

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

Sixteenth Congress
First Regular Session

House Bill No. **3000**



Introduced by **AKBAYAN** Representatives
Ibarra M. Gutierrez III and Walden F. Bello

EXPLANATORY NOTE

The 1987 Philippine Constitution recognizes the vital role of the youth in nation-building and made it a policy of the State to promote and protect the physical, moral, spiritual, intellectual and social well-being, to inculcate in the Filipino youth the values of patriotism and nationalism, and to encourage the involvement of the youth sector in public and civic affairs.

The enactment of Republic Act No. 7160 otherwise known as the "*Local Government Code of 1991*" provided the platform for the Filipino youth sector's engagement and participation in local governance. It reserved a portion of the barangay funds for the implementation of youth-related projects and programs and gave representation for the youth in higher local governance organs.

The *Sangguniang Kabataan* is a unique set-up and provides possibilities for progressive interventions to advance meaningful youth participation, enhances access to education and youth employment, and democratizes delivery of social services for the youth sector.

Yet the current *Sangguniang Kabataan (SK)* set-up in the *Local Government Code of 1991* is flawed. Corruption is rampant especially in barangays where some *SK* officials are in collusion with other barangay officials in the promotion of their own personal vested interests. Programs and projects were largely limited to sports fests and beauty pageants. What could have been a powerful and relevant youth institution has been reduced in the

eyes of the general public as a symbol of corruption, political disenfranchisement and patronage politics.

Despite the problems involving the institution, the solution is not the abolition of the *Sangguniang Kabataan*. Abolishing the *SK* will contradict the entire essence of the devolution of the government and will inhibit the Filipino youth's vital role in nation-building. Deepening democracy in the way we organize our politics entails having relevant and accessible local government units, where the people—in this particular case, the Filipino youth—having direct and meaningful participation in the affairs of the State.

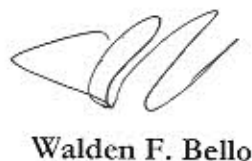
Putting the *SK* on the right track requires an overhaul of its set-up. The *Katipunan ng mga Kabataan* must be empowered to give the body oversight powers to make *SK* officials accountable to their constituency in terms of clear processes in development planning, budgeting and disbursement of funds. The involvement of youth-oriented civil society organizations must also be enhanced through the creation of a youth development council which has representation in the *SK* and has the mandate to draft the *SK's* annual youth development plan.

These are but some of the reforms that must be undertaken to restore the trust of the youth and the whole nation to the *SK* and to make the youth body a meaningful instrument for youth empowerment at the barangay level. This bill is an updated version of House Bill No. 468 introduced in the Fifteenth Congress by AKBAYAN Representatives Kaka J. Bag-ao and Walden F. Bello.

To achieve these goals, the prompt enactment of this bill is earnestly sought.



Ibarra M. Gutierrez



Walden F. Bello

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AN ACT
TO REFORM AND STRENGTHEN THE SANGGUNIANG KABATAAN
AND PROVIDING FUNDS THEREFORE

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

1 **SECTION 1. Title.**—This Act shall be known as “*The Sangguniang Kabataan Reform and*
2 *Empowerment Act of 2013.*”
3

4 **SECTION 2.** Section 423 of Republic Act No. 7160, otherwise known as the “*Local*
5 *Government Code of 1991*” is hereby amended to read as follows:
6

7 “*Section 423. Creation and Election.*—
8

9 (a) There shall be in every barangay a *Sangguniang*
10 *Kabataan* to be composed of a ~~chairman~~ chairperson and
11 seven (7) members elected by the *Katipunan ng mga*
12 *Kabataan*, a secretary, and a treasurer the two (2) *ex-officio*
13 representatives elected by the *Katipunang Pangkaunlaran ng*
14 *Kabataan* as provided in Section 426-A(d) of this Code
15 and a secretary and a treasurer who shall be appointed by
16 the chairperson.

(b) A *Sangguniang Kabataan* official who, during his or her term of office, shall have passed the age of ~~twenty-one (21)~~ twenty-five (25) years shall be allowed to serve the remaining portion of the term for which he or she was elected."

