

NINETEENTH CONGRESS OF THE )  
REPUBLIC OF THE PHILIPPINES )  
*First Regular Session* )

23 JAN -4 P12 :53

SENATE

RECEIVED BY: 

S. No. 1633

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INTRODUCED BY SENATOR JOSEPH VICTOR G. EJERCITO

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**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 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 OF SECTIONS 98, 99, 100 AND 272 OF REPUBLIC ACT NO. 7160, OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991, AS AMENDED, AND FOR OTHER PURPOSES.**

EXPLANATORY NOTE

The 1987 Philippine Constitution, Section 17 thereof clearly states that:

*"The State shall give priority to education, science and technology, arts, culture, and sports to foster patriotism and nationalism, accelerate social progress, and promote total human liberation and development."*<sup>1</sup>

This is even given importance in the Local Government Code with the creation of the Local School Boards (LSBs) in every province, city and municipality and identifying its functions to support the education sector.<sup>2</sup> The LSB is a special body whose main duty is to allocate the Special Education Fund (SEF) in order to supplement the needs of the local public school system.

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<sup>1</sup> Section 17 of the 1987 Philippine Constitution

<sup>2</sup> Sections 98, 99, and 100 of the Local Government Code

However, after thirty one (31) years since the Local Government Code was enacted, the education sector has evolved and new concerns have emerged that needed to be address in order to conform to our current times.

It is therefore the objective of this bill to provide modifications to the composition and functions of the Local School Boards in every province, city and municipality. It is important to highlight the inclusion of the Alternative Learning System (ALS) Program representatives, private sector, non-government organizations and civil society, as well as the religious groups, youth, media, military and indigenous communities in the membership of the LSB. This a major leap towards involving all sectors of the community in participating in the education of very Filipino student.

It is fervently hoped for the immediate consideration and passage of this bill.



**JOSEPH VICTOR G. EJERCITO**

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**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 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 OF SECTIONS 98, 99, 100 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 *21<sup>st</sup> Century School*  
2 *Boards Act.*

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

6           "Sec. 98. *Creation, Composition, and Compensation* –

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

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

10           1) The provincial school board shall be composed of the governor  
11 and the division superintendent of all schools as co-chairmen;  
12 the chairman of the education committee of the Sangguniang

1 Panlalawigan, the provincial treasurer, **THE PROVINCIAL**  
2 **BUDGET OFFICER, THE PROVINCIAL PLANNING AND**  
3 **DEVELOPMENT OFFICER**, the representative of the  
4 "Pederasyon ng mga Sangguniang Kabataan" in the  
5 Sangguniang Panlalawigan, the duly elected president of the  
6 Provincial Federation of Parents-Teachers' Associations, the  
7 duly elected representative of the teachers' organizations in  
8 the province, ~~{and}~~ the duly elected representative of the  
9 non-academic personnel of public schools in the province,  
10 **ONE REPRESENTATIVE EACH FROM THE PUBLIC AND**  
11 **PRIVATE ELEMENTARY SCHOOLS HEADS OR**  
12 **PRINCIPALS IN THE PROVINCE, ONE**  
13 **REPRESENTATIVE EACH FROM THE PUBLIC AND THE**  
14 **PRIVATE SECONDARY SCHOOLS HEADS OR**  
15 **PRINCIPALS IN THE PROVINCE, THE DIVISION**  
16 **ALTERNATIVE LEARNING SYSTEM (ALS) PROGRAM**  
17 **SUPERVISORS IN THE PROVINCE, A REPRESENTATIVE**  
18 **FROM AN ACCREDITED NON-GOVERNMENTAL OR**  
19 **CIVIL SOCIETY ORGANIZATION INVOLVED IN NON-**  
20 **FORMAL EDUCATION AND/OR TRAINING PROGRAMS,**  
21 **A RELIGIOUS LEADER, AND ONE (1) REPRESENTATIVE**  
22 **FROM EACH OF THE FOLLOWING GROUPS: PRIVATE**  
23 **INDUSTRY/BUSINESS, SENIOR CITIZENS, YOUTH,**  
24 **MEDIA, MILITARY , AND INDIGENOUS PEOPLES,** as  
25 members;

