12 ONE REPRESENTATIVE EACH FROM THE PUBLIC AND THE
13 PRIVATE ELEMENTARY SCHOOLS HEADS OR PRINCIPALS
14 IN THE CITY, ONE REPRESENTATIVE EACH FROM THE
15 PUBLIC AND THE PRIVATE SECONDARY SCHOOLS HEADS
16 OR PRINCIPALS IN THE CITY, THE DIVISION ALS PROGRAM
17 SUPERVISORS IN THE CITY, A REPRESENTATIVE FROM AN
18 ACCREDITED NONGOVERNMENTAL OR CIVIL SOCIETY
19 ORGANIZATION INVOLVED IN NON-FORMAL EDUCATION
20 AND/OR TRAINING PROGRAMS, A RELIGIOUS LEADER, AND
21 ONE (1) REPRESENTATIVE FROM EACH OF THE FOLLOWING
22 GROUPS: PRIVATE INDUSTRY/BUSINESS, SENIOR
23 CITIZENS, YOUTH, MEDIA, MILITARY, AND INDIGENOUS
24 PEOPLES, as members; and

25 (3) The municipal school board shall be composed of the
26 municipal mayor and the district supervisor of schools as co-
27 chairmen; the chairman of the education committee of the
28 sangguniang bayan, the municipal treasurer, THE MUNICIPAL
29 BUDGET OFFICER, THE MUNICIPAL PLANNING AND
30 DEVELOPMENT OFFICER, the representative of the
31 “pederasyon ng mga sangguniang kabataan” in the

1 sangguniang bayan, the duly elected president of the municipal
2 federation of parent-teacher associations, the duly elected
3 representative of the teachers' organizations in the
4 municipality, ~~and~~ the duly elected representative of the non-
5 academic personnel of public schools in the municipality, ONE
6 REPRESENTATIVE EACH FROM THE PUBLIC AND THE
7 PRIVATE ELEMENTARY SCHOOLS HEADS OR PRINCIPALS
8 IN THE MUNICIPALITY, ONE REPRESENTATIVE EACH FROM
9 THE PUBLIC AND THE PRIVATE SECONDARY SCHOOLS
10 HEADS OR PRINCIPALS IN THE MUNICIPALITY, THE
11 DISTRICT ALS PROGRAM COORDINATORS IN THE
12 MUNICIPALITY, A REPRESENTATIVE FROM AN ACCREDITED
13 NONGOVERNMENTAL OR CIVIL SOCIETY ORGANIZATION
14 INVOLVED IN NON-FORMAL EDUCATION AND/OR TRAINING
15 PROGRAMS, A RELIGIOUS LEADER, AND ONE (1)
16 REPRESENTATIVE FROM EACH OF THE FOLLOWING
17 GROUPS: PRIVATE INDUSTRY/BUSINESS, SENIOR
18 CITIZENS, YOUTH, MEDIA, MILITARY, AND INDIGENOUS
19 PEOPLES, as members.

20 (c) In the event that a province or city has two (2) or more
21 school superintendents, and in the event that a municipality has
22 two (2) or more district supervisors, the co-chairman of the local
23 school board shall be determined as follows:

24 (1) The Department of Education [~~,-Culture and Sports~~]
25 shall designate the co-chairman for the provincial and city
26 school boards; and

27 (2) The division superintendent of schools shall designate
28 the district supervisor who shall serve as co-chairman of the
29 municipal school board.

