

THIRTEENTH CONGRESS OF THE REPUBLIC )  
OF THE PHILIPPINES )  
First Regular Session )

'04 JUL 14 P3:21

SENATE  
S. B. No. 1436

RECEIVED BY: *[Signature]*

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Introduced by Senator Miriam Defensor Santiago

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**EXPLANATORY NOTE**

Drug abuse is a social problem that persists despite the stiff penal sanctions provided by our criminal laws. This bill seeks to provide measures to prevent drug abuse by educating the youth and those tasked to look after their welfare by requiring all educational institutions to establish and maintain a program of education designed to help all members of an educational institution avoid involvement with illegal drugs. Under this bill, educational institutions are also required to maintain drug counseling and rehabilitation services which shall also be made available to all its members.

*Miriam Defensor Santiago*  
MIRIAM DEFENSOR SANTIAGO *MS*

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**AN ACT  
MANDATING THE ESTABLISHMENT OF A PROGRAM OF EDUCATION  
DESIGNED TO HELP ALL MEMBERS OF THE COMMUNITY OF AN  
EDUCATIONAL INSTITUTION AVOID INVOLVEMENT WITH ILLEGAL DRUGS**

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

SECTION 1. This Act shall be known as "The Drug Abuse Prevention Program in Educational Institutions Act."

SECTION 2. *Declaration of Policy* - It is the policy of the State to promote the health and well-being of the people and rear the youth for nation building. To this end, it is necessary to provide a program of education on the detrimental effects of the use of illegal drugs designed to help all members of the community of an educational institution avoid involvement with illegal drugs.

SECTION 3. *Education, Counseling and Rehabilitation.*

(A) All universities, colleges, and schools providing, at least, grade school and high school education (hereinafter "educational institutions") shall establish and maintain a program of education designed to help all members of its community avoid involvement with illegal drugs. The educational program shall emphasize the following subjects:

- (i) the incompatibility of the use or sale of illegal drugs with the goals of the institution;
- (ii) the legal consequences of involvement with illegal drugs;
- (iii) the medical implications of the use of illegal drugs; and

(iv) the ways in which illegal drugs jeopardize an individual's present accomplishments and future opportunities.

(B) Educational institutions shall establish drug counseling and rehabilitation services which shall be available to all members of the community through campus-based programs and community-based organizations. Persons who voluntarily avail themselves of these services shall be assured that applicable professional standards of confidentiality will be observed.

SECTION 4. *Implementation and Reporting* - All educational institutions shall submit to the Secretary of the Department of Education (hereinafter "The Secretary") not later than March 1 of every year a report on campus activities related to illegal drugs for the preceding year. The reports shall include, as a minimum, the following:

(A) a listing of the major education activities concerning illegal drugs conducted during the year;

(B) a report on any illegal drug-related incidents, including any sanctions imposed;

(C) an assessment of the effectiveness of the campus program; and

(D) any proposed changes in the policy on illegal drugs.

SECTION 5. *Model Program prepared by Secretary* - The Secretary shall prepare a model program required under Section 3 which shall be distributed to all educational institutions. This program shall serve as the minimum compliance requirement with this Act.

SECTION 6. *Implementing Rules* - The Secretary shall promulgate the rules and regulations necessary to implement the provision of this Act which shall include the appropriate sanctions for non-compliance with this Act.

The said rules and regulations shall be promulgated not later than one hundred eighty (180) days after the effectivity of this Act. All educational institutions shall comply with this Act one year after the promulgation of the said implementing rules and regulations.

SECTION 7. *Separability Clause* - If any provision or part hereof is held invalid or unconstitutional, the remainder of the law or the provision not otherwise affected shall remain valid and subsisting.

SECTION 8. *Repealing Clause* - Any law, presidential decree or issuance, executive order, letter of instruction, administrative order, rule or regulation contrary to or inconsistent with, the provision of this Act is hereby repealed, modified or amended accordingly.

SECTION 9. *Effectivity Clause* - This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved.

FN: 678