26 2) The city school board shall be composed of the city mayor and  
27 the city superintendent of schools as co-chairpersons; the  
28 chairperson of the education committee of the sangguniang  
29 panlungsod, the city treasurer, **THE CITY BUDGET**  
30 **OFFICER, THE CITY PLANNING AND DEVELOPMENT**  
31 **OFFICER**, the representative of the "Pederasyon ng mga  
32 Sangguniang Kabataan" in the Sangguniang Panlungsod, the

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

21                  3) The municipal school board shall be composed of the  
22                  municipal mayor and the district supervisor of schools are co-  
23                  chairpersons; the chairperson of the education committee of  
24                  the sangguniang bayan; the municipal treasurer, **THE**  
25                  **MUNICIPAL BUDGET OFFICER, THE MUNICIPAL**  
26                  **PLANNING AND DEVELOPMENT OFFICER,** the  
27                  representative of the "Pederasyon ng mga Sangguniang  
28                  Kabataan" in the sangguniang bayan, the duly elected  
29                  president of the municipal federation of parents-teachers  
30                  associations, the duly elected representative of the teachers'  
31                  organizations in the municipality, the duly elected  
32                  representative of the non-academic personnel of public



1 schools in the municipality, **ONE REPRESENTATIVE EACH**  
2 **FROM THE PUBLIC AND THE PRIVATE ELEMENTARY**  
3 **SCHOOLS HEADS OR PRINCIPALS IN THE**  
4 **MUNICIPALITY, ONE REPRESENTATIVE EACH FROM**  
5 **THE PUBLIC AND THE PRIVATE SECONDARY SCHOOLS**  
6 **HEADS OR PRINCIPALS IN THE MUNICIPALITY, THE**  
7 **DIVISION ALTERNATIVE LEARNING SYSTEM (ALS)**  
8 **PROGRAM SUPERVISORS IN THE MUNICIPALITY, A**  
9 **REPRESENTATIVE FROM AN ACCREDITED**  
10 **NONGOVERNMENTAL OR CIVIL SOCIETY**  
11 **ORGANIZATION INVOLVED IN NON-FORMAL**  
12 **EDUCATION AND/OR TRAINING PROGRAMS, A**  
13 **RELIGIOUS LEADER, AND ONE (1) REPRESENTATIVE**  
14 **FROM EACH OF THE FOLLOWING GROUPS: PRIVATE**  
15 **INDUSTRY/BUSINESS, SENIOR CITIZENS, YOUTH,**  
16 **MEDIA, MILITARY , AND INDIGENOUS PEOPLES, as**  
17 members;

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

- 22 1) The Department of Education ~~[, Culture and Sports]~~ shall  
23 designate the co-chairperson for the provincial and city school  
24 boards; and  
25 2) The division superintendent of schools shall designate the  
26 district supervisor who shall serve as co-chairperson of the  
27 municipal board.

28 (d) The performance of the duties and responsibilities of the  
29 abovementioned officials in their respective local school boards  
30 shall not be delegated.

31 Sec. 3. Section 99 of RA No. 7160, as amended, is hereby amended to

1 read as follows:

2 "Sec. 99. *Functions of Local School Boards.* – The provincial, city or  
3 municipal school board shall:

4 (A) **ESTABLISH A VISION FOR QUALITY INCLUSIVE**  
5 **EDUCATION, AS ANCHORED ON NATIONAL**  
6 **DEVELOPMENT PLANS AND LONG-TERM AND MEDIUM-**  
7 **TERM GOALS, WITHIN THE TERRITORIAL JURISDICTION**  
8 **OF THE LOCAL GOVERNMENT UNIT CONCERNED AND SET**  
9 **MEASURABLE GOALS SUPPORTING THIS VISION TO**  
10 **ENSURE ACCOUNTABILITY FOR PERFORMANCE**

