

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

TWENTIETH CONGRESS
First Regular Session

HOUSE BILL NO. 3976



Introduced by Representative Wilton "Tonton" T. Kho

EXPLANATORY NOTE

The Republic Act No. 10912 of 2016 ("CPD Law") embodies the declared policy of the State to promote and upgrade the knowledge and skills of the Filipino professionals. This law seeks to ensure that Filipino professionals are not only equipped and trained to meet the requirements of their profession but are also attuned to the developments and advancements in their chosen field.

The CPD law is not only a good law, but a necessary law. However, just like any other law, it is not perfect. This bill seeks to address the imperfections of the CPD law by addressing the difficulty and the financial burden on employees in complying with its provisions. It also seeks to recognize the impracticality of applying the law to professionals who are practicing their professions abroad ("OFWs").

Thus, it is hereto proposed that the cost of compliance with the CPD Law be a joint responsibility of the employer and the employee, whether in the government or private sector. In the same manner, professionals who are practicing their professions abroad ("OFWs") shall be exempt from the coverage of the law.

The approval of this bill is earnestly sought.

Wilton "Tonton" T. Kho

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**AN ACT EXEMPTING AMENDING SECTIONS 10 AND 13 OF
REPUBLIC ACT 10912, OTHERWISE KNOWN AS THE "CONTINUING
PROFESSIONAL DEVELOPMENT ACT OF 2016", BY EXEMPTING
OFW'S FROM THE COVERAGE OF THE CPD LAW AND PROVIDING
FOR MANDATORY PAID LEAVE AND COST SHARING OF EXPENSES
IN COMPLYING WITH THE CPD LAW**

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

Section 1. Section 3 of Republic Act 10912 is hereby amended by
adding sub paragraph (x), as follows:

"SEC. 3. Xxx

"(x) Qualified Overseas Filipino Workers (OFWs) refers to Filipino
professionals who are engaged in the practice of their profession
outside the Philippines with a service contract of at least three (3)
years or has been practicing their profession outside of the
Philippines for a period of three (3) consecutive years.

Section 2. Section 10 of Republic Act 10912 is hereby amended, as
follows:

"Sec. 10. CPD as Mandatory Requirement in the Renewal of
Professional License and Accreditation System for the Practice of
Professions. - The CPD is hereby made as a mandatory
requirement in the renewal of the PICs of all registered and
licensed professionals under the regulation of the PRC except with
regards to Qualified Overseas Filipino Workers as defined in
Section 2 paragraph (x) of this Act. "

Section 3. Section 13 of Republic Act No. 10912 is hereby amended by adding sub paragraphs (a) and (b), as follows:

Sec. 13 Xxx

- a) All employers, whether natural or juridical persons, and whether in the public or private sectors, are mandated to share in the cost of an employee's compliance with this Act by shouldering at least fifty percent (50%) of the cost of such compliance. Provided that the employee was hired to a relevant position requiring the employee holder thereof to be a licensed professional to qualify in his position and to function as such. Nothing in this provision shall prevent, diminish or otherwise revoke more favorable existing company or department policy.
- b) All professionals shall be given mandatory paid leave in sufficient number of days necessary to comply with the requirements of this Act.

Section 4. The provisions in pertinent laws and implementing rules and regulations and other issuances inconsistent with this Act are hereby repealed or modified accordingly.

Section 5. This Act shall take effect fifteen (15) days following its publication in at least two (2) newspapers of general circulation.

Approved,