

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

FIFTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 3092

Introduced by Rep. Wilfredo Mark M. Enverga

EXPLANATORY NOTE

This bill seeks to provide for the inclusion of additional members in the Local School Boards amending for the purpose Section 98 of the Local Government Code of 1991.

A local school board (LSB) is a special body created by virtue of Republic Act No. 7160, otherwise known as the Local Government Code of 1991. LSBs are assigned to determine the annual supplementary budgetary needs of public schools within their respective jurisdiction, administer and manage the share of public educational institutions from the proceeds of the special levy on real property which constitutes their Special Education Fund, allocate the same, and serve as an advisory committee to the *Sangguniang* concerned on educational matters.

LSB seems well represented yet in reality most of its members are not functioning well. Decision making has been confined to this eight-person board where most often priorities are being determined by its two most powerful members, the governor or mayor and the school superintendent. As a result, the LSB budget is used mostly for discrete and disparate activities, particularly infrastructure and regular sports activities. Furthermore, there are several sectors that are not yet represented in the Board.

Secondary Schools are not assured of their representation; Day Care Workers are likewise deprived of their representatives in the Board.

As a result, this has largely prevented the LSB to help address several problems facing public schools such as the deteriorating quality of basic education, lack of awareness about the state of public education among stakeholders, inadequate mechanisms for meaningful involvement and participation of parents and the community as well in the delivery of public education services and lack of transparency and accountability in the administration of the public school system.

This bill seeks to strengthen the Board by increasing its membership to include representatives from the Secondary School Principals and from the Day Care Schools in the area and to provide additional functions responsive to its mandate and the demand of times.

In view of the foregoing considerations, approval of this bill is highly and earnestly recommended.



WILFRIDO MARK ENVERGA

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12 AN ACT STRENGTHENING LOCAL SCHOOL BOARDS, AMENDING FOR THE
13 PURPOSE SECTIONS 98, 99 AND 100 OF REPUBLIC ACT NO. 7160, OTHERWISE
14 KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991, AS AMENDED, AND FOR
15 OTHER PURPOSES
16

17 *Be it enacted by the Senate and House of Representatives of the Philippines in*
18 *Congress assembled:*
19

20 SECTION. 1. Section 98 of Republic Act No. 7160 is hereby amended to read as
21 follows:

22 "SEC. 98. *Creation, Composition and Compensation.* –

23 (a) x-x-x-x

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

25 (1) The provincial school board shall be composed of the governor and
26 the division superintendent of schools as co-chairmen; the chairman
27 of the education committee of the sangguniang panlalawigan, the
28 provincial treasurer, the representative of the *pederasyon ng mga*
29 *sangguniang kabataan* in the sangguniang panlalawigan, the duly
30 elected president of the provincial federation of parents-teachers
31 associations, the duly elected representative of the teachers'
32 organizations in the province, THE DULY ELECTED PRESIDENT
33 OF THE DAY CARE FEDERATION OF THE PROVINCE, A
34 REPRESENTATIVE EACH OF THE PRIVATE SECTOR OR

1 NON GOVERNMENTAL ORGANIZATION ENGAGED IN NON
2 FORMAL EDUCATION AND DISTANCE EDUCATION
3 ACTIVITIES, REPRESENTATIVE FROM THE PUBLIC
4 SECONDARY SCHOOL PRINCIPALS IN THE PROVINCE and
5 the duly elected representative of the non academic personnel of
6 public schools in the province, as members;
7

8 (2) The city school board shall be composed of the city mayor and the city
9 superintendent of schools as co-chairmen; the chairman of the education
10 committee of the sangguniang panlungsod, the city treasurer, the
11 representative of the pederasyon ng mga sangguniang kabataan in the
12 sangguniang panlungsod, the duly elected president of the city
13 federation of parents-teachers associations, the duly elected
14 representative of the teachers' organizations in the city, THE DULY
15 ELECTED PRESIDENT OF THE DAY CARE FEDERATION OF
16 THE CITY, A REPRESENTATIVE EACH OF THE PRIVATE
17 SECTOR OR NON GOVERNMENTAL ORGANIZATION
18 ENGAGED IN NON FORMAL EDUCATION AND DISTANCE
19 EDUCATION ACTIVITIES, REPRESENTATIVE FROM THE
20 PUBLIC SECONDARY SCHOOL PRINCIPALS IN THE CITY and
21 the duly elected representative of the non academic personnel of public
22 schools in the city, as members; and
23