1 (d) The performance of the duties and responsibilities of the
2 abovementioned officials in their respective local school boards shall
3 not be delegated.”
4

5 Sec. 3. Section 99 of RA No. 7160, as amended, is hereby amended to
6 read as follows:

7 “Sec. 99. *Functions of Local School Boards.* – The provincial,
8 city or municipal school board shall:

9 (A) ESTABLISH A VISION FOR QUALITY INCLUSIVE EDUCATION,
10 AS ANCHORED ON NATIONAL DEVELOPMENT PLANS AND
11 LONG-TERM AND MEDIUM-TERM GOALS, WITHIN THE
12 TERRITORIAL JURISDICTION OF THE LOCAL GOVERNMENT
13 UNIT CONCERNED AND SET MEASURABLE GOALS
14 SUPPORTING THIS VISION TO ENSURE ACCOUNTABILITY FOR
15 PERFORMANCE ~~Determine, in accordance with the criteria set~~
16 ~~by the Department of Education, Culture and Sports, the annual~~
17 ~~supplementary budgetary needs for the operation and~~
18 ~~maintenance of public schools within the province, city, or~~
19 ~~municipality, as the case may be, and the supplementary local~~
20 ~~cost of meeting such as needs, which shall be reflected in the~~
21 ~~form of an annual school board budget corresponding to its~~
22 ~~share of the proceeds of the special levy on real property~~
23 ~~constituting the Special Education Fund and such other sources~~
24 ~~of revenue as this Code and other laws or ordinances may~~
25 ~~provide;~~

26 (B) FORMULATE POLICIES, INSTITUTE EDUCATION REFORMS
27 AND PROGRAMS, ALLOCATE RESOURCES, AND INTRODUCE
28 INTERVENTIONS BASED ON EMPIRICAL RESULTS THAT
29 EMPHASIZE AND FOCUS ON QUALITY AS A MAJOR OUTCOME
30 VARIABLE, TO BE MEASURED THROUGH THE FOLLOWING:
31 PARTICIPATION RATES OF STUDENTS; NUMBER OF DROP-

1 OUTS AS WELL AS OUT-OF-SCHOOL YOUTHS; COHORT
2 SURVIVAL RATES; ACHIEVEMENT SCORES AS MEASURED BY
3 NATIONAL TESTS OR ASSESSMENT TOOLS AND OTHER
4 STANDARDIZED TEST SCORES; AND ESTABLISHMENT OF
5 CHILD DEVELOPMENT CENTERS, SUPPORT TO SPECIAL
6 EDUCATION AND THE ALTERNATIVE LEARNING SYSTEM,
7 AND PARENT EFFECTIVENESS SERVICE PROGRAM;

8 (C) COMMUNICATE AT THE BARANGAY AND SCHOOL LEVELS
9 SUCH VISION, POLICIES, REFORMS, PROGRAMS AND
10 INTERVENTIONS TO FACILITATE COLLABORATIVE ACTION
11 AND DEVELOP PARTNERSHIPS WITH THE COMMUNITY
12 STAKEHOLDERS IN ORDER TO MAKE THE DELIVERY OF
13 BASIC EDUCATION SERVICES AND THE HOLISTIC
14 EDUCATION AND DEVELOPMENT OF SCHOOL CHILDREN A
15 SHARED RESPONSIBILITY;

16 (D) CONDUCT EDUCATION SUMMITS AT LEAST ONCE A YEAR TO
17 REPORT TO THE COMMUNITY THE PROGRESS IN THE
18 IMPLEMENTATION OF ITS EDUCATION REFORMS,
19 PROGRAMS AND INTERVENTIONS, AND CONSULT
20 COMMUNITY MEMBERS ON ISSUES IN BASIC EDUCATION TO
21 FURTHER GUIDE ITS PRIORITIZATION IN THE ALLOCATION
22 OF THE SPECIAL EDUCATION FUND;

23 (E) INTRODUCE TIMELY, ORGANIZED AND LOCALIZED
24 INTERVENTIONS IN THE DELIVERY OF BASIC EDUCATION
25 SERVICES DURING TIMES OF CALAMITIES, DISASTERS,
26 EMERGENCIES, CATASTROPHES, AND OTHER SIMILAR
27 CAUSES, THAT MAY DISRUPT THE REGULAR SCHOOL
28 CALENDAR AND ACTIVITIES;

