

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

19TH CONGRESS
Third Regular Session

HOUSE BILL NO. 10582



Introduced by Representative Michael L. Romero

EXPLANATORY NOTE

The **1987 Constitution** mandates the State to support the education sector through appropriate technology and research, with adequate financial and other support services.

It is hereby declared the policy of the State to protect and promote the right of all citizens to quality education and to make such education accessible to all by providing all Filipino children a free and compulsory education in the elementary level and free education in the high school level.

Such education shall also include alternative learning systems for out-of-school youth and adult learners. It shall be the goal of basic education to provide them with the skills, knowledge and values they need to become caring, self-reliant, productive and patriotic citizens.

In 1947, by virtue of Executive Order No. 94, the Department of Instruction was changed to **the Department of Education**. During this period, the regulation and supervision of public and private schools belonged to the Bureau of Public and Private Schools.

In **1972**, it became the **Department of Education and Culture** by virtue of Proclamation 1081 and the Ministry of Education and Culture in 1978 by virtue of **P.D. No. 1397**. Thirteen regional offices were created, and major organizational changes were implemented in the educational system.

The **Education Act of 1982** created the **Ministry of Education, Culture and Sports** which later became the Department of Education, Culture and Sports in

1987 by virtue of Executive Order No. 117. The structure of DECS as embodied in EO No. 117 has practically remained unchanged until 1994 when the **Commission on Higher Education (CHED)**, and 1995 when the Technical Education and Skills Development Authority (TESDA) were established to supervise tertiary degree programs and non-degree technical-vocational programs, respectively.

The **Congressional Commission on Education (EDCOM)** report provided the impetus for Congress to pass RA 7722 and RA 7796 in 1994 creating the Commission on Higher Education (**CHED**) and the Technical Education and Skills Development Authority (TESDA), respectively.

The education system refocused **DECS** mandate to basic education which covers elementary, secondary and nonformal education, including culture and sports. TESDA now administers the post-secondary, middle-level manpower training and development while CHED is responsible for higher education.

In August 2001, **Republic Act 9155**, otherwise called the **Governance of Basic Education Act**, was passed transforming the name of the Department of Education, Culture and Sports (DECS) to the Department of Education (**DepEd**) and redefining the role of field offices (regional offices, division offices, district offices and schools).

RA 9155 provides the overall framework for:

1. school head empowerment by strengthening their leadership roles
2. school-based management within the context of transparency and local accountability.

This House Bill seeks to foster the education sector to provide the school age population and young adults with skills, knowledge, and values to become caring, self-reliant, productive and patriotic citizens.

This House Bill also sets a manifestation to the freedom of education to be accorded due respect and be allowed to flourish. Thus, the creation of a **national assessment and evaluation Education Program** is therefore imperative.

Thus, the early passage of this bill is earnestly requested.

A handwritten signature in black ink, appearing to read 'Michael L. Romero', with a long horizontal stroke extending to the right.

MICHAEL L. ROMERO Ph.D.

Republic of the Philippines
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AN ACT

PROVIDING FOR A COMPREHENSIVE **NATIONAL ASSESSMENT
AND EVALUATION EDUCATION PROGRAM**, TO FOSTER QUALITY
AND ACCESSIBLE EDUCATION FOR ALL, APPROPRIATING FUNDS
THEREFOR, AND FOR OTHER PURPOSES

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

SECTION 1. SHORT TITLE — This Act shall be known as the
National Assessment and Evaluation Education Program Act of 2024.

SECTION 2. DECLARATION OF POLICY — It is a declared policy of
the State in conformity with the mandate of the Constitution, to promote the
assessment and evaluation of education for the republic. The State hereby
recognizes the complementary roles of **DEPED** and its contributions to the entire
country.

Governance of education shall begin at the national level. It is in the regions,
divisions, schools and learning centers.

The state shall instill the policy and principle for the governance of education to be translated into programs, projects and services developed, adapted and offered to fit local needs.

The State shall encourage local initiatives for improving the quality of education.

The State shall ensure that the values, needs and aspirations of a school community are reflected in the program of education for the children, out-of-school youth and adult learners. Schools and learning centers shall be empowered to make decisions on what is best for the learners they serve.

The state shall protect basic, advance and post graduate education of citizens in the Philippines. Based on the **Philippine Constitution**.

For these purposes, the State shall provide the mechanisms to improve awareness and unity by maximizing the use of all existing resources. recognizing in the process the government's responsibility to instill education as having priority over its other functions.

SECTION 3. EDUCATION POLICY FRAMEWORK – the state shall provide for the school head empowerment by strengthening their leadership roles.

The school-based management within the context of transparency and local accountability.

