

SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
Third Regular Session)



'16 JAN 28 P 3 :40

SENATE
S. No. 3159

RECEIVED BY: J.

Introduced by Senator Miriam Defensor Santiago

AN ACT
ESTABLISHING COMPREHENSIVE ALCOHOL, TOBACCO AND OTHER
DRUG ABUSE PROGRAMS IN EVERY SCHOOL

EXPLANATORY NOTE

The Constitution, Article 2, Section 13, provides:

The State recognizes the vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual, and social well-being.

In order to ensure our youth's physical, intellectual and social well-being and development, it is necessary to recognize potential pitfalls and dangers. The stress of coping with academic requirements, parental expectations, peer pressure, and overwhelming curiosity can and have made students vulnerable to substance abuse.

Tobacco is the single greatest cause of preventable death globally. Tobacco use leads most commonly to diseases affecting the heart and lungs, with smoking being a major risk factor for heart attacks, strokes, chronic obstructive pulmonary disease (COPD) (including emphysema and chronic bronchitis), and cancer (particularly lung cancer, cancers of the larynx and mouth, and pancreatic cancer).

Alcohol use contributes to a wide range of diseases, health conditions and high-risk behaviours, from mental disorders and road traffic injuries, to liver diseases and unsafe sexual behaviour. Drug abuse is a well-known serious issue that carries great social and economic costs through its impacts on crime and health.

Undoubtedly, most schools have their own disciplinary measures imposed upon a student caught with tobacco, alcohol or drugs; most of these measures are variations of suspension or expulsion of the erring student. However, very few schools have the funds or competence to save the child through accessing professional help

This bill seeks to create and institutionalize a national alcohol, tobacco and drug abuse program which shall be implemented within all high schools, colleges and universities. Each school shall establish a comprehensive program of prevention, intervention, referral for evaluation, referral for treatment and continuity of care for student alcohol, tobacco and other drug abuse.

Staying clean and sober can be a constant struggle; hence, it is important to surround our children with responsible and caring adults who are trained to avert a crisis. Since children spend a considerable amount of time within school grounds, the campus can be the best venue for intervention, where each individual student can be guided towards seeking the treatment most appropriate to his or her needs.¹


MIRIAM DEFENSOR SANTIAGO
at

¹ This bill was originally filed during the Fifteenth Congress, Second Regular Session.

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

1 SECTION 1. *Short Title.* – This Act shall be known as the “Stay Clean and Sober
2 Act.”

3 SECTION 2. *Declaration of Policy.* – It is hereby declared the policy of the State
4 to ensure the social, physical and mental health and development of our youth and
5 address substance abuse problems within school campuses.

6 SECTION 3. *Establishment of the Stay Clean and Sober Program.* – The
7 Department of Education (DepED), in coordination with the Commission on Higher
8 Education (CHED), the Department of Health (DOH), and the Dangerous Drugs Board,
9 shall establish a comprehensive program of prevention, intervention, referral for
10 evaluation, referral for treatment and continuity of care for student alcohol, tobacco and
11 other drug abuse in all secondary schools, colleges and universities.

12 SECTION 4. *Prevention Component.* – The purpose of the prevention component
13 of the program shall be to:

14 (A) Keep students from using alcohol, tobacco or other drugs;

1 **(B) Reduce or eliminate the incidence and prevalence of student alcohol, tobacco**
2 **and other drug abuse;**

3 **(C) Increase the age of onset of students' first use of alcohol, tobacco or other**
4 **drugs;**

5 **(D) Reduce the factors that place students at risk for involvement with alcohol,**
6 **tobacco or other drugs through school and community-based planning processes;**

7 **(E) Contribute to the development of school environments and alternative**
8 **activities that are alcohol, tobacco and other drug-free;**

9 **(F) Increase the knowledge and skills of students, staff and community members**
10 **for avoiding the harmful effects of alcohol, tobacco and other drug use; and**

11 **(G) Actively involve staff, parents and other community members in the**
12 **development and implementation of prevention program plans.**

13 **SECTION 5. *Intervention, Referral for Evaluation and Referral for Treatment***
14 ***Component.* – The purpose of the intervention, referral for evaluation and referral for**
15 **treatment components of the program shall be to:**

16 **(A) Identify students who are at risk for, or who have exhibited, alcohol, tobacco**
17 **or other drug abuse or related problems;**

18 **(B) Help students or their parents who have requested assistance for alcohol,**
19 **tobacco or other drug abuse problems;**

20 **(C) Make a preliminary assessment of a student's need for educational programs,**
21 **supportive services or treatment which extends beyond the general school program by**
22 **virtue of the use of alcohol, tobacco or other drugs by the student or the student's parents;**

23 **(D) Refer students for evaluation to make a positive determination regarding a**
24 **student's need for alcohol, tobacco or other drug treatment; and**

1 (E) Help a student or a student's parents follow through on the recommendations
2 of an evaluation which has positively determined the harmful use of alcohol, tobacco or
3 other drugs by the student or the student's parents.

4 SECTION 6. *Continuity of Care Component.* – The purpose of the continuity of
5 care component of the program shall be to:

6 (A) Assist with the provision of educational programs and services for students in
7 treatment; and

8 (B) Plan and provide supportive services for students who are returning from
9 treatment.

10 SECTION 7. *Training of Educational Staff.* – The DepED and CHED shall ensure
11 that all members of the educational staff shall receive in-service training in alcohol,
12 tobacco and other drug abuse prevention and intervention.

13 SECTION 8. *Substance Awareness Coordinators.* – The program shall have
14 substance awareness coordinators who shall assist schools in the effective
15 implementation of the program.

16 SECTION 9. *Programs for Parents.* – Educational programs on alcohol, tobacco
17 and other drug abuse for parents shall be established and offered at times and places
18 convenient to the parents of enrolled students.

19 SECTION 10. *Confidentiality of Student Alcohol and Other Drug Information.* -
20 Each school shall assure compliance with the following confidentiality requirements:

21 (A) Confidentiality of alcohol and drug abuse patient records; and

22 (B) Confidentiality of information provided by an elementary or secondary school
23 student while participating in a school-based drug and alcohol counseling program which

1 indicates that the student's parent or other person residing in the student's household is
2 dependent upon or illegally using substances.

3 SECTION 11. *Implementing Rules and Regulations (IRR)*. – The DepED, CHED,
4 and DOH shall promulgate the IRR within three months from the effectivity of this Act.

5 SECTION 12. *Appropriation*. – To carry out the provisions of this Act, such sums
6 as may be necessary are hereby authorized to be appropriated from the National Treasury.
7 Thereafter, the amount necessary for the continuous operation of the Stay Clean and
8 Sober Program shall be included in the annual appropriation of the DepED.

9 SECTION 13. *Separability Clause*. – If any provision of this Act is held invalid or
10 unconstitutional, the same shall not affect the validity and effectivity of the other
11 provisions hereof.

12 SECTION 14. *Repealing Clause*. – All laws, decrees, orders, and issuances, or
13 portions thereof, which are inconsistent with the provisions of this Act, are hereby
14 repealed, amended or modified accordingly.

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

Approved,

/ml17Dec2015