SECTION 3. Section 424 of Republic Act No. 7160, otherwise known as the "*Local Government Code of 1991*," is hereby amended to read as follows:

"Section 424. Katipunan ng mga Kabataan.—~~The~~ There shall be in every barangay a Katipunan ng mga Kabataan shall be composed of all citizens of the Philippines actually residing in the barangay for at least six (6) months, who are at least ~~fifteen (15)~~ eighteen (18) but not more than ~~twenty-one (21)~~ twenty-five (25) years of age, and who are duly registered in the list of the *Sangguniang Kabataan* or in the official barangay list in the custody of the barangay secretary."

SECTION 4. Section 425 of Republic Act No. 7160, otherwise known as the "*Local Government Code of 1991*," is hereby amended to read as follows:

"Section 425. Meetings Powers and Duties of the Katipunan ng mga Kabataan.—~~The~~ Katipunan ng mga Kabataan has the following powers and duties:

(a) The Katipunan ng mga Kabataan shall be the highest policy-making body to decide on matters affecting the youth in the barangay. All plans and programs of the Sangguniang Kabataan have to be approved by the Katipunan ng mga Kabataan.

1 (b) The Katipunan ng mga Kabataan may reprimand,
2 censure or remove any Sangguniang Kabataan member
3 who has failed to discharge his or her duties
4 effectively, or who has committed other abuses as
5 provided in existing laws. The affirmative vote of
6 two-thirds of the members of the Katipunan ng mga
7 Kabataan is needed to adopt a resolution of
8 reprimand, censure or removal.

9
10 (c) The Katipunan ng mga Kabataan shall meet at least once
11 every three (3) months twice a year or at the call of
12 the chairman chairperson of the Sangguniang Kabataan
13 or upon written petition of at least one-twentieth
14 (1/20) of its members, to decide on important issues
15 affecting the youth of the barangay.

16
17 The first Katipunan ng mga Kabataan meeting shall take
18 place not later than three (3) months after the
19 proclamation of the results of the immediately
20 preceding Sangguniang Kabataan elections and shall be
21 convened by the newly-elected Sangguniang Kabataan
22 chairperson. For the succeeding meetings and for
23 purposes of facilitation, the Katipunan ng mga Kabataan
24 may choose a chairperson among its members.

25
26 In case the membership of the Katipunan ng mga
27 Kabataan exceeds five hundred (500), regular meetings
28 may be organized on the basis of a proportional
29 system of representation as determined by the
30 Sangguniang Kabataan in coordination with the
31 Sangguniang Barangay.
32

(d) The Katipunan ng mga Kabataan may create such bodies and committees as it may deem necessary to fulfill its functions and duties."

SECTION 5. A new provision after Section 425, denominated as "*Section 426-A*" is hereby added:

"Section 426-A. Katipunang Pangkaunlaran ng Kabataan.—

(a) There shall be in every Katipunan ng mga Kabataan, a Katipunang Pangkaunlaran ng Kabataan. The Katipunang Pangkaunlaran ng Kabataan is the civil society arm of the Sangguniang Kabataan with the mandate of establishing the development programs and activities of the Sangguniang Kabataan.

(b) The Katipunang Pangkaunlaran ng Kabataan shall be composed of representatives from different youth organizations and associations operating in the barangay. The Sangguniang Kabataan chairperson, prior to the first Katipunan ng Kabataan meeting, shall convene the Katipunang Pangkaunlaran ng Kabataan's first assembly.

(c) Together with the Sangguniang Kabataan, the Katipunang Pangkaunlaran ng Kabataan shall develop and monitor the implementation of the annual youth development plan for the barangay.

(d) The Katipunang Pangkaunlaran ng Kabataan shall elect among its members two (2) *ex-officio* representatives to the Sangguniang Kabataan that shall have the same powers and discharge the same duties and functions as the Sangguniang Kabataan members. The elections of the representatives shall be facilitated by the Sangguniang

Kabataan in coordination with the Commission on Elections.”

SECTION 6. Section 426 of Republic Act No. 7160, otherwise known as the “*Local Government Code of 1991*,” is hereby amended to read as follows:

“*Section 426. Powers and Duties of the Sangguniang Kabataan.—*
The *Sangguniang Kabataan* shall:

(a) Promulgate resolutions necessary to carry out the objectives of the youth in the barangay in accordance with the applicable provisions of this Code;

(b) ~~Initiate and implement programs designed to enhance the social, political, economic, cultural, intellectual, moral, spiritual, and physical development of the members that aim to promote meaningful youth participation, accessible education, youth employment, active citizenship, sexual and reproductive health, sports and sustainable development;~~