29 (F) STRATEGICALLY ALLOCATE THE SPECIAL EDUCATION FUND
30 AND OTHER SOURCES OF REVENUE AS THIS CODE AND
31 OTHER LAWS OR ORDINANCES MAY PROVIDE IN A

1 PARTICIPATORY AND TRANSPARENT MANNER AS
2 PRESCRIBED UNDER SECTION 100 (B) OF THIS CODE, AND
3 ENSURE THAT THE BUDGETARY ALLOCATIONS ARE BASED
4 ON NEED AND ANCHORED ON ITS VISION AND GOALS;

5 (G) ~~(b)~~ Authorize the provincial, city or municipal treasurer, as the
6 case may be, to disburse funds from the Special Education Fund
7 pursuant to the budget prepared and in accordance with existing
8 rules and regulations;

9 (H) ~~(e)~~ Serve as an advisory committee to the sanggunian concerned
10 on educational matters such as, but not limited to, the necessity
11 for and the uses of local appropriations for educational
12 purposes; ~~and~~

13 (I) COORDINATE THE IMPLEMENTATION OF THE ALTERNATIVE
14 LEARNING SYSTEM (ALS) PROGRAM WITH THE DEPED AT
15 THE CITY OR MUNICIPAL LEVEL, INCLUDING THE
16 IDENTIFICATION OF PRIORITY ALS PROGRAMS,
17 ESTABLISHMENT, OPERATION AND MAINTENANCE OF ALS
18 COMMUNITY LEARNING CENTERS, PROVISION OF
19 TECHNICAL ASSISTANCE TO ALS TEACHERS, PROGRAM
20 MONITORING AND EVALUATION INCLUDING PARALLEL
21 ASSESSMENTS, AND COORDINATION WITH GOVERNMENT
22 AND NONGOVERNMENT PARTNERS FOR POST-PROGRAM
23 SUPPORT ACTIVITIES; AND

24 (J) ~~(d)~~ Recommend changes in the names of public schools within
25 the territorial jurisdiction of the local government unit for
26 enactment by the sanggunian concerned.

27 The Department of Education [~~, Culture and Sports~~] shall
28 ~~[consult]~~ SEEK THE CONCURRENCE OF the local school board on
29 the appointment, ASSIGNMENT AND/OR TRANSFER of division
30 superintendents, district supervisors, school principals, and other
31 school officials.”

1 Sec. 4. Section 100 of RA No. 7160, as amended, is hereby amended to
2 read as follows:

3 "Sec. 100. *Meetings and Quorum; Budget.* -

4 (a) The local school board shall meet at least once a month or as
5 often as may be necessary.

6 (b) Any of the co-chairmen may call a meeting. A majority of all its
7 members shall constitute a quorum. However, when both co-
8 chairmen are present in a meeting, the local chief executive
9 concerned, as a matter of protocol, shall be given preference to
10 preside over the meeting. The [~~division superintendent, city~~
11 ~~superintendent or district supervisor, as the case may be,~~] LOCAL
12 SCHOOL BOARD shall prepare [the] ITS budget [~~of the school board~~
13 ~~concerned. Such budget shall be supported by programs, projects,~~
14 ~~and activities of the school board for the ensuing fiscal year. The~~
15 ~~affirmative vote of the majority of all the members shall be necessary~~
16 ~~to approve the budget.~~] AS FOLLOWS:

17 1.THE LOCAL TREASURER AND THE LOCAL ACCOUNTANT
18 SHALL SUBMIT TO THE SCHOOL BOARD A CERTIFIED
19 STATEMENT OF THE ACTUAL INCOME AND EXPENDITURES
20 OF THE SEF IN THE PRECEDING FISCAL YEAR, THE ACTUAL
21 INCOME AND EXPENDITURES IN THE FIRST TWO
22 QUARTERS OF THE CURRENT YEAR, THE ESTIMATED
23 INCOME FOR THE LAST TWO QUARTERS OF THE CURRENT
24 YEAR, AND THE ESTIMATE OF THE SEF INCOME FOR THE
25 INCOMING BUDGET YEAR BY AUGUST 15, AND