11 [~~Determine, in accordance with the criteria set by the Department~~  
12 ~~of Education, Culture and Sports, the annual supplementary~~  
13 ~~budgetary needs for the operation and maintenance of public~~  
14 ~~schools within the province, city, or municipality, as the case may~~  
15 ~~be, and the supplementary local cost of meeting such as needs,~~  
16 ~~which shall be reflected in the form of an annual school board~~  
17 ~~budget corresponding to its share of the proceeds of the special~~  
18 ~~levy on real property constituting the Special Education Fund and~~  
19 ~~such other sources of revenue as this Code and other laws or~~  
20 ~~ordinances may provide];~~

21 (B) **FORMULATE POLICIES, INSTITUTE EDUCATION**  
22 **REFORMS AND PROGRAMS, ALLOCATE RESOURCES, AND**  
23 **INTRODUCE INTERVENTIONS BASED ON EMPIRICAL**  
24 **RESULTS THAT EMPHASIZE AND FOCUS ON QUALITY AS**  
25 **A MAJOR OUTCOME VARIABLE, TO BE MEASURED**  
26 **THROUGH THE FOLLOWING: PARTICIPATION RATES OF**  
27 **STUDENTS; NUMBER OF DROP-OUTS AS WELL AS OUT-**  
28 **OF-SCHOOL YOUTHS; COHORT SURVIVAL RATES;**  
29 **ACHIEVEMENT SCORES AS MEASURED BY NATIONAL**  
30 **TESTS OR ASSESSMENT TOOLS AND OTHER**  
31 **STANDARDIZED TEST SCORES; AND ESTABLISHMENT OF**

- 1 CHILD DEVELOPMENT CENTERS, SUPPORT TO SPECIAL  
2 EDUCATION AND THE ALTERNATIVE LEARNING SYSTEM,  
3 AND PARENT EFFECTIVENESS SERVICE PROGRAM;
- 4 (C) COMMUNICATE AT THE BARANGAY AND SCHOOL LEVELS  
5 SUCH VISION, POLICIES, REFORMS, PROGRAMS AND  
6 INTERVENTIONS TO FACILITATE COLLABORATIVE  
7 ACTION AND DEVELOP PARTNERSHIPS WITH THE  
8 COMMUNITY STAKEHOLDERS IN ORDER TO MAKE THE  
9 DELIVERY OF BASIC EDUCATION SERVICES AND THE  
10 HOLISTIC EDUCATION AND DEVELOPMENT OF SCHOOL  
11 CHILDREN A SHARED RESPONSIBILITY;
- 12 (D) CONDUCT EDUCATION SUMMITS AT LEAST ONCE A YEAR  
13 TO REPORT TO THE COMMUNITY THE PROGRESS IN THE  
14 IMPLEMENTATION OF ITS EDUCATION REFORMS'  
15 PROGRAMS AND INTERVENTIONS, AND CONSULT  
16 COMMUNITY MEMBERS ON ISSUES IN BASIC  
17 EDUCATION TO FURTHER GUIDE ITS PRIORITIZATION  
18 IN THE ALLOCATION OF THE SPECIAL EDUCATION FUND;
- 19 (E) INTRODUCE TIMELY, ORGANIZED AND LOCALIZED  
20 INTERVENTIONS IN THE DELIVERY OF BASIC  
21 EDUCATION SERVICES DURING TIMES OF CALAMITIES,  
22 DISASTERS, EMERGENCIES, CATASTROPHES, AND  
23 OTHER SIMILAR CAUSES, THAT MAY DISRUPT THE  
24 REGULAR SCHOOL CALENDAR AND ACTIVITIES;
- 25 (F) STRATEGICALLY ALLOCATE THE SPECIAL EDUCATION  
26 FUND AND OTHER SOURCES OF REVENUE AS THIS CODE  
27 AND OTHER LAWS OR ORDINANCES MAY PROVIDE IN A  
28 PARTICIPATORY AND TRANSPARENT MANNER AS  
29 PRESCRIBED UNDER SECTION 100 (B) OF THIS CODE,  
30 AND ENSURE THAT THE BUDGETARY ALLOCATIONS ARE  
31 BASED ON NEED AND ANCHORED ON ITS VISION AND  
32 GOALS;



