

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

FIFTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 2845

Introduced by: **HON. RACHEL MARGUERITE B. DEL MAR**

EXPLANATORY NOTE

The State recognizes the vital role of the youth in nation building and shall promote and protect their physical, moral, spiritual, intellectual and social well-being. It shall inculcate in the youth patriotism and nationalism and encourage their involvement in public and civic affairs (1987 Constitution). In furtherance of this Constitutional provision, Her Excellency President Gloria Macapagal Arroyo issued Executive Order No. 438, date 27 June 2005, approving and adopting the Philippine Medium-Term Youth Development Plan (MTYDP) 2005-2010 which shall serve as the guiding framework for National Government Agencies (NGAs), Local Government Units (LGUs), and Non-Government Organizations (NGOs) in the formulation and implementation of the youth-oriented programs and policies.

One of the policy strategies stated in the MTYDP is to strengthen the Sangguniang Kabataan's (SK) participation in national and local development, and institute reforms in the system to make it more responsive to the needs of the youth sector. There was no mention about abolishing the Sangguniang Kabataan. The Medium-Term Youth Development Plan 2005-2010 is a multisectoral framework for youth development which resulted from the review of government and some non-government programs, activities and projects, conducts of the national and regional Youth Attributes, Participation and Service-Providers (YAPS) workshop; and culminated in dialogue among delegates of the National Youth Parliament. The MTYDP is a result of study (National Youth Assessment- the YAPS study) that underwent a regional consultation cum validation workshops (that was held in 17 regions) then to a National Consultation Workshop and to the National Youth Parliament before it was approved by the Social Development Committee, which eventually was also approved and adopted through Executive Order No. 438.

The Study conducted by the University of the Philippines Center for Integrative and Development Studies (UP CIDS) sometimes last May 2006 entitled "Study on the

Impact of the Youth Participation in the Local Development Process: The Sangguniang Kabataan Experience” conducted under the auspices of the Advisory Board composed of the Department of Interior and Local Government – National Barangay, the Operations Office, the Council for the Welfare of Children, the National Youth Commission, the National Anti-Poverty Commission – Youth and Student Sector, and the United Nations Children’s Fund acknowledged that the SK is able to have a considerable positive impact on the youth as well as the community, and recommended that the weaknesses in the SK be addressed by effecting changes in crucial aspects of the existing policies and in their implementation.

The SK is a necessary mechanism “to uphold the interest and welfare of the youth sector though a democratically established institution for governance” (Lazaro of the Student Council Alliance of the Philippines, 2002). The allegations on inefficiency and ineffectiveness which are not true to all SK’s can be remedied by reforms (Albano of the 5th National Youth Parliament Region 7 Delegates Corps, 2004). The move to abolish the Sangguniang Kabataan is equivalent to the repression of the democratic rights and welfare of the youth.

The calls of SK Reform are based on studies, empirical data, nation wide consultations and validations, sentiments from the different youth leaders and youth organizations in the entire country, and an Executive Order that serves as a guiding framework for National Government Agencies (NGA), Local Government Units (LGU’s) and Non-Government Organization (NGO’s) in the formulation and implementation of the youth-oriented programs and policies as opposed to the perceptions and opinions alone that served as a basis of those who are calling for SK abolition.

This proposed measure is based on the MTYDP (2005-2010) – adopted and approved through Executed Order No. 438, the Study on the Impact of the Youth Participation in the Local Development Process: The Sangguniang Kabataan Experience – conducted by University of the Philippines (UP) Center for Integrative and Development Studies, the Proposed SK Reform Bill of the National Youth Commission (NYC) last 2005, the SK Reform Bill – National Executive Board (NEB) version of 2005, the 6th National Youth Parliament output and the new NYC version of the reform bill.

Further consultations were made with the SK Cebu City Federation earlier this month to update the existing provisions and introduce new amendments to the measure.

