



Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

TWENTIETH CONGRESS
Second Regular Session

HOUSE BILL NO. 10796



Introduced by Representative JONATHAN KEITH T. FLORES

EXPLANATORY NOTE

The Philippine Constitution, under Article XIV, Section 2, recognizes the role of the state in providing adequate school buildings and facilities: “The State shall provide for the establishment and maintenance of a complete, adequate, and integrated system of education relevant to the needs of the people and society.”

However, one of the most urgent education issues faced by the country today is the severe shortage of classrooms across public schools. As of 2024, the Department of Education (DepEd) estimates a classroom backlog of over 165,000, affecting millions of students nationwide.¹ This deficit has led to overcrowded classrooms, and substandard learning conditions. More concerning, the gap continues to widen due to population growth, natural disasters, and the steady rise in student enrollment.

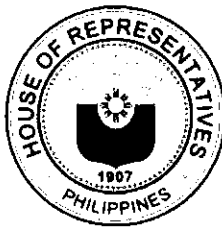
The proposed Classroom-Building Acceleration Program (CAP) Act seeks to address this urgent concern by fast-tracking the construction of classrooms in public schools and substantially reducing the nationwide backlog. The measure authorizes local government units (LGUs) and private sector entities to propose, plan, and implement classroom construction projects within their jurisdictions, in coordination with the Department of Education (DepEd), and supported by national government funding, private sector participation, and technical assistance.

This proposed legislation is a timely and necessary response to ensure that every Filipino learner has access to quality education within a safe, adequate, and conducive learning environment.

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

JONATHAN KEITH T. FLORES
2nd District of Bukidnon

¹ Untalan, S. (2025, June 13). DepEd: 165K classroom shortage could take 55 years to solve. GMA News Online. Retrieved from <https://www.gmanetwork.com/news/topstories/nation/949303/depd-165k-classroom-shortage-could-take-55-years-to-solve/story/>



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AN ACT
ESTABLISHING THE CLASSROOM-BUILDING ACCELERATION PROGRAM (CAP),
AUTHORIZING LOCAL GOVERNMENT UNITS AND PRIVATE SECTOR ENTITIES
TO UNDERTAKE CLASSROOM CONSTRUCTION PROJECTS, AND
APPROPRIATING FUNDS THEREFOR

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 “Classroom-Building Acceleration Program (CAP) Act.”

SEC. 2. **Declaration of Policy.** - It is the policy of the State to promote quality education through adequate and accessible public school facilities. In recognition of the persistent classroom backlog across the country, the State shall adopt a whole-of-nation approach by enabling local government units (LGUs) and the private sector to actively participate in the construction of school buildings, in coordination with the Department of Education (DepEd), and supported by national government funding, private sector participation, and technical assistance.

SEC. 3. **Creation of the Classroom-Building Acceleration Program (CAP)** - There is hereby established a Classroom-Building Acceleration Program (CAP), which shall enable and authorize qualified LGUs and private sector entities to propose, plan, and access corresponding government funds for the implementation of classroom construction projects in public schools within their respective jurisdictions, in accordance with national standards and in coordination with DepEd.

SEC. 4. **Eligibility of Local Government Units and Private Sector Entities.** - LGUs and private sector entities may participate in the CAP if they meet at least one of the three following criteria:

- a) Demonstrated technical capacity to implement infrastructure projects;
- b) Willingness to undergo technical assistance and capacity-building support; or
- c) Proven track record in the successful implementation of infrastructure or education-related projects, as may be determined by the Department of Education and relevant oversight agencies.

LGUs and private sector entities shall submit project proposals, including cost estimates, site plans, implementation timelines, and compliance with DepEd classroom design standards.

SEC. 5. **Program Management.** - The Department of Education shall serve as the lead implementing agency of the CAP. A CAP Secretariat shall be established within the DepEd Central Office to coordinate with stakeholders and to evaluate proposals, recommend funding allocations, and monitor implementation.

SEC. 6. **Funding Sources.** - Funds for the implementation of classroom projects under the CAP shall be drawn from:

- a) The annual appropriations of DepEd for Basic Education Facilities;
- b) Other national government sources, subject to budgetary rules;
- c) Contributions from the private sector through corporate donations, foundations, or Public-Private Partnership (PPP) modalities.

Provided, That the CAP may also accept official development assistance (ODA) and other international grants and donations, subject to existing laws.

SEC. 7. **Downloading of Funds.** - Funds approved under the CAP may be released directly to LGUs and private entities upon compliance with documentary requirements and submission of approved project proposals. The use of funds shall be subject to auditing rules of the Commission on Audit (COA) and guidelines to be issued by DepEd and the Department of Budget and Management (DBM).

SEC. 8. **Public-Private Partnerships.** - LGUs may implement classroom construction projects under the CAP through PPP arrangements in accordance with the PPP Code of the Philippines or other applicable laws, rules, and regulations. Technical assistance may be provided to LGUs to develop and manage PPPs for education infrastructure.

SEC. 9. **Capacity Building and Technical Assistance.** - DepEd, in coordination with DILG, shall design and implement a capacity-building program for LGUs and private sector entities to:

- a) Ensure compliance with DepEd's classroom design standards;
- b) Strengthen planning, procurement, and project management capabilities;
- c) Enable LGUs and private sector entities to pursue PPPs for classroom building projects.

SEC. 10. **Monitoring and Reporting.** - All LGU-implemented projects under the CAP shall be subject to regular monitoring and evaluation. LGUs shall submit quarterly progress reports to DepEd. A consolidated national report shall be submitted annually by DepEd to Congress.

SEC. 11. **Appropriations.** - The amount necessary to implement the initial phase of the CAP shall be charged against the current appropriations of the DepEd. Thereafter, such sums as may be necessary for the continued implementation of the program shall be included in the annual General Appropriations Act (GAA).

SEC. 12. **Implementing Rules and Regulations.** - Within ninety (90) days from the effectivity of this Act, DepEd, in coordination with DILG, DBM, and DPWH, shall promulgate the necessary rules and regulations for the effective implementation of this Act.

SEC. 13. **Separability Clause.** - If any provision of this Act is declared unconstitutional or invalid, the remainder of the Act shall not be affected and shall continue to be in full force and effect.

SEC. 14. ***Repealing Clause.*** - All laws, presidential decrees, executive orders, rules, and regulations inconsistent with the provisions of this Act are hereby repealed, amended, or modified accordingly.

SEC. 15. ***Effectivity.*** - This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,