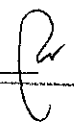




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SENATE
S. No. 2665

RECEIVED BY: 

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

Public school teachers occupy a socio-historical role and are looked up as the source of enlightenment. In recent times, however, they have collectively been misunderstood, neglected, and even disregarded. For turning to the streets to air their grievances and seek support for their demands, they have been vilified, threatened, and even treacherously handled by the government officials whose fundamental concern should include the interest of public school teachers.

The Constitution provides:

The state shall take into account regional and sectoral norms and conditions and shall encourage local planning in the development of educational policies and programs. [Article 14, Section 5 (1)]

The State shall assign the highest budgetary priority to education and ensure that teaching will attract and retain its rightful share of the best available talents through adequate remuneration and other means of job satisfaction and fulfillment. [Article 16, Section 5 (5)]

Furthermore, notwithstanding the passage of Republic Act No. 8190 in 1996, thousands of teachers are still assigned very far from their cities/municipalities and/or provinces. This entails additional expenses on the part of the teachers and invariably affects the quality of education.

This bill is designed to alleviate the plight of "out of station teachers." This is the counterpart bill of House Bill No. 466 filed by Rep. Salvador H. Escudero III.


MIRIAM DEFENSOR SANTIAGO
avr.



'11 JAN 31 P3:14

SENATE
S. No. 2665

RECEIVED BY: [Signature]

Introduced by Senator Miriam Defensor Santiago

1 AN ACT
2 PROVIDING INCENTIVES TO PUBLIC SCHOOL TEACHERS WHO ARE ASSIGNED
3 OUTSIDE OF THEIR CITIES, MUNICIPALITIES, AND PROVINCES, APPROPRIATING
4 FUNDS THEREFOR, AND FOR OTHER PURPOSES

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

5 SECTION 1. *Short Title.* - This Act shall be known as the "Public School Teachers'
6 Distant Assignment Incentive Act."

7 SECTION 2. *Declaration of Policy.* - It is the policy of the State to provide incentives to
8 public school teachers who are assigned to teaching jobs outside of their respective
9 cities/municipalities and provinces. As much as possible, public school teachers shall be assigned
10 to the cities/municipalities of their residence.

11 SECTION 3. *Assignment to Another Town within the Same Province.* - Any public
12 school teacher who is assigned to a city/municipality other than the city/municipality of his/her
13 residence, shall, in addition to his/her basic salary and benefits under the Salary Standardization
14 Law, be entitled to Two Thousand Pesos (Php 2,000) monthly as incentive allowance.

15 SECTION 4. *Assignment to Another Province* - Any public school teacher who is
16 assigned to a city/municipality other than the city/municipality of his/her residence, shall in
17 addition to his basic salary and benefits under the Salary Standardization Law be entitled to
18 receive Four Thousand Pesos (Php 4,000) monthly as incentive allowance.

19 SECTION 5. *Applicability.* - The provisions of this Act shall apply to any public school
20 teacher who is officially transferred from his/her original assignment in accordance with the
21 lawful orders of his/her superiors.

1 SECTION 6. *End of Benefit* – A public school teacher who has received benefits under
2 this Act but is eventually transferred to his/her own city/municipality shall cease to be entitled to
3 such incentive allowance as of the effective date of such transfer.

4 The establishment of a residence by a public school teacher in the city/municipality
5 where he/she is assign shall have the same effect as being transferred in his/her own
6 city/municipality as provided in the previous paragraph.

7 SECTION 7. *Tax Exemption* – Incentive allowance received under the provisions of this
8 Act shall be exempt from tax liability.

9 SECTION 8. *Proof of Residence*. – For purposes of determining the city/municipality or
10 province of origin of a public school teacher, the scholastic records filed in the Department of
11 Education shall be consulted; otherwise, the sealed certification from the city/municipality mayor
12 or the provincial governor shall be used.

13 SECTION 9. *Emergency Assignment*. - The incentive allowance provided in this Act
14 shall not be availed of by public school teachers who are assigned to a different city/municipality
15 or province in the event of a national disaster or national emergency.

16 SECTION 10. *Funding*. – The President is hereby authorized to realign or transfer any
17 item of appropriation within the Department of Education and/or utilize any savings therein to
18 carry out the purpose of this Act during the first year of its effectivity. Thereafter, the amounts
19 required for the implementation of this Act shall be included as a separate item in the General
20 Appropriations Act.

21 SECTION 11. *Separability Clause*. – If, for any reason, any provision of this Act is
22 declared to be unconstitutional or invalid, the other sections or provisions hereof which are not
23 affected thereby shall continue to be in full force and effect.

24 SECTION 12. *Repealing Clause*. – All laws, decrees, orders, rules and regulations or
25 parts thereof inconsistent with the provisions of this Act are hereby repealed, amended or
26 modified accordingly.

27 SECTION 13. *Effectivity Clause*. – This Act shall take effect after fifteen (15) days
28 following its publication in the *Official Gazette* or in two (2) newspapers of general circulation.

Approved,