1 (G) ~~[(b)]~~ Authorize the provincial, city or municipal treasurer, as the  
2 case may be, to disburse funds from the Special Education Fund  
3 pursuant to the budget prepared and in accordance with existing  
4 rules and regulations;

5 (H) ~~[(e)]~~ Serve as an advisory committee to the sanggunian  
6 concerned on educational matters such as, but no limited to, the  
7 necessity for and the uses of local appropriations for educational  
8 purpose: ~~[and]~~

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

21 (J) Recommend changes in the names of public schools within the  
22 territorial jurisdiction of the local government unit for enactment  
23 by the sanggunian concerned.

24 The Department of Education, ~~[Culture and Sports]~~ shall ~~[consult]~~

25 **SEEK THE CONCURRENCE OF** the local school board on the  
26 appointment, **ASSIGNMENT AND/OR TRANSFER** of division  
27 superintendents, district supervisors, school principals, and other  
28 school officials.

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

31 "SEC. 100. *Meetings and Quorum; Budget –*

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

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

13 **FOLLOWS:**

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

23 **2. THE SCHOOL BOARD SHALL REVIEW THE BUDGET**  
24 **PROPOSAL PREPARED BY THE SCHOOLS DIVISION**  
25 **SUPERINTENDENTS AND PUBLIC SCHOOL DISTRICT**  
26 **SUPERVISORS AND APPROVE THE SAME BY THE**  
27 **AFFIRMATIVE VOTE OF THE MAJORITY OF ALL ITS**  
28 **MEMBERS. THE BUDGET RESOLUTION FOR THE INCOMING**  
29 **BUDGET YEAR SHALL BE ISSUED ON OR BEFORE DECEMBER**  
30 **31.**

31 **3. [~~The annual school board budget shall give priority to the following:~~**  
32 **i. ~~Construction, repair, and maintenance of school buildings and~~**

- 1                    ~~other facilities of public elementary and secondary schools;~~  
2                    ii. ~~Establishment and maintenance of extension classes where~~  
3                    ~~necessary, and~~  
4                    iii. ~~Sports activities at the division, district, municipal and~~  
5                    ~~barangay levels.]”~~

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

8                    **“SEC. 100-A. TRANSPARENCY IN OPERATIONS AND**  
9                    **UTILIZATION OF THE SEF – TO INSTITUTIONAL GREATER**  
10                    **TRANSPARENCY IN ITS OPERATIONS AND UTILIZATION OF THE SEF,**  
11                    **EVERY LOCAL SCHOOL BOARD IS HEREBY MANDATED TO HAVE A**  
12                    **TRANSPARENCY BOARD AND MAINTAIN A WEB PORTAL THAT WILL**  
13                    **BEAR ALL REPORTS ON THE FOLLOWING INFORMATION DURING**  
14                    **THE BUDGET YEAR:**

- 15                    (A) **THE FUNDS AND OTHER RESOURCES THAT SCHOOLS**  
16                    **RECEIVE FROM THE DEP-ED BUDGET;**  
17                    (B) **THE ACTUAL SEF COLLECTIONS AND ITS UTILIZATION**  
18                    **DURING THE BUDGET YEAR;**  
19                    (C) **A QUARTERLY REPORT OF REALIZED SEF INCOME,**  
20                    **EXPENDITURES, AND BALANCES NOT LATER THAN ONE**  
21                    **MONTH AFTER THE REFERENCE QUARTER;**  
22                    (D) **THE AMOUNT OF RESOURCES THAT INDIVIDUAL**  
23                    **SCHOOLS RECEIVE UNDER THE GENERAL**  
24                    **APPROPRIATIONS ACT, INCLUDING SCHOOL-LEVEL**  
25                    **MAINTENANCE AND OTHER OPERATING EXPENSES**  
26                    **DOWNLOADED TO SCHOOLS;**  
27                    (E) **SCHEDULE OF CONSTRUCTION OF CLASSROOMS BY**  
28                    **SCHOOL UNDER THE SCHOOL BUILDING PROGRAM; AND**  
29                    (F) **INDICATORS OF SCHOOL PERFORMANCE INCLUDING**  
30                    **NATIONAL ACHIEVEMENT TEST (NAT) RESULTS, OTHER**