Among the recommendations of this measure are: increase of the age bracket qualifications from 15 – 17 to 17 -21 years of age; requirement of six (6) months residency in the barangay immediately prior to the election for candidates to elective SK positions; creation of a Local Youth Development Council in every barangay which will serve as a parallel group of the SK for policy making and project

implementation; fiscal autonomy of the SK in its operation as to the disbursement and encashment of their income and expenses, the barangay captain not having the power to withhold and/or delay the release of funds to the SK for as long as the request for such release is supported by a duly approved SK resolution and a project proposal duly approved by the Department of Interior and Local Government; and mandatory allocation in the SK budget of – green brigade (10%), capability building (10%), drug awareness campaign (10%), local youth development council (10%); barangay council for the protection of children [BCPC] (10%), SK federation annual dues (2%); and the remaining 48% to be divided depending on the priorities of the barangay to educational services, health concerns, sports leagues, livelihood programs and linggo ng kabataan.

In view of the foregoing, approval of the proposed measure is earnestly requested.


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AN ACT
STRENGTHENING AND REFORMING THE SANGGUNIANG KABATAAN
AMENDING FOR THAT PURPOSE CERTAIN PROVISIONS OF REPUBLIC
ACT NO. 7160, OTHERWISE KNOWN AS THE LOCAL GOVERNMENT
CODE OF 1991 AND REPUBLIC ACT NO. 9340, RESETTING THE
BARANGAY AND SK ELECTIONS AND FOR OTHER PURPOSES.

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

SECTION 1. Title - This act shall be known as the Sangguniang Kabataan Reform Act of 2010.

SEC. 2. Barangay Funds – Section 329 of Republic Act No. 7160 is hereby amended to read as follows:

Section 329. Barangay Funds. All income of the Barangay DERIVED FROM whatever source shall accrue to its general fund and shall, at the option of the Barangay concerned be kept as trust fund in the custody of the city or municipal treasurer or be deposited in a bank, preferably government owned, situated in or nearest to its area of jurisdiction. Such funds shall be disbursed in accordance with the provision of this Title. Ten percent (10%) of the general fund of the Barangay shall be set aside for the Sangguniang Kabataan (SK). THE SANGGUNIANG BARANGAY SHALL APPROPRIATE THE SANGGUNIANG KABATAAN FUND IN LUMP SUM. THE SANGGUNIANG KABATAAN SHALL HAVE FISCAL AUTONOMY IN ITS OPERATION AS TO DISBURSEMENT AND ENCASHMENT OF THEIR INCOME AND EXPENSES. FOR THE PURPOSE OF REINFORCING THE SK'S FISCAL AUTONOMY, THE BARANGAY

CAPTAIN SHALL HAVE NO POWER TO WITHHOLD AND/OR DELAY THE RELEASE OF FUNDS TO THE SK FOR AS LONG AS THE REQUEST FOR SUCH RELEASE IS SUPPORTED BY A DULY APPROVED SK RESOLUTION AND A PROJECT PROPOSAL DULY APPROVED BY THE DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT.

SEC. 3. *Procedure for Reviewing of SK Budgets:*

A. Procedure for reviewing of Sangguniang Kabataan Budgets:

1. All SK Budgets shall be approved by a majority of all the members of the Sangguniang Kabataan based on the Annual Barangay Youth Development Plan (ABYDP) formulated in consultation with the Katipunan ng Kabataan (KK) and the Local Youth Development Council. The SK Chairperson shall furnish the Sangguniang Barangay a copy for their information and the higher SK Federation for the latter to review the budget appropriations if they conform to the priorities and goals of the federation and to approve the same;

2. All SK Budgets, with attached minutes of the KK and LYDC Assembly approving the Annual Barangay Youth Development Plan, shall be submitted to the SK City/Municipal Local Executive Committee (LEC) on or before the last working day of October of every year. The SK City/Municipal Local Executive Committee shall review for approval and deliberate on the budget in a regular or special session whether the same conforms to the ABYDP, before the last working day of November. The LEC shall see to it that the appropriations are based on the approved ABYDP and it contains the following mandatory allocations:

- i. green brigade – 10%
- ii. capability building – 10%
- iii. drug awareness campaign – 10%
- iv. Local Youth Development Council – 10%
- v. Barangay Council for the Protection of Children – 10%
- vi. SK Federation annual dues – 2%

are allocated in the SK budget. The remaining 48% of the budget shall be allocated in any of the following priority concerns:

- i. educational services
- ii. health concerns
- iii. sports leagues
- iv. livelihood programs
- v. Buwan ng Kabataan
- vi. Other activities which may be conceptualized and initiated by the KK, LYDC, and SK Council