(c) Hold fund-raising activities, the proceeds of which shall be tax-exempt and shall accrue to the General Fund of the *Sangguniang Kabataan*: *Provided, That in the appropriation thereof appropriating the funds raised, the specific purpose for which such fund-raising activity has been* ~~was~~ held shall be ~~first~~ completely satisfied;

(d) Create such bodies or committees as it may deem necessary to effectively carry out its programs and activities;

(e) Submit and present annual and end-of-term program and financial reports to the *Sangguniang Barangay*,

Katipunan ng mga Kabataan and Katipunang Pangkaunlaran ng Kabataan ~~on~~ over their projects and activities for the survival and development of the youth in the barangay;

(f) Consult and coordinate with ~~all the~~ Katipunan ng mga Kabataan, Katipunang Pangkaunlaran ng Kabataan and different youth organizations in the barangay for policy formulation and project implementation;

(g) Coordinate with the appropriate national agency for the implementation of youth development projects and programs at the national level;

~~(h) Exercise such other powers and perform such other duties and functions as the~~ Coordinate and cooperate with the *Sangguniang Barangay* ~~may determine or delegate; and~~ on other youth-related projects and programs that the *Sangguniang Barangay* wishes to initiate and implement;

(i) Present to the Katipunan ng mga Kabataan its annual program of action and its budget;

(j) Develop and implement a Sangguniang Kabataan guidelines in line with the duties and principles outlines in this Code; and

(k) Exercise such other powers and perform such other duties and functions as may be prescribed by law or ordinance.”

SECTION 7. Section 428 of Republic Act No. 7160, otherwise known as the “*Local Government Code of 1991*,” is hereby amended to read as follows:

1 “Section 428. *Qualifications.*—An elective ~~official~~ member
2 of the *Sangguniang Kabataan* must ~~be a~~ have the following
3 qualifications:
4

5 (a) Citizen of the Philippines;

6
7 (b) Qualified ~~voter~~ member of the *Katipunan ng mga*
8 *Kabataan*;

9
10 (c) Resident of the barangay for at least one (1) year
11 immediately prior to election;

12
13 (d) At least ~~fifteen (15)~~ eighteen (18) years but not
14 more than ~~twenty-one (21)~~ twenty-five (25) years of age
15 on the day of his election;

16
17 (e) Able to read and write Filipino, English, or the
18 local dialect;

19
20 (f) Must not have been convicted of any crime
21 involving moral turpitude; and

22
23 (g) Must not have any relative in elective public office
24 within the third degree of consanguinity or affinity.”
25

26 **SECTION 8.** Section 429 of Republic Act No. 7160, otherwise known as the “*Local*
27 *Government Code of 1991*,” is hereby amended to read as follows:

28
29 “Section 429. *Term of Office.*—The *Sangguniang Kabataan*
30 ~~chairman~~ chairperson and members shall hold office for a
31 period of three (3) years, unless sooner removed for cause
32 as provided by law, permanently incapacitated, die or
33 resign from office. No member or chairperson of the

1 Sangguniang Kabataan shall serve for more than three (3)
2 consecutive terms.”
3

4 **SECTION 9.** Section 430 of Republic Act No. 7160, otherwise known as the “*Local*
5 *Government Code of 1991*,” is hereby amended to read as follows:
6

7 “*Section 430. Sangguniang Kabataan ~~Chairman~~ Chairperson.*—
8 The registered voters of the *Katipunan ng mga Kabataan*
9 shall elect the ~~chairman~~ chairperson of the *Sangguniang*
10 *Kabataan* who shall automatically serve as an *ex-officio*
11 member of the *Sangguniang Barangay* upon his assumption
12 to office. As such, ~~he~~ the chairperson shall exercise the
13 same powers, discharge the same duties and functions,
14 and enjoy the same privileges as the regular *Sangguniang*
15 *Barangay* members, and shall be the ~~chairman~~ chairperson
16 of the committee on youth development in the said
17 *Sanggunian*.”
18

19 **SECTION 10.** Section 431 of Republic Act No. 7160, otherwise known as the “*Local*
20 *Government Code of 1991*,” is hereby amended to read as follows:
21

22 “*Section 431. Powers and Duties of the Sangguniang Kabataan*
23 *Chairman Chairperson.*—~~In addition to the duties which~~
24 ~~may be assigned to him by the Sangguniang Barangay~~ The
25 *Sangguniang Kabataan* ~~chairman~~ chairperson shall have the
26 following duties:
27