SECTION 4. ORGANIZATIONAL POLICY STRUCTURE -

To carry out its mandates and objectives, **DEPED** is organized into two major structural components. The

The Central Office maintains the overall administration of basic education at the national level.

The Field Offices are responsible for the regional and local coordination and administration of the Department's mandate. **RA 9155** provides that the Department should have no more than four **(4)** Undersecretaries and four **(4)** Assistant Secretaries with at least one Undersecretary and one Assistant Secretary who are career service officers chosen among the staff of the Department.

SECTION 5. EDUCATION POLICY ADVISORY - derived from monitoring government's compliance with the prevailing obligations that the Republic of the Philippines has acceded to.

SECTION 6. ASSESSMENT AND EVALUATION EDUCATION PROGRAM FUND – The amount of Two Billion Pesos (**Php 2, 000,000,000.00**) for the operation and administration of the **program** shall be chargeable against funds for the purpose and other sources recommended by the **Department of Budget and Management (DBM)**.

Thereafter, appropriations for the program, shall be included in the **DEPED** budget proposals under the annual **General Appropriations Act (GAA)**

The Department of Budget and Management (**DBM**) shall rationalize the existing organizational structure and staffing pattern of the (**DEPED**) in accordance with the prevailing provisions and relevant compensation and position classification laws, rules and regulations.

Thereafter, the amount needed for the continued implementation of the program shall be included in the annual **General Appropriations Act (GAA)**.

SECTION 7. EXCLUSIVE FUND – There is hereby created the **exclusive fund** to be used exclusively for the **national assessment and evaluation education** Program.

The Fund shall be administered by the **DEPED Secretary** in accordance with existing government budgeting, accounting, and auditing rules and regulations.

SECTION 8. PROGRESS REPORT – The Secretary of **(DEPED)** shall prepare an annual report on the status of the implementation of the Program which shall be submitted, to the Office of the **President**.

SECTION 9. INCREASE OF PERSONNEL. – The **(DEPED)** shall maintain a sufficient staffing pattern.

Hence, it is authorized to increase its manpower to meet such required and may continue to increase personnel per percentage rate increase of committed mandates annually or as the need arises.

SECTION 10. PERIOD OF IMPLEMENTATION – The modernization program under this Act shall be implemented for an initial period of three **(3)** years:

Provided, that payments for multi-year contract obligations incurred under this Act may extend beyond this period:

Provided, further, That the **(DEPED)** shall continue to develop, modernize and constantly update its operational capabilities to keep pace with best global practices.

SECTION 11. SUPERVISING AND ASSESSMENT CONCERNS. — the **DEPED**, shall provide the necessary technical and financial assistance to ensure effective operations and build-up.

SECTION 12. Preservation of the Filipino Education System. - It is the duty of every citizen to preserve and conserve the Filipino education system and all its resources. The retrieval and conservation of Filipino education and its history shall be vigorously pursued.

SECTION 13. TRANSITORY PROVISION – Existing industries, businesses and offices affected by the implementation of this Act shall be given six **(6)** months transitory period from the effectivity of the IRR or such other period as may be determined, to comply with the requirements of this Act.

SECTION 14. PERIODIC REPORTS - The Secretary of **(DEPED)** shall submit periodic reports on its findings and make recommendations on actions to be taken by the Office of the President and other appropriate departments, in order to carry out the objectives and mandates of this Act.

SECTION 15. AUTOMATIC REVIEW - Every three **(3)** years after the effectivity of this Act, an independent review panel composed of experts to be appointed by the **President of the Republic** shall review the policies and programs in the education sector and shall make recommendations, based on its findings.

SECTION 16. PENAL CLAUSE. – Any person, whether natural or juridical, violating any section of this Act shall, upon conviction, therefore, be liable to a fine of not less than five hundred thousand pesos **(P500,000.00)** or imprisonment for a term not less than six **(6)** years, or both, at the discretion of the court for each and every violation.

In case the violation is committed by a corporation or an association, the penalty shall devolve upon the president, director, or any other officer responsible for such violation.

SECTION 17. IMPLEMENTING RULES AND REGULATIONS. – The departments and agencies charged with carrying out the provisions of this Act shall, within sixty **(60)** days after the effectivity of this Act, formulate the necessary rules and regulations for its effective implementation.

SECTION 18. REPEALING CLAUSE. – All laws, decrees, executive orders, rules and regulations, or parts thereof inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SECTION 19. SEPARABILITY CLAUSE. – If, for any reason, any section or provision of this Act is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

SECTION 20. EFFECTIVITY CLAUSE. – This Act shall take effect after fifteen (15) days from its publication in the Official Gazette or in at least two (2) national newspapers of general circulation whichever comes earlier.

Approved,