All approved budget shall be certified as approved by the SK City/Municipal President as the case may be;

3. Any SK Chairperson who fails to submit the SK budget together with the attachments found in the preceding paragraph shall be subject to proper investigation and appropriate disciplinary action to be determined by their respective SK LEC in accordance with the SK Constitution and By-Laws;

4. No SK Budget can be utilized by the SK concerned, without the appropriate certification from the SK Federation President with the concurrence of the SK City/Municipal Local Executive Committee;

5. All Realignments in the Barangay SK Budgets shall be reviewed for approval and be deliberated in the same manner in paragraph 2.

B. ALLOCATION OF SK BUDGET:

Barangay SK budgets shall be allocated based on the ABYDP provided that at least two (2) of the priority concerns are also properly allocated and that two (2) percent of the annual budget of the barangay SK are allocated for the annual dues of the higher federations.

SEC. 4. *Creation and Election* – Section 423 of Republic Act No. 7160 is hereby amended to read as follows:

Section 423. *Creation and Election* – (a) There shall be in every barangay a Sangguniang Kabataan to be composed of a **CHAIRPERSON**, seven (7) members AS KAGAWADS, a secretary and a treasurer. THE SECRETARY AND TREASURER SHALL BE ELECTED FROM AMONG THE SK KAGAWADS BY THE KATIPUNAN NG KABATAAN IN A SPECIAL MEETING CALLED AFTER THE ELECTION OF THE LATTER.

(b) x x x

SEC. 5. *Katipunan ng Kabataan* – Section 424 of Republic Act No. 7160 is hereby amended by Republic Act No. 9164, is hereby amended to read as follows:

SECTION 424-A. LOCAL YOUTH DEVELOPMENT COUNCIL – THERE SHALL BE A LOCAL YOUTH DEVELOPMENT COUNCIL (LYDC) IN EVERY BARANGAY WHICH WILL SERVE AS A PARALLEL GROUP OF THE SANGGUNIANG KABATAAN FOR POLICY MAKING AND PROJECT IMPLEMENTATION. THE OFFICERS OF THE LYDC SHALL BE AS FOLLOWS: PRESIDENT, VICE PRESIDENT, SECRETARY, TREASURER, AUDITOR, PUBLIC RELATIONS OFFICERS AND TWO (2) SERGEANT AT ARMS WHO SHALL BE ELECTED BY AND FROM AMONG THE SITIO YOUTH OFFICERS.

THE LYDC SHALL DISCUSS BUDGET APPROPRIATIONS WHICH THEY WILL RECOMMEND TO THE SK COUNCIL FOR APPROVAL.

THE LYDC SHALL NOT BE A MEMBER ORGANIZATION OF THE SK BUT SHALL BE A PARALLEL BODY TO FACILITATE THE CHECK AND BALANCE OF SK ACTIVITIES AND FINANCIAL TRANSACTIONS.

THE SANGGUNIANG KABATAAN OFFICIALS SHALL, IMMEDIATELY AFTER THEIR ELECTION, FACILITATE THE ELECTION OF THE SITIO LEVEL YOUTH OFFICERS AS WELL AS THE ELECTION OF THE OFFICERS OF THE LYDC.

THE SANGGUNIANG KABATAAN SHALL APPROPRIATE 10% FROM ITS TOTAL BUDGET FOR LYDC-INITIATED ACTIVITIES SUBJECT TO THE DELIBERATION AND APPROVAL OF THE SK COUNCIL.

THE LYDC SHALL MEET ONCE A MONTH AND SHALL CONVENE THE KATIPUNAN NG KABATAAN ONCE IN EVERY QUARTER TOGETHER WITH THE SK COUNCIL FOR THE RENDITION OF QUARTERLY ACCOMPLISHMENT AND FINANCIAL REPORTS OF BOTH THE LYDC AND SK.

Section 424. *Katipunan ng Kabataan* – the Katipunan ng Kabataan shall be composed of all citizens of the Philippines actually residing in the

barangays for at least six (6) months, who are at least fifteen (15) but not more than twenty-one (21) years of age, and who are registered in the list of the SANGGUNIANG KABATAAN (SK) SECRETARY.