28 (a) Call and preside over all meetings of the
29 Sangguniang Kabataan, and upon the decision of the
30 body, the Katipunan ng mga Kabataan;
31

32 (b) ~~Implement~~ Ensure the implementation of
33 policies, programs, and projects within his or her
34 jurisdiction in coordination with the *Sangguniang Barangay*;

(c) Exercise general jurisdiction over the affairs and activities of the *Sangguniang Kabataan* and the official conduct of its members, and such other officers of the *Sangguniang Kabataan* within his or her jurisdiction;

(d) With the concurrence of the *Sangguniang Kabataan*, appoint from among the members of the *Sangguniang Kabataan*, the secretary and treasurer and such other officers as may be deemed necessary;

(e) Present to the *Katipunan ng mga Kabataan* and *Sangguniang Barangay* the *Sangguniang Kabataan's* annual program of action and financial report; and

(f) Coordinate with the *Sangguniang Barangay* for the youth-related projects and programs of the *Sangguniang Kabataan*.

SECTION 11. Section 432 of Republic Act No. 7160, otherwise known as the "*Local Government Code of 1991*," is hereby amended to read as follows:

"Section 432. Sangguniang Kabataan Secretary.—The Sangguniang Kabataan secretary shall:

(a) Keep all records of the *Katipunan ng mga Kabataan* and *Sanggunian Kabataan*;

(b) Prepare and keep minutes of all meetings of the *Katipunan ng mga Kabataan* and *Sanggunian Kabataan*;

(c) Prepare all forms necessary for the conduct of registrations, elections, initiatives, referenda, or plebiscites,

1 in coordination with the barangay secretary and the
2 Commission on Elections; and
3

4 (d) Perform such other duties and discharge such
5 other functions as ~~chairman~~ chairperson of the *Sangguniang*
6 *Kabataan* may prescribe or direct.”
7

8 **SECTION 12.** Section 433 of Republic Act No. 7160, otherwise known as the “*Local*
9 *Government Code of 1991*,” is hereby amended to read as follows:
10

11 “*Section 433. Sangguniang Kabataan Treasurer.*—The
12 *Sangguniang Kabataan* treasurer shall:
13

14 (a) Take custody of all *Sangguniang Kabataan* property
15 and funds not otherwise deposited with the city or
16 municipal treasurer;
17

18 (b) Collect and receive contributions, monies, and all
19 other sources intended for the *Sangguniang Kabataan* and
20 *Katipunan ng mga Kabataan*;
21

22 (c) Disburse funds in accordance with an approved
23 budget of the *Sangguniang Kabataan*;
24

25 (d) Certify the availability of funds whenever
26 necessary;
27

28 (e) Submit to the *Katipunan ng mga Kabataan*,
29 *Sangguniang Kabataan* and to the *Sangguniang Barangay*
30 certified and detailed statements of actual income and
31 expenditures at the end of every month; and
32

(f) Perform such other duties and discharge such other function as the ~~chairman~~ chairperson of the *Sangguniang Kabataan* may prescribe or direct.”

SECTION 13. Section 434 of Republic Act No. 7160, otherwise known as the “*Local Government Code of 1991*,” is hereby amended to read as follows:

“Section 434. Privileges of the Sangguniang Kabataan Officials.—

(a) The *Sangguniang Kabataan* ~~chairman~~ chairperson shall have the same privileges enjoyed by other *Sangguniang Barangay* officials under this Code subject to such requirements and limitations provided herein.

(b) All regular *Sangguniang Kabataan kagawads* shall receive honoraria, allowances and such other emoluments as may be authorized by law or barangay, municipality or city ordinance in accordance with the provisions of this Code, but in no case shall it be less than one thousand pesos (Php1,000.00) per month: *Provided, however, That any additional honoraria, allowances and such other emoluments that are to be taken from the *Sangguniang Kabataan* funds shall be first approved by the *Katipunan ng mga Kabataan*.*

(c) During their incumbency, *Sangguniang Kabataan* officials, including the *ex-officio* representatives, shall be exempt from payment of tuition and matriculation fees while enrolled in public tertiary schools, including state colleges and universities. The national government shall reimburse said college or university the amount of the tuition and matriculation fees: *Provided, That to qualify for the privilege the said officials shall enroll in a state college or university within or nearest their area of jurisdiction the*

region of the barangay where the *Sangguniang Kabataan* official is serving.”