24 (3) The municipal school board shall be composed of the municipal mayor
25 and the district supervisor of schools as co-chairmen; the chairman of
26 the education committee of the sangguniang bayan, , the municipal
27 treasurer, the representative of the pederasyon ng mga sangguniang
28 kabataan in the sangguniang bayan, the duly elected president of the
29 municipal federation of parents-teachers associations, the duly elected
30 representative of the teachers' organizations in the municipality, THE
31 DULY ELECTED PRESIDENT OF THE DAY CARE FEDERATION
32 OF THE MUNICIPALITY, A REPRESENTATIVE EACH OF THE
33 PRIVATE SECTOR OR NON GOVERNMENTAL ORGANIZATION

ENGAGED IN NON FORMAL EDUCATION AND
DISTANCE EDUCATION ACTIVITIES, REPRESENTATIVE
FROM THE PUBLIC SECONDARY SCHOOL PRINCIPALS IN
THE MUNICIPALITY and the duly elected representative of the non
academic personnel of public schools in the municipality, as
members;

(c) x-x-x-x-x;

(d) x-x-x-x-x.

SECTION. 2. Section 99 of Republic Act No. 7160 is hereby amended to read as
follows:

“SEC. 99. *Functions of Local School Boards.*- The provincial, city or
municipal school board shall:

(a) Determine THE ANNUAL BUDGET OF THE SCHOOL BOARD
IN COORDINATION WITH THE CONCERNED DEP ED. THE
ANNUAL AND SUPPLEMENTAL BUDGET SHALL BE
EQUITABLY ALLOCATED AMONG ALL SCHOOL
DISTRICTS IN ALL LGUs CONCERNED;

(b) x-x-x-x

(c) x-x-x-x

(d) x-x-x-x

(e) LOCAL SCHOOL BOARD MAY HAVE THE FOLLOWING
ADDITIONAL FUNCTIONS:

(1) PROVIDE FUNDS FOR THE ACQUISITION OF SCHOOL
SITES, SCHOOL BUILDINGS, EQUIPMENT,
COMPUTERS, BOOKS AND LEARNING MATERIALS
INCLUDING ELECTRONIC LEARNING MATERIALS
AND THE LIKE;

(2) PROVIDE FUNDS FOR SCHOLARSHIPS AND

1 ALLOWANCES WITH PRIORITY TO POOR BUT
2 DESERVING STUDENTS; AND

3 (3) FORMULATE SCHOOL BUILDING PROGRAM SUBJECT
4 TO THE APPROVAL OF THE SANGGUNIAN
5 CONCERNED;

6 (f) THE DEPARTMENT OF EDUCATION SHALL SEEK THE
7 CONCURRENCE OF THE LOCAL SCHOOL BOARD ON
8 THE ASSIGNMENT AND/OR TRANSFER OF DIVISION
9 SUPERINTENDENTS, DISTRICT SUPERVISORS, SCHOOL
10 PRINCIPALS AND OTHER SCHOOL OFFICIALS.

11
12 **SECTION 3.** Section 100 of Republic Act No. 7160 is hereby amended to read as
13 follows:

14
15 " SEC 100. *Meetings and Quorum; Budget.* - (a) x-x-x-x

16 (b) x-x-x-x

17 (c) The annual school board budget shall give priority to the following:

18 (1) x-x-x-x;

19 (2) x-x-x-x;

20 (3) x-x-x-x;

21 (4) FORMULATION AND IMPLEMENTATION OF' LOCALLY
22 ORIENTED NONFORMAL AND DISTANCE EDUCATION AND
23 TRAINING PROGRAMS; AND
24 (5)HONORARIUM AND ALLOWANCES GIVEN TO TEACHERS AND
25 OTHER SCHOOL PERSONNEL WHETHER NATIONALLY OR
26 LOCALLY PAID GIVEN IN ADDITION TO THEIR SALARIES FOR
27 ADDITIONAL SERVICES RENDERED OR AS ADDITIONAL
28 BENEFITS OR INCENTIVES;

29
30 **SEC. 4.** Repealing Clause. - All laws, decrees, executive orders, rules and
31 regulations, and all other issuances inconsistent with this Act shall be deemed repealed,
32 modified or amended accordingly;
33

1 SEC. 5. Separability Clause. - If, for any reason or reasons, any part or provision of
2 this Act shall be held unconstitutional or invalid, other parts or provisions hereof which are not
3 affected thereby shall continue to be in full force and effect.

4
5 SEC. 6. Effectivity Clause. - This Act shall take effect fifteen (15) days after the
6 completion of its publication in at least two (2) newspapers of general circulation.

7
8 *Approved,*