THE KATIPUNAN NG KABATAAN SHALL BE GOVERNED BY THE LOCAL YOUTH DEVELOPMENT COUNCIL.

SEC. 6. *Qualifications* – Section 428 of Republic Act No. 7160, as amended by Republic Act No. 9164, is hereby amended to read as follows:

Section 428. *Qualifications* –

(A) NO PERSON SHALL BE QUALIFIED TO RUN FOR ANY ELECTIVE POSITION IN THE SANGGUNIANG KABATAAN UNLESS HE/SHE HAS UNDERGONE THE MANDATORY INTEGRATED SANGGUNIANG KABATAAN ORGANIZATIONAL LEADERSHIP AND RE-ORIENTATION – BASIC ORIENTATION SEMINAR (ISKOLAR-BOS) WHICH SHALL BE CONDUCTED AT LEAST ONE MONTH BEFORE THE SANGGUNIANG KABATAAN ELECTION BY THE INCUMBENT SK COUNCIL OFFICIALS WITH THE SUPERVISION OF THE INCUMBENT SK FEDERATION OFFICIALS.

(B) An elective official of the Sangguniang Kabataan must be a citizen of the Philippines, a qualified voter of the Katipunan ng Kabataan, a resident of the barangay for at least SIX (6) MONTHS immediately prior to the election, AT LEAST SEVENTEEN (17) BUT NOT MORE THAN TWENTY-ONE (21) YEARS OF AGE on the day of his election, able to read and write Filipino or English, or the local dialect, and must not have been convicted of any crime involving moral turpitude.

(C) A Sangguniang Kabataan official who, during his term of office, shall have passed the age of TWENTY-ONE (21) years shall be allowed to serve the remaining portion of the term for which he was elected.

Sec. 7. *Powers and Duties of the Sangguniang Kabataan Chairman* – Section 431 of Republic Act No. 7160, is hereby amended to read as follows:

SECTION 431. *Powers and Duties of the Sangguniang Kabataan Chairman.* - In addition to the duties which may be assigned to him by the Sangguniang Barangay, the Sangguniang Kabataan chairman shall:

(a) x x x

(b) x x x

(c) x x x

(D) SUBMIT TO THE SANGGUNIAN KABATAAN LOCAL FEDERATION AS WELL AS TO THE BARANGAY COUNCIL AN END OF TERM REPORT WHICH SHALL LIKEWISE BE WHICH SHALL LIKEWISE BE REPORTED DURING THE KATIPUNAN NG KABATAAN ASSEMBLY.

(f) x x x

Section 8. *Sangguniang Kabataan Treasurer* – Section 433 of Republic Act No. 7160, is hereby amended to read as follows:

Section 433. *Sangguniang Kabataan Treasurer* – x x x

(a) Take custody of all Sangguniang Kabataan property and funds, THE LATTER TO BE DEPOSITED IN A BANK PREFERABLY GOVERNMENT-OWNED, SITUATED IN OR NEAREST TO ITS AREA OF JURISDICTION, IN THE NAME OF THE SK CONCERNED or to be deposited to the city or municipal treasurer

(b) x x x

(c) x x x

(d) x x x

(e) Submit to the SK and Sangguniang Barangay certified and detailed statements of actual income and expenditures AT THE END OF EVERY QUARTER AND THE SAME SHALL BE PUBLISHED OR POSTED IN THREE CONSPICUOUS SPACES WITHIN THE BARANGAY; and

(f) x x x

SEC. 9. *Privileges of Sangguniang Kabataan Officials* – Section 434 of Republic Act No. 7160, is hereby amended to read as follows:

Section 434. *Privileges of Sangguniang Kabataan Officials* – x x x

(a) The SK Chairperson shall have the same privileges x x x

(b) ALL SK'S SHALL BE EXEMPTED FROM TAKING UP NATIONAL SERVICE TRAINING PROGRAM – CIVIC WELFARE TRAINING SERVICE (NSTP-CWTS) subjects

(c) THE SK CHAIRPERSON SHALL BE CONSIDERED A PERSON IN AUTHORITY AS DEFINED BY LAW IN CONNECTION

WITH THE ACTUAL DISCHARGE OF HIS/HER OFFICIAL FUNCTIONS AS SUCH.]