SECTION 14. A new provision after Section 432, denominated as “*Section 433-A*” is hereby added:

“Section 433-A. Removal from Office.—The following shall be grounds for removal from office of *Sangguniang Kabataan* chairperson and members:

(a) Absence without valid reasons for three consecutive months;

(b) Failure to convene meetings of the *Katipunan ng mga Kabataan* and *Sangguniang Kabataan*;

(c) Conviction of a crime involving moral turpitude; and

(d) Violation of existing laws against graft and corruption and other Civil Service laws.

A *Sangguniang Kabataan* chairperson or member is deemed eligible for replacement whenever he or she:

(a) Refuses to assume office;

(b) Fails to qualify;

(c) Voluntarily resigns;

(d) Dies, or;

(e) Is permanently incapacitated;”

1
2 **SECTION 15.** Section 435 of Republic Act No. 7160, otherwise known as the "*Local*
3 *Government Code of 1991*," is hereby amended to read as follows:
4

5 *"Section 435. Succession and Filing of Vacancies.—*

6
7 (a) In case the *Sangguniang Kabataan* ~~chairman~~
8 ~~chairperson~~ refuses to assume office, fails to qualify, is
9 convicted of a felony, voluntarily resigns, dies, is
10 permanently incapacitated, is removed from office or
11 becomes eligible for replacement, or has been absent
12 without leave for more than three (3) consecutive
13 months, the *Sangguniang Kabataan* member who obtained
14 the next highest number of votes in the election
15 immediately preceding shall assume the office of the
16 ~~chairman~~ chairperson for the unexpired portion of the
17 term, and shall discharge the powers and duties, and
18 enjoy the rights and privileges appurtenant to the office.
19 In case the said member refuses to assume the position or
20 fails to qualify, the *Sangguniang Kabataan* member
21 obtaining the next highest number of votes shall assume
22 the position of the ~~chairman~~ chairperson for the
23 unexpired portion of the term.
24

25 (b) ~~Where two (2) or more Sangguniang Kabataan~~
26 ~~members obtained the same next higher number of votes,~~
27 ~~the other Sangguniang Kabataan members shall conduct~~
28 ~~an election to choose the successor to the chairman from~~
29 ~~among the said members. In case all members of the~~
30 *Sangguniang Kabataan* refuses to assume office or fails to
31 qualify, the *Katipunan ng mga Kabataan*, in coordination
32 with the Commission on Elections and the *Sangguniang*
33 *Barangay*, shall convene fifteen days (15) after the said

1 vacancy for the purpose of holding a special election for
2 the position of chairperson.

3
4 (c) ~~After the vacancy shall have been filled, the~~
5 ~~*Sangguniang Kabataan* chairman shall call a special election~~
6 ~~to complete the membership of said *Sanggunian*. Such~~
7 ~~*Sangguniang Kabataan* member shall hold office for the~~
8 ~~unexpired portion of the term of the vacant seat. In case~~
9 ~~of vacancy in the positions of the *Sangguniang Kabataan*~~
10 ~~*kagawad*, the *Sangguniang Kabataan* chairperson shall call a~~
11 ~~special meeting of the *Katipunan ng mga Kabataan* for the~~
12 ~~purpose of electing members for the vacant positions:~~
13 ~~*Provided, That such election shall be conducted in*~~
14 ~~*coordination with the Commission on Elections and the*~~
15 ~~*Sangguniang Barangay.*~~
16

17 **SECTION 16. *Mandatory Training and Seminar on Leadership, Program***
18 ***Development and Youth Advocacies.***—All *Sangguniang Kabataan* officials must undergo
19 mandatory trainings and seminars on leadership and program development which will
20 enable them to identify projects and programs in line with the principles and duties
21 outlined in this Act.

22
23 The National Youth Commission is the agency directed to provide the abovementioned
24 trainings and seminars.
25

26 **SECTION 17.** Section 329 of Republic Act No. 7160, otherwise known as the "*Local*
27 *Government Code of 1991*," is hereby amended to read as follows:
28

29 "*Section 329. Barangay Funds.*—~~Unless otherwise provided~~
30 ~~in this Title, a~~ All the income of the barangay derived
31 from whatever source shall accrue to its general fund and
32 shall, at the option of the barangay concerned, be kept as
33 trust funds in the custody of the city or municipal
34 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 provisions of this Title. Ten percent (10%) of the general fund of the barangay shall be set aside for the *Sangguniang Kabataan*.

