



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



Sixteenth Congress
Second Regular Session

HOUSE BILL NO. **5339**

Introduced by Honorable Evelina G. Escudero

EXPLANATORY NOTE

Republic Act No. 8190 entitled, "*An Act Granting Priority to Residents of the Barangay, Municipality or City Where the School is Located, in the Appointment or Assignment of Classroom Public School Teachers*" limits its application to the appointment or assignment of classroom public school teachers only, to the exclusion of non-teaching personnel.

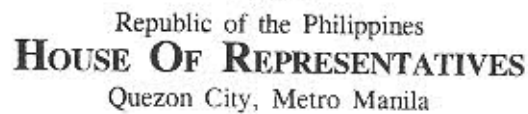
This bill seeks to provide equal opportunity for appointment or assignment of non-teaching personnel.

The government is mandated to protect and promote the right of every Filipino to equitable, quality, culture-based and complete basic education and academic excellence. For this purpose, the students are assured of an enabling and supportive environment for effective and efficient learning through the administrative assistance, support and services of teachers and non-teaching personnel as stewards of the schools. Moreover, the students are given appropriate guidance to realize their full potential and contribute significantly to nation-building.

The proposed measure affords qualified non-teaching personnel a fair and full opportunity to work in the barangay, municipality, city or province of their residence where a public school is located. This will not only reduce the absences and tardiness of non-teaching personnel who are assigned to distant areas, but will also let them save time, money and effort.

In view of the foregoing and to promote equal employment opportunity, approval of this bill is earnestly sought.


EVELINA G. ESCUDERO



HOUSE BILL NO. 5339

1 AN ACT
2 PROVIDING EQUAL OPPORTUNITY FOR APPOINTMENT OR
3 ASSIGNMENT OF NON-TEACHING PERSONNEL, AMENDING FOR
4 THE PURPOSE REPUBLIC ACT NO. 8190, ENTITLED, "AN ACT
5 GRANTING PRIORITY TO RESIDENTS OF THE BARANGAY,
6 MUNICIPALITY OR CITY WHERE THE SCHOOL IS LOCATED, IN THE
7 APPOINTMENT OR ASSIGNMENT OF CLASSROOM PUBLIC
8 SCHOOLTEACHERS."

“SECTION 1. In the appointment or assignment of teachers AND NON-TEACHING PERSONNEL to public elementary or secondary schools, priority shall be given to bona fide residents of the barangay, municipality, city or province where the school is located: *Provided*, That the teacher AND NON-TEACHING PERSONNEL

1 possess[es] all the minimum qualifications for the positionS as
2 required by law.

3 Protests regarding the appointment or assignment of classroom
4 public school teachers AND NON-TEACHING PERSONNEL shall
5 prescribe in three (3) months upon the issuance of such appointment
6 or assignment.”

7 SEC. 2. Section 2 of the same Act is also amended to read as follows:

8 “SEC. 2. In the exercise of its disciplinary authority, the
9 Secretary of Education[, Culture and Sports] shall impose the
10 following administrative sanctions for any willful violation of this
11 Act: (1) first violation – suspension of one (1) month without pay; (2)
12 second violation – suspension of two (2) months without pay; and (3)
13 third violation and subsequent violations hereof – suspension of six
14 (6) months without pay.”

15 SEC. 3. Section 3 of the same Act is also amended to read as follows:

16 “SEC. 3. The Department of Education[, Culture and Sports
17 (DECS)] (DepEd) shall prescribe the rules and regulations necessary
18 to implement this Act. The [DECS] DepEd shall provide the Senate
19 and the House of Representatives a copy of the rules and regulations
20 within ninety (90) days after approval of this Act.

1 xxx xxx xxx”

2 SEC. 4. This Act shall take effect fifteen (15) days after its publication in
3 the *Official Gazette* or in any newspaper of general circulation.

4 Approved,