(d) THE SK KAGAWAD SHALL BE CONSIDERED AS AN AGENT OF PERSON IN AUTHORITY AS DEFINED BY LAW IN CONNECTION WITH THE ACTUAL DISCHARGE OF HIS/HER OFFICIAL FUNCTIONS AS SUCH.

(e) THE REGULAR SANGGUNIANG KABATAAN KAGAWADS SHALL RECEIVE A MONTHLY HONORARIUM A MAXIMUM AMOUNT OF ONE THOUSAND PESOS (PHP1,000.00) WHILE THE ELECTED SECRETARY AND TREASURER SHALL RECEIVE A MONTHLY HONORARIUM OF ONE THOUSAND FIVE HUNDRED PESOS (PHP1,500.00) EACH AS THE MAXIMUM AMOUNT DEPENDING ON THE BARANGAY INCOME. SAID HONORARIUM SHALL BE GIVEN SUBJECT ONLY FOR AN OFFICIAL'S PERFECT ATTENDANCE IN THE MONTHLY REGULAR SESSIONS AND FULL PARTICIPATION IN ALL SK ACTIVITIES AS CERTIFIED BY THE CHAIRPERSON.

SEC. 10. *Succession and Filling of Vacancies* – Section 434 of Republic Act No. 7160, is hereby amended to read as follows:

Section 435. *Succession and Filling of Vacancies*

(a) In case a SK Chairperson refuses to assume office, fails to qualify, is convicted of a felony, voluntarily resigns, dies, is permanently incapacitated and is removed from office, the SK member who obtained the next highest number of votes in the election immediately preceding shall assume the office of the chairperson for the unexpired portion of term, and shall discharge the powers and duties, and enjoy the rights and privileges appurtenant to the office. In case the said member refuses to assume the position or fails to qualify, the SK member who obtained the next highest number of votes shall assume the position of the chairperson for the unexpired portion of the term.

(b) x x x

(c) x x x

(d) x x x

(e) IN CASE A SANGGUNIANG KABATAAN CHAIRPERSON HAS BEEN ABSENT WITHOUT LEAVE FOR MORE THAN THREE (3) CONSECUTIVE MONTHS AS MANIFESTED IN THE RECORDS OF THE SANGGUNIANG BARANGAY SESSIONS OR HAS BEEN ABSENT WITHOUT VALID REASON FOR TWO (2) CONSECUTIVE REGULAR MEETINGS OF THE SK OR FOR FAILURE TO CALL A REGULAR MEETING OF THE SK AND/OR OF THE KK FOR AT LEAST TWO (2) CONSECUTIVE TIMES, SUCH SK CHAIRPERSON SHALL BE INVESTIGATED BY A COMMITTEE TO BE FORMED BY THE FEDERATION CONCERNED UPON RECEIPT OF A COMPLAINT LETTER (NOT NECESSARILY A VERIFIED ONE) FROM THE SK COUNCILORS CONCERNED OR ANY CONCERNED YOUTH MEMBER OF THE BARANGAY. THE COMMITTEE REPORT WILL BE FORWARDED TO THE SK FEDERATION FOR APPROPRIATE ACTION OR DISCIPLINARY ACTION TO BE GIVEN TO THE CONCERNED SK CHAIRPERSON. THE DILG LOCAL GOVERNMENT OPERATIONS OFFICER (LGOO) OF THE CONCERNED LOCAL GOVERNMENT UNIT SHOULD BE FURNISHED A COPY OF THE APPROPRIATE DISCIPLINARY ACTION BEFORE ITS EFFECTIVITY. SUCH DECISION CAN BE APPEALED IN THE PROVINCIAL FEDERATION IN THE CASE OF SK PAMBAYANG PEDERASYON AND TO THE NATIONAL EXECUTIVE BOARD (NEB) IN THE CASE OF HIGHLY URBANIZED CITIES (HUCS) AND INDEPENDENT COMPONENT CITIES (ICCS).

(f) IN CASE OF VACANCY IN THE POSITIONS OF THE SK KAGAWADS, THE SK CHAIRPERSON SHALL CALL FOR A SPECIAL ELECTION IN COORDINATION WITH THE DILG OF THE LOCAL GOVERNMENT UNIT CONCERNED.