1                   **STANDARDIZED TEST SCORES, PARTICIPATION RATES,**  
2                   **COHORT SURVIVAL RATES, AND OTHER RELEVANT**  
3                   **MEASURES OF PERFORMANCE ON THE QUALITY OF**  
4                   **EDUCATION.”**

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

7                   **“SEC. 100-B. MANUAL ON THE FUNCTIONS OF THE LOCAL**  
8                   **SCHOOL BOARDS AND SEF UTILIZATION. – WITH THE ADDITIONAL**  
9                   **FUNCTIONS GIVEN TO THE LOCAL SCHOOL BOARDS UNDER THIS**  
10                  **ACT, AND ITS MANDATE TO INSTITUTIONALIZE TRANSPARENCY**  
11                  **MECHANISMS IN THE UTILIZATION OF THE SEF, THE DEPARTMENT**  
12                  **OF INTERIOR AND LOCAL GOVERNMENT, DEPARTMENT OF**  
13                  **EDUCATION, COMMISSION ON HIGHER EDUCATION, TECHNICAL**  
14                  **EDUCATION AND SKILLS DEVELOPMENT AUTHORITY, DEPARTMENT**  
15                  **OF SOCIAL WELFARE AND DEVELOPMENT, PHILIPPINE STATISTICS**  
16                  **AUTHORITY, AND UNION OF LOCAL AUTHORITIES OF THE**  
17                  **PHILIPPINES SHALL DEVELOPMENT A MANUAL TO GUIDE THE**  
18                  **ALLOCATION AND UTILIZATION OF THE SEF AND THE EFFICIENT**  
19                  **FUNCTIONING OF THE SCHOOL BOARD. THE MANUAL SHALL ALSO**  
20                  **INCLUDE, AMONG OTHERS, THE SEF EXPENDITURES THAT ARE**  
21                  **ALLOWANCE OR NOT, THE BUDGET CALENDAR, THE TRANSPARENCY**  
22                  **MECHANISMS, AND THE EFFECTIVE PROCESSES FOR THE**  
23                  **OPERATION OF THE SCHOOL BOARD. THE MANUAL SHALL BE**  
24                  **FORMULATED AND RELEASED TO THE SCHOOL BOARDS NOT LATER**  
25                  **THAN SIXTY (60) DAYS AFTER THE PROMULGATION OF THE**  
26                  **IMPLEMENTING RULES AND REGULATIONS OF THIS ACT.”**

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

1           "Sec. 101. *Compensation and Remuneration.*- The co-chairmen and  
2 members of the provincial, city or municipal school board shall perform their  
3 duties as such without compensation or remuneration. Members thereof who  
4 are not government officials or employees shall be entitled to necessary  
5 traveling expenses and allowances chargeable against the funds of the local  
6 school board concerned, subject to existing accounting and auditing rules and  
7 regulations."

8           Sec. 8. Section 272 of RA No. 7160, as amended, is hereby amended to

9 read as follows:

10           "Sec. 272. *Application of Proceeds of the Additional One Percent SEF Tax*  
11 – The proceeds from the additional one percent (1%) tax on real property  
12 accruing to the Special Education Fund (SEF) shall automatically be released to  
13 the local school boards; Provided, That, in case of provinces, the proceeds shall  
14 be divided equally between the provincial and municipal school boards;  
15 Provided, however, That the proceeds shall be allocated [~~for the operation and~~  
16 ~~maintenance of public schools, construction and repair of school buildings,~~  
17 ~~facilities and equipment, educational research, purchase of books and~~  
18 ~~periodicals, and sports development as determined and approved by the Local~~  
19 ~~School Board]~~ **FOR THE FOLLOWING PURPOSES:**