26 2.THE SCHOOL BOARD SHALL REVIEW THE BUDGET
27 PROPOSAL PREPARED BY THE SCHOOLS DIVISION
28 SUPERINTENDENTS AND PUBLIC SCHOOLS DISTRICT
29 SUPERVISORS AND APPROVE THE SAME BY THE
30 AFFIRMATIVE VOTE OF THE MAJORITY OF ALL ITS
31 MEMBERS. THE BUDGET RESOLUTION FOR THE INCOMING

1 BUDGET YEAR SHALL BE ISSUED ON OR BEFORE
2 DECEMBER 31.

3 ~~(e) The annual school board budget shall give priority to the~~
4 ~~following:~~

- 5 ~~(1) Construction, repair, and maintenance of school buildings~~
6 ~~and other facilities of public elementary and secondary schools;~~
7 ~~(2) Establishment and maintenance of extension classes where~~
8 ~~necessary; and~~
9 ~~(3) Sports activities at the division, district, municipal, and~~
10 ~~barangay levels.”~~

11
12 Sec. 5. A new section designated as Section 100-A of RA No. 7160,
13 as amended, is hereby added to read as follows:

14 “SEC. 100-A. TRANSPARENCY IN OPERATIONS AND
15 UTILIZATION OF THE SEF. – TO INSTITUTIONALIZE GREATER
16 TRANSPARENCY IN ITS OPERATIONS AND UTILIZATION OF THE
17 SEF, EVERY LOCAL SCHOOL BOARD IS HEREBY MANDATED TO
18 HAVE A TRANSPARENCY BOARD AND MAINTAIN A WEB PORTAL
19 THAT WILL BEAR ALL REPORTS ON THE FOLLOWING
20 INFORMATION DURING THE BUDGET YEAR:

- 21 (A) THE FUNDS AND OTHER RESOURCES THAT SCHOOLS
22 RECEIVE FROM THE DEPED BUDGET;
23 (B) THE ACTUAL SEF COLLECTIONS AND ITS UTILIZATION
24 DURING THE BUDGET YEAR;
25 (C) A QUARTERLY REPORT OF REALIZED SEF INCOME,
26 EXPENDITURES, AND BALANCES NOT LATER THAN ONE
27 MONTH AFTER THE REFERENCE QUARTER;
28 (D) THE ACTUAL SEF INCOME AND EXPENDITURES IN THE
29 PRECEDING FISCAL YEAR AND ACTUAL INCOME AND
30 EXPENDITURES OF THE FIRST TWO QUARTERS OF THE
31 CURRENT YEAR;

1 (E) THE AMOUNT OF RESOURCES THAT INDIVIDUAL
2 SCHOOLS RECEIVE UNDER THE GENERAL
3 APPROPRIATIONS ACT, INCLUDING SCHOOL-LEVEL
4 MAINTENANCE AND OTHER OPERATING EXPENSES
5 DOWNLOADED TO SCHOOLS;

6 (F) SCHEDULE OF CONSTRUCTION OF CLASSROOMS BY
7 SCHOOL UNDER THE SCHOOL BUILDING PROGRAM;
8 AND

9 (G) INDICATORS OF SCHOOL PERFORMANCE INCLUDING
10 NATIONAL ACHIEVEMENT TEST (NAT) RESULTS, OTHER
11 STANDARDIZED TEST SCORES, PARTICIPATION RATES
12 OF STUDENTS, DROP-OUT RATES, COHORT SURVIVAL
13 RATES, AND OTHER RELEVANT MEASURES OF
14 PERFORMANCE ON THE QUALITY OF EDUCATION.”
15