IN THE ABSENCE OF A REGULAR ELECTED SK CHAIRPERSON AND KAGAWADS, THE PRESIDENT OF THE PANLUNGSOD/PAMBAYANG PEDERASYON NG MGA SK, AS THE CASE MAY BE, SHALL CONVENE THE KK OF THE BARANGAY CONCERNED AND CALL FOR A SPECIAL ELECTION IN

COORDINATION WITH THE DILG OF THE LOCAL GOVERNMENT UNIT CONCERNED.

(g) THE PRESIDENT OF THE SK PEDERASYON WHO SHALL BE ELECTED AS THE SK REGIONAL DIRECTOR IN THE PAMBANSANG PEDERASYON NG MGA SK SHALL SERVE AS AN EX-OFFICIO MEMBER OF THE REGIONAL TOURISM COUNCIL WITHOUT NEED OF FURTHER APPOINTMENT AND SHALL HAVE THE SAME POWERS AND DISCHARGE THE SAME DUTIES AND FUNCTION, AND ENJOY THE SAME PRIVILEGES AS REGULAR MEMBERS.

SEC. 11. *Pederasyon ng mga Sangguniang Kabataan* – Section 436 of Republic Act No. 7160, is hereby amended to read as follows:

Section 435. *Pederasyon ng mga Sangguniang Kabataan*

(a) x x x

(b) x x x

(c) x x x

(d). THE SK CHAIRPERSON WHO IS ELECTED AS FEDERATION PRESIDENT SHALL AUTOMATICALLY SERVE AS AN EX-OFFICIO MEMBER OF THE LOCAL SANGGUNIAN AND SPECIAL BODIES, SUCH AS BUT NOT LIMITED TO, THE LOCAL HEALTH BOARD, PEACE AND ORDER COUNCIL, LOCAL DEVELOPMENT COUNCIL, LOCAL SCHOOL BOARD, AND LOCAL TOURISM COUNCIL. AS SUCH, HE/SHE SHALL HAVE THE SAME POWERS, DISCHARGE THE SAME DUTIES AND FUNCTIONS, AND ENJOY THE SAME PRIVILEGES AS THE REGULAR MEMBERS OF THESE SPECIAL BODIES.

(e). THE PRESIDENT OF THE PAMBANSANG PEDERASYON NG MGA SK SHALL SERVE AS EX-OFFICIO COMMISSIONER OF THE NATIONAL YOUTH COMMISSION AS PROVIDED FOR BY REPUBLIC ACT NO. 8044. AS EX-OFFICIO COMMISSIONER, HE SHALL BE ENTITLED TO THE SAME RANK, COMPENSATION, RIGHTS AND PRIVILEGES OF A DEPARTMENT ASSISTANT SECRETARY.

(f).THE PAMBANSANG PEDERASYON NG SK SHALL MAINTAIN ITS OWN SECRETARIAT FOR EFFICIENT COORDINATION AND EFFECTIVE IMPLEMENTATION OF ITS PROGRAMS.

(g). THE PAMBANSANG PEDERASYON NG SK SHALL BE INDEPENDENT OF ALL GOVERNMENT OFFICES AND AGENCIES IN ITS OPERATIONS. IT SHALL DEVELOP ACTIVE LINES OF COORDINATION AND COMMUNICATION WITH THE DIFFERENT GOVERNMENT OFFICES AND AGENCIES AND SHALL BE SOLELY RESPONSIBLE FOR ALL ITS POLICIES AND OPERATIONS. AT THE END OF EACH CALENDAR YEAR, IT SHALL SUBMIT TO THE PRESIDENT OF THE PHILIPPINES, THROUGH THE DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT, AN ANNUAL REPORT OF PROGRAMS AND ACTIVITIES, INCLUDING A FINANCIAL STATEMENT OF ALL ITS FUNDS AND DISBURSEMENTS. THE PAMBANSANG PEDERASYON PRESIDENT IS THE ONE RESPONSIBLE FOR THE SUBMISSION OF THE ANNUAL REPORT OF PROGRAMS AND ACTIVITIES. THE PAMBANSANG PEDERASYON PRESIDENT TOGETHER WITH THE PAMBANSANG PEDERASYON TREASURER ARE THE ONES RESPONSIBLE FOR THE SUBMISSION OF THE FINANCIAL STATEMENT OF ALL ITS FUNDS AND DISBURSEMENTS.

