



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Batasan Hills, Quezon City

NINETEENTH CONGRESS
Third Regular Session

HOUSE BILL NO. 11269



Introduced by
HON. ATTY. GERVILLE “JINKY BITRICS” R. LUISTRO

AN ACT
MANDATING LOCAL GOVERNMENTS UNITS TO ALLOCATE FIVE
PERCENT (5%) OF THEIR INTERNAL REVENUE ALLOTMENT (IRA) FOR
THE CONSTRUCTION OF SCHOOL BUILDINGS

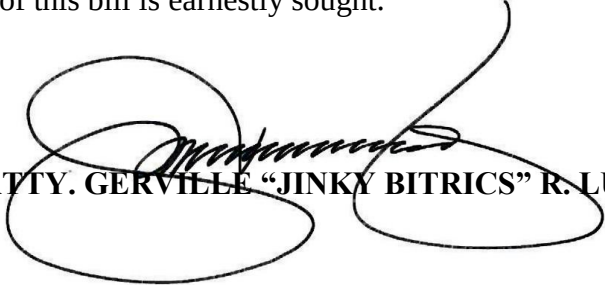
EXPLANATORY NOTE

One of the country's most pressing education challenges today is the shortage of classrooms. According to the Department of Education's Basic Education Report 2023, only 104,536 out of 327,851 school buildings are in good condition, while 89,252 need major repairs and 21,727 are scheduled for demolition.

To speed up the construction of additional school buildings as well secure funding for other school building-related operations such as rehabilitation and repairs the government could collaborate with local government units (LGUs) and explore policy alternatives utilizing local funding sources; in particular, the LGUs' Internal Revenue Allotment (IRA).

This is a step forward in the State's overall decentralization efforts, institutionalized in RA 7160 or the Local Government Code and strengthened by the recent Mandanas Ruling. Through this proposed legislation, LGUs are empowered to immediately address school building woes of schools in their jurisdiction, while the National Government is allowed to reallocate previously allocated funds to other projects and other social service programs.

In view of the foregoing, urgent passage of this bill is earnestly sought.



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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 "LGU School Building Act."

Section 2. *Declaration of Policy.* - The State recognizes the right of every Filipino to quality, affordable, and adequate education within environments conducive for learning.

Thus, it is hereby declared a policy of the State, through the participation of local government units, to provide learners with educational infrastructures that address their developmental needs.

Section 3. *Funding.* - All Local Government Units are hereby mandated to allocate six percent (6%) of their Internal Revenue Allotment (IRA) for the construction, rehabilitation, replacement, completion, and repair of elementary and secondary school buildings within their respective territorial jurisdictions.

Section 4. *Implementing Rules and Regulations.* - Within sixty (60) days from the effectivity of this Act, the Department of Interior and Local Government (DILG) in coordination with the

Department of Budget and Management (DBM) and the Department of Education (DepEd) shall formulate the necessary rules and regulation for its effective implementation.

Section 5. *Separability Clause.* - If any portion or provision of this Act is declared invalid or unconstitutional, other provisions not affected thereby shall continue to be in full force and effect.

Section 6. *Repealing Clause.* - All laws, decrees, executive order, rules and regulations or parts thereof which are inconsistent with this Act are hereby repealed, amended, or modified accordingly.

Section 7. *Effectivity.* - This Act shall take effect fifteen days (15) after its publication in the Official Gazette or in at least two (2) newspapers of general circulation.

Approved,