16 Sec. 6. A new section designated as Section 100-B of RA No. 7160,
17 as amended, is hereby added to read as follows:

18 “SEC. 100-B. MANUAL ON THE FUNCTIONS OF THE LOCAL
19 SCHOOL BOARDS AND SEF UTILIZATION. - WITH THE
20 ADDITIONAL FUNCTIONS GIVEN TO THE LOCAL SCHOOL
21 BOARDS UNDER THIS ACT, AND ITS MANDATE TO
22 INSTITUTIONALIZE TRANSPARENCY MECHANISMS IN THE
23 UTILIZATION OF THE SEF, THE DEPARTMENT OF INTERIOR AND
24 LOCAL GOVERNMENT, DEPARTMENT OF EDUCATION,
25 COMMISSION ON HIGHER EDUCATION, TECHNICAL EDUCATION
26 AND SKILLS DEVELOPMENT AUTHORITY, DEPARTMENT OF
27 SOCIAL WELFARE AND DEVELOPMENT, PHILIPPINE STATISTICS
28 AUTHORITY, AND UNION OF LOCAL AUTHORITIES OF THE
29 PHILIPPINES SHALL DEVELOP A MANUAL TO GUIDE THE
30 ALLOCATION AND UTILIZATION OF THE SEF AND THE EFFICIENT
31 FUNCTIONING OF THE SCHOOL BOARD. THE MANUAL SHALL

1 ALSO INCLUDE, AMONG OTHERS, THE SEF EXPENDITURES
2 THAT ARE ALLOWABLE OR NOT, THE BUDGET CALENDAR, THE
3 TRANSPARENCY MECHANISMS, AND THE EFFECTIVE
4 PROCESSES FOR THE OPERATION OF THE SCHOOL BOARD. THE
5 MANUAL SHALL BE FORMULATED AND RELEASED TO THE
6 SCHOOL BOARDS NOT LATER THAN SIXTY (60) DAYS AFTER THE
7 PROMULGATION OF THE IMPLEMENTING RULES AND
8 REGULATIONS OF THIS ACT.”
9

10 Sec. 7. Section 101 of RA No. 7160, as amended, is hereby amended to
11 read as follows:

12 “Sec. 101. *Compensation and Remuneration.* – The co-
13 chairmen and members of the provincial, city or municipal school
14 board shall perform their duties as such without compensation or
15 remuneration. Members thereof who are not government officials or
16 employees shall be entitled to necessary traveling expenses and
17 allowances chargeable against the funds of the local school board
18 concerned, subject to existing accounting and auditing rules and
19 regulations.”
20

21 Sec. 8. Section 272 of RA No. 7160, as amended, is hereby amended to
22 read as follows:

23 “Sec. 272. *Application of Proceeds of the Additional One Percent*
24 *SEF Tax.* – The proceeds from the additional one percent (1%) tax on
25 real property accruing to the Special Education Fund (SEF) shall be
26 automatically released to the local school boards: Provided, That, in
27 case of provinces, the proceeds shall be divided equally between the
28 provincial and municipal school boards: Provided, however, That
29 the proceeds shall be allocated [~~for the operation and maintenance~~
30 ~~of public schools, construction and repair of school buildings,~~
31 ~~facilities and equipment, educational research, purchase of books~~

1 ~~and periodicals, and sports development as determined and~~
2 ~~approved by the Local School Board]~~ FOR THE FOLLOWING
3 PURPOSES:

4 (A) SALARIES OR WAGES OF SELF-PAID TEACHERS
5 ASSIGNED TO PUBLIC ELEMENTARY AND SECONDARY
6 SCHOOLS;

7 (B) SALARIES OR WAGES OF NON-TEACHING PERSONNEL,
8 INCLUDING UTILITY AND SECURITY PERSONNEL,
9 ASSIGNED TO PUBLIC ELEMENTARY AND SECONDARY
10 SCHOOLS;

11 (C) SALARIES OR WAGES OF PRE-SCHOOL TEACHERS, AND
12 CAPITAL OUTLAYS FOR PRE-SCHOOLS;