The *Sangguniang Kabataan* shall have direct access to the portion of the General Fund stated above, and shall adopts its own system of accounting including, but not limited to, the manner of disbursing income and incurring expenses: *Provided*, That the allocation of the funds shall be approved by the *Katipunan ng mga Kabataan*: *Provided, further*, That such an allocation and system of accounting shall be reviewed by the *Katipunang Pangkaunlaran ng Kabataan*."

SECTION 18. *Procedure for Reviewing SK Budgets.*—

(a) All *Sangguniang Kabataan* appropriations shall be reviewed following the procedure outlined below:

(1) All *Sangguniang Kabataan* appropriations shall be approved by a majority of all members of the *Sangguniang Kabataan* based on the Annual Barangay Youth Development Plan formulated in consultation with the *Katipunan ng mga Kabataan* and the Local Youth Development Council. The *Sangguniang Kabataan* chairperson shall furnish the *Sangguniang Barangay* and the higher *Sangguniang Kabataan* Federation a copy of such Annual Barangay Youth Development Plan for their information. The *Sangguniang Kabataan* Federation shall review the appropriations and approve the same after determining if these conform with the priorities and goals of the Federation.

(2) The resolution of the *Katipunan ng mga Kabataan* and the Local Youth Development Council approving the appropriations, and the *Sangguniang Kabataan* appropriations shall be submitted to the *Sangguniang Kabataan* city or municipal local executive committee on or before the last working day of October of every year. Not later than the last working day of November of every year, the *Sangguniang Kabataan* city or municipal local executive committee shall deliberate, review and approve the appropriations in a regular or special session to determine if these were based on the approved Annual Barangay Youth Development Plan: *Provided*, That the *Sangguniang Kabataan* appropriations shall include the following mandatory allocations: (i) Green brigade = ten percent (10%); (ii) Capacity building = ten percent (10%); (iii) Drug awareness campaign = ten percent (10%); (iv) Local Youth Development Council = ten percent (10%); (v) Barangay Council for the Protection of Children = ten percent (10%); and (vi) *Sangguniang Kabataan* Federation annual dues = two percent (2%): *Provided, further*, That forty-eight percent (48%) of the appropriations shall include allocations in any of the following priority concerns: (i) educational services; (ii) health concerns; (iii) sports league; (iv) livelihood programs; (v) *buman ng kabataan*; and (vi) other activities which may be conceptualized and initiated by the *Katipunan ng mga Kabataan*, Local Youth Development Council and *Sangguniang Kabataan* council.

All approved budget shall be certified as approved by the *Sangguniang Kabataan* city or municipal president, as the case may be.

(3) Any *Sangguniang Kabataan* chairperson who fails to submit the *Sangguniang Kabataan* appropriations and/or the resolution of the *Katipunan ng mga Kabataan* and the Local Youth Development Council approving the appropriations shall be subject to investigation by and appropriate disciplinary action to be determined by the respective *Sangguniang Kabataan* city or municipal local executive committee in accordance with the *Sangguniang Kabataan* Constitution and By-Laws.

(4) No *Sangguniang Kabataan* appropriation can be utilized by the *Sangguniang Kabataan* concerned, without the certificate from the *Sangguniang Kabataan* Federation President with the concurrence of the *Sangguniang Kabataan* city or municipal local executive committee.

(5) All realignments in the barangay *Sangguniang Kabataan* appropriations shall be reviewed for approval and be deliberated in the same manner as the approval and deliberations of the *Sangguniang Kabataan* budgets in paragraph (2) of this Section.

(b) Barangay *Sangguniang Kabataan* budgets shall allocated based on the Annual Barangay Youth Development Plan: *Provided, That* at least two (2) of the priority concerns are also properly allocated for the annual dues of the higher *Sangguniang Kabataan* Federations.”

SECTION 19. Section 436 of Republic Act No. 7160, otherwise known as the “*Local Government Code of 1991*,” is hereby amended to read as follows:

“Section 436. *Pederasyon ng mga Sangguniang Kabataan*.—

(a) There shall be an organization of all the *Pederasyon ng mga Sangguniang Kabataan* to be known as follows:

(1) In municipalities, *Pambayang Pederasyon ng mga Sangguniang Kabataan*;

(2) In cities, *Panlungsod na Pederasyon ng mga Sangguniang Kabataan*; and

~~(3) In provinces, *Panlalawigang na Pederasyon ng mga Sangguniang Kabataan*. In special metropolitan political subdivisions, *Pangmetropolitan na Pederasyon ng mga Sangguniang Kabataan*; On the national level, *Pambansang Pederasyon ng mga Sangguniang Kabataan*.~~

(b) The *Pederasyon ng mga Sangguniang Kabataan* shall, at all levels, elect from among themselves the president, vice-president and such other officers as may be necessary and shall organized in the following manner:

(1) The *Panlungsod* and *Pambayang na Pederasyon* shall be composed of all the *Sangguniang Kabataan* officials of the barangays in the city or municipality, respectively.