(h). THE PAMBANSANG PEDERASYON NG SK IS HEREBY AUTHORIZED TO RECEIVE DONATIONS, REQUESTS, GRANTS AND FUNDS FROM OTHER SOURCES SUBJECT TO THE PERTINENT PROVISIONS OF LAW AND APPROVAL OF THE NATIONAL EXECUTIVE BOARD (NEB).

(i).THE PAMBANSANG PEDERASYON NG SK SHALL BE EXEMPTED FROM ALL FORMS OF TAXATION OR OTHER IMPOSITIONS AND SHALL BE FREE FROM ALL DUTIES AND ALL OTHER IMPOSTS ON ANY EQUIPMENT, ARTICLES OR GOODS NECESSARY FOR ITS OPERATIONS.

SEC. 12. *Buwan ng Kabataan* – Section 439 of Republic Act No. 7160, is hereby amended to read as follows:

Section 439. Observance of BUWAN ng Kabataan-

(a.) Every barangay, municipality, city and province shall, in coordination with the pederasyon ng mga Sangguniang Kabataan at all levels, conduct an annual activity to be known as the BUWAN NG KABATAAN EVERY DECEMBER OF EVERY YEAR. NON-COMPLIANCE OF SK'S AT ALL LEVEL WITH THIS PROVISION WOULD MEAN AN IMPOSITION OF DISCIPLINARY ACTION TO BE DETERMINED BY THE FEDERATION CONCERNED IN ACCORDANCE WITH THE SK CONSTITUTION AND BY-LAWS.

(b.) Xxx

SEC. 13. *Date of Election* - Section 1 of Republic Act 9340 is hereby amended in order to read as follows:

Section 1. *Date of Election*- xxx Subsequent barangay and sangguniang kabataan elections shall be held on the LAST MONDAY OF OCTOBER 2011 and every three (3) years thereafter.

SEC.14. *Registration* - For purposes of the April 2008 Sangguniang Kabataan elections provided under this act, a special registration of voters for the Sangguniang Kabataan shall be fixed by the Commission on Elections (COMELEC). Subsequent registration of Sangguniang Kabataan voters shall be governed by Republic Act No. 8189. The system of continuing registration provided under section 8 of Republic Act NO. 8189 shall also apply to the registration of the Katipunan ng Kabataan Members.

SEC. 15. *Constitution and BY-Laws* - The term of office, manner of election, removal, filling up of vacancies, suspension and disciplinary action of the officers and members of the Pederasyon ng mga SK at all levels, and the procedure or reviewing and allocating SK budgets, shall be exclusively governed by the Constitution and By-laws of the SK promulgated and ratified by the SK National Federation. Provided, that provisions of such Constitution and By-Laws are in line with the provisions of this Code and other national laws and policies of the youth.

Provided that the Chairperson/ President of the SK or Pederasyon ng mga SK at any level, who is suspended or removed from his/her position in accordance with the SK Constitution and By-Laws and as provided for in the local government code and other applicable laws shall also be deemed suspended or removed in the local sanggunian where he sits as an ex-officio member.

The Chairman/President of the Pederasyon at any level, or the SK Chairperson when removed as ex-officio member of the sanggunian on the grounds provided in the Local Government Code, shall be automatically removed as Chairperson/President of the Pederasyon concerned.

SEC.16. *Implementing Rules and Regulations* - The Commission on elections (COMELEC), Department of Budget and Management (DBM) and SK National Executive Board (NEB) shall be tasked to come up with the implementing rules and regulations (IRR) needed for the implementation of this Act. Such IRR should be promulgated within sixty (60) days upon approval of this act.

SEC. 17. *Appropriations* - The amount necessary for the implementation of this Act shall be incorporated in the Annual General Appropriations Act.

SEC. 18. *Separability Clause* - If any section or provision of this Act shall be declared unconstitutional, the remaining sections or provisions shall not be affected thereby.

SEC. 19. *Repealing Clause* - All laws, presidential decrees, executive orders, letters of instruction, rules and regulations which are inconsistent with any of the provisions of this Act are hereby repealed and modified accordingly.

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

Approved.