13 (D) CONSTRUCTION, REPAIR, AND MAINTENANCE OF
14 PUBLIC ELEMENTARY AND SECONDARY SCHOOL
15 BUILDINGS, EQUIPMENT, AND OTHER FACILITIES,
16 INCLUDING WORKSHOPS, LABORATORIES, SCHOOL
17 FENCES, SCHOOL TOILETS, AND SCHOOL FURNITURE;

18 (E) ACQUISITION OR PROCUREMENT OF BOOKS,
19 INSTRUCTIONAL OR LEARNING MATERIALS, AND
20 INFORMATION AND COMMUNICATIONS TECHNOLOGY
21 PACKAGES;

22 (F) EDUCATIONAL RESEARCH;

23 (G) EDUCATION SUMMITS, COMMUNITY TOWNHALL
24 MEETINGS, DISCUSSIONS, AND CONSULTATIONS ON
25 INFORMATION, ISSUES, AND CONCERNS RELATED TO
26 EDUCATION;

27 (H) COMMUNITY MAPPING OF DATA RELATED TO
28 EDUCATION;

29 (I) OPERATION AND MAINTENANCE OF ALS PROGRAMS
30 WITHIN THE CITY OR MUNICIPALITY AND THE
31 SUPPLEMENTARY LOCAL COST OF IMPLEMENTING SUCH

- 1 PROGRAMS, INCLUDING BUT NOT LIMITED TO THE
2 HIRING AND PAYMENT OF SALARIES OF ADDITIONAL
3 TEACHERS WITHIN THE LGU'S AREA OF JURISDICTION;
4 (J) FORMULATION AND IMPLEMENTATION OF LOCALLY
5 ORIENTED NON-FORMAL AND DISTANCE EDUCATION
6 CLASSES AND TRAINING PROGRAMS, AND OTHER
7 SIMILARLY RELATED PROGRAMS, PROJECTS, AND
8 ACTIVITIES;
9 (K) ESTABLISHMENT AND MAINTENANCE OF EXTENSION
10 AND/OR REMEDIAL CLASSES WHERE NECESSARY;
11 (L) HONORARIUM AND ALLOWANCES FOR TEACHERS AND
12 OTHER NON-TEACHING SCHOOL PERSONNEL,
13 WHETHER NATIONALLY OR LOCALLY COMPENSATED, TO
14 BE GIVEN IN ADDITION TO THEIR SALARIES FOR
15 ADDITIONAL SERVICES RENDERED OUTSIDE OF
16 REGULAR SCHOOL HOURS;
17 (M) SCHOOL SPORTS ACTIVITIES AND OTHER DEPED-
18 RELATED AND CO-CURRICULAR ACTIVITIES; AND
19 (N) MAINTENANCE AND OTHER OPERATING EXPENSES OF
20 THE LOCAL SCHOOL BOARD, INCLUDING SUPPLIES,
21 MATERIALS, EQUIPMENT, AND RELATED EXPENSES.”
22

23 Sec. 9. *The School Governing Council.* – To ensure collaborative
24 partnership among the educational community stakeholders, every public
25 and private basic educational institution shall establish and maintain a
26 School Governing Council (SGC) to ensure a continuous, efficient and effective
27 basic education service towards the improvement of learning and promotion
28 of the welfare of the learners. It shall be guided by the principles of shared
29 leadership, commitment and accountability.

1 Giving due consideration to geographical location and student
2 demographics, the SGC shall be composed of such members from the private
3 and public stakeholders as follows:

4 (A) The school head as the Chief Executive Officer;

5 (B) One (1) representative from the Parent-Teacher Association (PTA) to
6 be elected by the members of the PTA;

7 (C) One (1) teacher representative to be elected by the teaching and non-
8 teaching staff of the school;

9 (D) One (1) representative from the alumni association;

10 (E) The barangay captain or the Chair of the Education Committee of the
11 barangay;

12 (F) The president or head of the Student Council Organization; if there is
13 no such organization in the school, one (1) student representative to
14 be elected by the student population;

15 (G) One (1) representative from a non-government organization operating
16 in the community, to be selected by the other members of the SGC;
17 and

18 (H) Such other necessary members as the local school board may
19 determine.