20           **(A) SALARIES OR WAGES OF SEF-PAID TEACHERS ASSIGNED**  
21           **TO PUBLIC ELEMENTARY AND SECONDARY SCHOOLS;**

22           **(B) SALARIES OR WAGES OF NON-TEACHING PERSONNEL,**  
23           **INCLUDING UTILITY AND SECURITY PERSONNEL,**  
24           **ASSIGNED TO PUBLIC ELEMENTARY AND SECONDARY**  
25           **SCHOOLS;**

26           **(C) SALARIES OR WAGES OF PRE-SCHOOL TEACHERS, AND**  
27           **CAPITAL OUTLAYS FOR THE PRE-SCHOOL;**

28           **(D) CONSTRUCTION, REPAIR, AND MAINTENANCE OF**  
29           **PUBLIC ELEMENTARY, AND SECONDARY SCHOOL**  
30           **BUILDINGS, EQUIPMENT, AND OTHER FACILITIES,**



- 1                   **INCLUDING WORKSHOPS, LABORATORIES, SCHOOL**  
2                   **FENCES, SCHOOL TOILETS AND SCHOOL FURNITURE;**
- 3           **(E) ACQUISITION OR PROCUREMENT OF BOOKS,**  
4                   **INSTRUCTIONAL OR LEARNING MATERIALS, AND**  
5                   **INFORMATION AND COMMUNICATIONS TECHNOLOGY**  
6                   **PACKAGES;**
- 7           **(F) EDUCATIONAL RESEARCH;**
- 8           **(G) EDUCATION SUMMITS, COMMUNITY TOWNHALL**  
9                   **MEETINGS, DISCUSSIONS, AND CONSULTATIONS ON**  
10                   **INFORMATION, ISSUES, AND CONCERNS RELATED TO**  
11                   **EDUCATION;**
- 12           **(H) COMMUNITY MAPPING OF DATA RELATED TO**  
13                   **EDUCATION;**
- 14           **(I) OPERATION AND MAINTENANCE OF ALS PROGRAMS**  
15                   **WITHIN THE CITY OR MUNICIPALITY AND THE**  
16                   **SUPPLEMENTARY LOCAL COST OF IMPLEMENTING SUCH**  
17                   **PROGRAMS, INCLUDING BUT NOT LIMITED TO THE**  
18                   **HIRING AND PAYMENT OF SALARIES OF ADDITIONAL**  
19                   **ALS TEACHERS WITHIN THE LGU'S AREA OF**  
20                   **JURISDICTION;**
- 21           **(J) FORMULATION AND IMPLEMENTATION OF LOCALLY**  
22                   **ORIENTED NON-FORMAL AND DISTANCE EDUCATION**  
23                   **CLASSES AND TRAINING PROGRAMS, AND OTHER**  
24                   **SIMILARLY RELATED PROGRAMS, PROJECTS, AND**  
25                   **ACTIVITIES;**
- 26           **(K) ESTABLISHMENT AND MAINTENANCE OF EXTENSION**  
27                   **AND/OR REMEDIAL CLASSES WHERE NECESSARY;**
- 28           **(L) HONORARIUM AND ALLOWANCES FOR TEACHERS AND**  
29                   **OTHER NON-TEACHING SCHOOL PERSONNEL, WHETHER**  
30                   **NATIONALLY OR LOCAL COMPENSATED, TO BE GIVEN IN**  
31                   **ADDITION TO THEIR SALARIES FOR ADDITIONAL**  
32                   **SERVICES RENDERED OUTSIDE OF REGULAR SCHOOL**