~~(2) The *Panlalawigang Pederasyon* shall be composed of presidents of the *Panlungsod* and *Pambayang Pederasyon*;~~

~~(3) The *Pangmetropolitan Pederasyon* shall be composed of presidents of the *Panlungsod* and *Pambayang Pederasyon*.~~

(c) The elected presidents of the *Pederasyon* ~~at the provincial, highly urbanized city, and metropolitan political subdivision levels~~ of the *Panlungsod* and

1 Pambayang Pederasyon shall constitute the Pambansang
2 Katipunan ng mga Sangguniang Kabataan.

3
4 (d) The Sangguniang Kabataan chairperson who is
5 elected as federation president shall automatically serve as
6 an ex-officio member of the local Sangguniang and special
7 bodies, such as but not limited to, the Local Health
8 Board, Peace and Order Council, Local Development
9 Council, Local School Board, and Local Tourism Council.
10 As such ex-officio member he or she shall have the same
11 powers, discharge the same duties and functions, and
12 enjoy the same privileges as the regular members of these
13 special bodies.

14
15 (e) The president of the Pambansang Katipunan ng mga
16 Sangguniang Kabataan shall serve as ex-officio commissioner
17 of the National Youth Commission, as provided by
18 Republic Act No. 8044. As ex-officio commissioner, he or
19 she shall have the same rank as of a department assistant
20 secretary: Provided, That the prohibition on double
21 compensation shall apply.

22
23 (f) The Pambansang Pederasyon ng Sangguniang Kabataan
24 shall maintain its own secretariat for efficient
25 coordination and effective implementation.

26
27 (g) The Pambansang Pederasyon ng Sangguniang Kabataan
28 shall be separate from all government offices and agencies
29 in its operations. However, it shall develop active lines of
30 coordination and communication with the different
31 government offices and agencies and shall be solely
32 responsible for all its policies and operation and submit to
33 the President of the Philippines, through the Department
34 of Interior and Local Government, an annual report of

1 programs and activities, including a financial statement of
2 all its funds and disbursements. The Pambansang Pederasyon
3 president is responsible for the submission of the annual
4 report of programs and activities. The Pambansang
5 Pederasyon president together with the Pambansang
6 Pederasyon treasurer are jointly responsible for the
7 submission of the financial statement of all its funds and
8 disbursements.

9
10 (h) The Pambansang Pederasyon ng Sangguniang Kabataan
11 is hereby authorized to receive donations, requests, grants
12 and funds from other sources subject to the pertinent
13 provisions of law and to the approval of the National
14 Executive Board.

15
16 (i) The Pambansang Pederasyon ng Sangguniang Kabataan
17 shall be exempted from all forms of taxation or other
18 impositions and shall be free from all duties and all other
19 imposts on any equipment, articles or goods necessary for
20 its operations.”

21
22 **SECTION 20.** Section 439 of Republic Act No. 7160, otherwise known as the “*Local*
23 *Government Code of 1991*,” is hereby amended to read as follows:

24
25 “Section 439. Observance of ~~Linggo~~ “*Buwan ng Kabataan*”.—

26
27 (a) Every barangay, municipality, city and province
28 shall, in coordination with the *Pederasyon ng mga*
29 *Sangguniang Kabataan* at all levels, conduct an annual
30 activity to be known as ~~Linggo~~ “*Buwan ng Kabataan*” ~~on~~
31 ~~such date as shall be determined by the Office of the~~
32 ~~President~~ in the month of May of every year. Non-
33 compliance with this provision by a Sangguniang Kabataan
34 at any level would merit the imposition of appropriate

1 disciplinary actions to be determined by the Sangguniang
2 Kabataan Federation in accordance with the Constitution
3 and By-Laws.
4