20 The members of the SGC shall elect among themselves the Chairperson,
21 Vice-Chairperson, Secretary, Treasurer and Auditor of the SGC.

22 To achieve its mandate, the SGC shall have the following powers and
23 functions:

24 (A) Determine the general policies of the school on student welfare,
25 discipline and well-being;

26 (B) Participate in the development of the School Improvement Plan (SIP);

27 (C) Adopt a Constitution and By-laws to guide its decisions;

28 (D) Conduct its affairs in keeping with the school's decision-making
29 processes;

30 (E) Assist in the planning and setting direction for the school;

- 1 (F) Organize committees to support the school head and staff in the
2 implementation of the SIP;
- 3 (G) Regularly conduct consultation as an avenue for multi-level and
4 multi-stakeholder assessment of the school's state of education;
- 5 (H) Monitor and evaluate the implementation of the SIP, and develop
6 such monitoring and evaluation tools;
- 7 (I) Report the progress of SIP Implementation to the Schools Division
8 Superintendent and the community;
- 9 (J) Generate resources to support the implementation of the SIP;
- 10 (K) Manage its resources; and
- 11 (L) Such other powers and functions as may be necessary for its effective
12 performance.

13 The school head as Chief Executive Officer shall:

- 14 (A) Implement the SIP which includes delegating responsibilities to other
15 staff and setting up processes to monitor progress, collecting and
16 analyzing data, and documenting relevant information;
- 17 (B) Implement policies developed in partnership with the SGC;
- 18 (C) Provide accurate and timely information to include progress reports
19 about the SIP, government requirements and initiatives, and
20 financial reports on school expenditure; and
- 21 (D) Perform such other functions as the SGC may deem necessary.

22 For purposes of this section, the Department of Education shall adopt
23 existing guidelines on the SGC or promulgate such implementing guidelines
24 and/or limitations for its governance.

25

26 *Sec. 10. Implementing Rules and Regulations.* – Within sixty (60) days
27 after the effectivity of this Act, the Department of Interior and Local
28 Government, Department of Education, Commission on Higher Education,
29 Technical Education and Skills Development Authority, Department of Social
30 Welfare and Development, Philippine Statistics Authority, Union of Local
31 Authorities of the Philippines, National Economic and Development Authority,

1 Department of Finance, Department of Budget and Management, and other
2 education stakeholders, shall promulgate the rules and regulations for the
3 effective implementation of this Act. The IRR issued pursuant to this section
4 shall take effect thirty (30) days after its publication in a newspaper of general
5 circulation.

6
7 Sec. 11. *Transitory Provision.* – All existing local school boards
8 established pursuant to the provisions of RA No. 7160, as amended, shall
9 continue to operate pursuant to, and shall be covered by, the provisions of
10 this Act and its IRR.

11
12 Sec. 12. *Separability Clause.* – If any part, section or provision of this
13 Act is declared invalid or unconstitutional, the other parts thereof not affected
14 thereby shall remain in full force and effect.

15
16 Sec. 13. *Repealing Clause.* – Sections 98, 99, 100, 101 and 272 of
17 Republic Act No. 7160, otherwise known as the Local Government Code of
18 1991, as amended, are hereby amended. All laws, acts, presidential decrees,
19 executive orders, administrative orders, rules and regulations, or parts
20 thereof inconsistent with or contrary to the provisions of this Act are hereby
21 modified, amended, or repealed accordingly.

22
23 Sec. 14. *Effectivity.* – This Act shall take effect fifteen (15) days after its
24 publication in the Official Gazette or in a newspaper of general circulation.

Approved,