1                                   **HOURS;**  
2                   **(M) SCHOOL SPORTS ACTIVITIES AND OTHER DEP-ED**  
3                                   **RELATED AND CO-CURRICULAR ACTIVITIES, AND**  
4                   **(N) MAINTENANCE AND OTHER OPERATING EXPENSES OF**  
5                                   **THE LOCAL SCHOOL BOARD, INCLUDING SUPPLIES,**  
6                                   **MATERIALS, EQUIPMENT, AND RELATED EXPENSES.”**

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

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

- 16            a) The School Head as the Chief Executive Officer;
- 17            b) One (1) representative from the Parent-Teacher Association (PTA) to  
18            be elected by the members of the PTA;
- 19            c) One (1) teacher representative to be elected by the teaching and  
20            non-teaching staff of the school;
- 21            d) One (1) representative from the alumni association;
- 22            e) The barangay chairperson or the Chairperson of the Education  
23            Committee of the barangay;
- 24            f) The president or head of the Student Council Organization; if there  
25            is no such organization in the school, one (1) student representative  
26            to be elected by the student population;
- 27            g) One (1) representative from a non-government organization  
28            operating in the community, to be selected by the other members of  
29            the SGC; and
- 30            h) Such other necessary members of the local school board may

1 determine.

2 The members of the SGC shall elect among themselves the Chairperson, Vice  
3 Chairperson, Secretary, Treasurer and Auditor of the SGC.

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

- 5 a) Determine the general policies of the school on student welfare,  
6 discipline and well-being;
- 7 b) Participate in the development of the School Improvement Plan  
8 (SIP);
- 9 c) Adopt a Constitution and By-Laws to guide its decisions;
- 10 d) Conduct its affairs in keeping with the school's decision-making  
11 processes;
- 12 e) Assist in the planning and setting direction for the school;
- 13 f) Organize committees to support the school head and staff in the  
14 implementation of the SIP;
- 15 g) Regularly conduct consultation as an avenue for multi-level and  
16 multi-stakeholder assessment of the school's state of education;
- 17 h) Monitor and evaluate the implementation of the SIP, and develop  
18 such monitoring and evaluation tools;
- 19 i) Report the progress of SIP Implementation to the School's Division  
20 Superintendent and the community;
- 21 j) Generate resources to support the implementation of the SIP;
- 22 k) Manage its resources; and
- 23 l) Such other powers and functions as may be necessary for its  
24 effective performance.

25 The School Head as Chief Executive Officer shall:

- 26 a) Implement the SIP which includes delegating responsibilities to other  
27 staff and setting up processes to monitor progress, collecting and  
28 analyzing data; and documenting relevant information;
- 29 b) Implement policies developed in partnership with the SGC;

- 1 c) Provide accurate and timely information to include progress reports  
2 about the SIP, government requirements and initiatives, and financial  
3 reports on school expenditures; and  
4 d) Perform such other functions as the SGC may deem necessary.

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

8 *Sec. 10. Implementing Rules and Regulations.* – Within sixty (60) days after  
9 the effectivity of this Act, the Department of Interior and Local Government,  
10 Department of Education, Commission on Higher Education, Technical Education and  
11 Skills Development Authority, Department of Social Welfare and Development,  
12 Philippine Statistics Authority, Union of Local Authorities of the Philippines, National  
13 Economic and Development Authority, Department of Finance, Department of Budget  
14 and Management, and other education stakeholders, shall promulgate the rules and  
15 regulations for the effective implementation of this Act. The IRR issued pursuant to  
16 this section shall take effect thirty (30) days after its publication in a newspaper of  
17 general circulation.

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

21 *Sec. 12. Separability Clause.* If any part or provision of this Act is held  
22 unconstitutional or invalid, the other parts or provision hereof which are not affected  
23 shall continue to be in full force and effect.

24 *Sec. 13. Repealing Clause.* Sections 98, 100, 101, and 272 of Republic Act No.  
25 7160, otherwise known as the Local Government Code of 1991, as amended, are  
26 hereby amended. All laws, orders, rules or regulations that are inconsistent or contrary  
27 to the provisions of this Act are hereby amended or repealed accordingly.

28

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

3

4 *Approved,*