5 (b) The observance of the ~~Linggo~~ "Bunwan ng Kabataan"
6 shall include the election of the counterparts of all local
7 elective and appointive officials, as well as heads of
8 national offices or agencies stationed or assigned in the
9 territorial jurisdiction of the local government unit,
10 among in-school and community youth residing in the
11 local government unit concerned from ages thirteen (13)
12 to seventeen (17). During said ~~week~~ month, they shall
13 hold office as boy and girl officials and shall perform such
14 duties and conduct such activities as may be provided in
15 the ordinance enacted pursuant to this Chapter."
16

17 **SECTION 21.** Section 1 of Republic Act No. 9340, otherwise known as "*An Act*
18 *Amending Republic Act No. 9164, Resetting the Barangay and Sangguniang Kabataan Elections, and*
19 *For Other Purposes,*" is hereby amended to read as follows:
20

21 "*Section 1. Date of Election.*—~~There shall be synchronized~~
22 ~~barangay and Sangguniang Kabataan elections which shall~~
23 ~~be held on July 15, 2002. Subsequent Synchronized~~
24 ~~barangay and Sangguniang Kabataan elections shall be held~~
25 ~~on the last Monday of October 2007 2013 and every three~~
26 ~~(3) years thereafter.~~"
27

28 **SECTION 22. Registration.**—Registration of *Sangguniang Kabataan* voters shall be
29 governed by Republic Act No. 8189, otherwise known as "*The Voter's Registration Act of*
30 *1996*" and the system of continuing registration provided under Section 8 of Republic
31 Act No. 8189 shall also apply to the registration of the *Katipunan ng Kabataan* members.
32

33 **SECTION 23. Constitution and By-Laws.**—The term of office, manner of election,
34 removal, filling up of vacancies, suspension and disciplinary action of the officers and

1 members of the *Pederasyon ng mga Sangguniang Kabataan* at all levels, and the procedure of
2 reviewing and allocating *Sangguniang Kabataan* appropriations, shall be exclusively
3 governed by the Constitution and By-Laws of the *Sangguniang Kabataan* promulgated and
4 ratified by the *Sangguniang Kabataan* National Federation: *Provided*, That provisions of such
5 Constitution and By-Laws are in line with the provisions of this Code and other existing
6 national laws and policies of the youth. *Provided, further*, That the chairperson and/or
7 president of the *Sangguniang Kabataan* or *Pederasyon ng mga Sangguniang Kabataan* at any level,
8 who is suspended or removed from his or her position in accordance with the
9 *Sangguniang Kabataan* Constitution and By-Laws and as provided for in the Republic Act
10 No. 7160 or the “*Local Government Code of 1991*” and other applicable laws shall also be
11 deemed suspended or removed in the local *sanggunian* where he or she sits as an *ex-officio*
12 member.

13
14 The chairman and/or president of the *Pederasyon* at any level, or the *Sangguniang Kabataan*
15 chairperson when removed as ex-officio member of the *sanggunian* on the grounds in the
16 Local Government Code, shall be automatically removed as chairperson and/or
17 president of the *Pederasyon* concerned.

18
19 **SECTION 24. *Implementing Rules and Regulations.***—The Commission on
20 Elections, Department of Budget and Management and *Sangguniang Kabataan* National
21 Executive Board shall be tasked to come up with the implementing rules and regulations
22 needed for the implementation of this Act., such implementing rules and regulations
23 should be promulgated within sixty (60) days upon approval of this Act.

24
25 **SECTION 25. *Appropriations.***—Such sum as may be necessary for the
26 implementation of the provisions of this Act is hereby authorized to be incorporated in
27 the Annual General Appropriations Act.

28
29 **SECTION 26. *Separability Clause.***—If any section or provision of this Act shall be
30 declared unconstitutional, other provisions not affected shall continue to be in full force
31 and effect.

32
33 **SECTION 27. *Repealing Clause.*** – All laws, presidential decrees, executive orders,
34 rules and regulations, or parts thereof, inconsistent with this Act, particularly of Republic

1 Act Nos. 7169 (Local Government Code of 1991), 8044 (Youth in Nation-Building Act),
2 9340 (Resetting the Barangay and Sangguniang Kabataan Elections), 8189 (Voter's
3 Registration Act of 1996), and 9164 (Synchronized Barangay and Sangguniang Kabataan
4 Electios), are hereby repealed or modified accordingly.

5

6 **SECTION 28. *Effectivity*.**—This Act shall take effect fifteen (15) days after its
7 publication in at least two (2) newspapers of general circulation.

Approved,