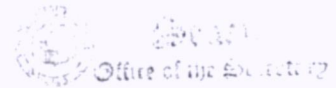


EIGHTEENTH CONGRESS OF THE  
REPUBLIC OF THE PHILIPPINES  
First Regular Session

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**SENATE**  
**S. B. No. 1088**

RECEIVED

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Introduced by Senator SONNY ANGARA

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**AN ACT**  
**TO FURTHER EMPOWER THE MEMBERS OF THE SANGGUNIANG KABATAAN**  
**(SK) BY AMENDING CERTAIN PROVISIONS IN REPUBLIC ACT NO. 10742,**  
**OTHERWISE KNOWN AS THE "SANGGUNIANG KABATAAN REFORM ACT OF**  
**2015"**

EXPLANATORY NOTE

The enactment of Republic Act No. 10742 or the "Sangguniang Kabataan (SK) Reform Act of 2015" in 2016 took strides in engaging the youth to participate in good governance as the state recognizes their invaluable role in nation-building.

The law instituted reforms which insured effective participation among young Filipinos, namely: the inclusion of an anti-political dynasty provision, the allotment of 10% of the general fund of the barangay for projects initiated and implemented by the SK, the establishment of Local Youth Development Councils (LYDCs) for the successful planning and execution of projects and programs of the SK, and the imposition of mandatory and continuing training programs for SK officials, among others.

However, as American jurist Oliver Wendell Holmes, Jr. once said, "The Life of the law has not been logic. It has been experience." This is especially true after the Barangay and SK Elections (BSKE) in 2018. While RA 10742 has been effective on many fronts, several issues arise which calls for its amendment.

This measure will be a response to the clamor of SK officials who have long been asking for adequate compensation for the work that they are doing. Since being elected in 2018, our SK officials – with the exception of the SK Chairman who is

receiving compensation as ex-officio member of the Sangguniang Bayan – have been fulfilling their functions any form of honoraria. Worse, LGUs who have implemented local ordinances granting honoraria and incentives to SK officials were disallowed by the Department of Budget and Management (DBM) noting that the grant of honoraria has no legal basis.

In addition, this bill will also empower the National Youth Commission (NYC) to be the national coordinator and representative for all city, municipal, and provincial SK Federations in order for the SKs to be properly represented especially in the formulation and implementation of policies directly related to the functions of the SKs. Finally, this measure aims to ease the constant concern of SKs regarding vacant positions in the council and the appointments of capable treasurers.

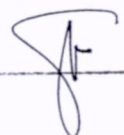
In view of the foregoing, the passage of this bill is earnestly sought.



**SONNY ANGARA**

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SENATE  
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Introduced by Senator SONNY ANGARA

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**2015"**

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

1       Section 1. Section 10 of Republic Act No. 10742, otherwise known as the  
2       "Sangguniang Kabataan Reform Act of 2015", is hereby amended to read as follows:

3               "Sec. 10. *Qualifications.* – An official of the Sangguniang  
4       Kabataan, either elective or appointee, must be a citizen of the  
5       Philippines, a qualified voter of the Katipunan ng Kabataan, a resident  
6       of the barangay for not less than one (1) year immediately preceding  
7       the day of the elections, at least eighteen (18) years but not more  
8       than twenty-four (24) years of age on the day of the elections, able to  
9       read and write Filipino, English, or the local dialect, must not be  
10       related within the second civil degree of consanguinity or affinity to  
11       any incumbent elected national official or to any incumbent elected  
12       regional, provincial, city, municipal, or barangay official, in the locality  
13       where he or she seeks to be elected, and must not have been  
14       convicted by final judgment of any crime involving moral turpitude.

15       **PROVIDED, THAT THE SANGGUNIANG KABATAAN TREASURER**  
16       **MUST BE AT LEAST EIGHTEEN (18) YEARS BUT NOT MORE**



1 **THAN THIRTY (30) YEARS OF AGE ON THE DAY OF THE**  
2 **ELECTIONS: PROVIDED, FURTHER, THAT THE SANGGUNIAN**  
3 **KABATAAN CHAIRPERSON SHALL ENDEAVOR TO APPOINT A**  
4 **TREASURER WITH AN EDUCATIONAL AND/OR CAREER**  
5 **BACKGROUND RELATING TO ACCOUNTANCY OR ANY OTHER**  
6 **SIMILAR FIELD.**

7 Sec. 2. Sec. 16 of the same Act is hereby amended to read as follows:

8 "Sec. 16. *Privileges of Sangguniang Kabataan Officials.* – (a) All  
9 Sangguniang Kabataan officials in good standing, whether elected or  
10 appointed, shall, during their incumbency:

11 "x x x;"

12 ~~[(3) Be excused from attending their regular classes, if they are~~  
13 ~~currently enrolled in any school, while attending then regular or~~  
14 ~~special Sangguniang Kabataan meetings, and the Sangguniang~~  
15 ~~Barangay sessions, in case of the Sangguniang Kabataan chairperson.~~  
16 ~~A certification of attendance shall be issued by the Sangguniang~~  
17 ~~Kabataan secretary, attested by the Sangguniang Kabataan~~  
18 ~~chairperson and duly noted by the Punong Barangay and shall be~~  
19 ~~submitted to the concerned faculty member and the dean of the~~  
20 ~~educational institution as proof of attendance. In the case of the~~  
21 ~~Sangguniang Kabataan secretary, the Sangguniang Kabataan~~  
22 ~~chairperson shall issue the certification duly noted by the Punong~~  
23 ~~Barangay. In the case of the Sangguniang Kabataan chairperson, the~~  
24 ~~barangay secretary shall issue the certification of attendance duly~~  
25 ~~noted by the Punong Barangay. Any person who shall falsely certify as~~  
26 ~~to the attendance of any Sangguniang Kabataan official shall be~~  
27 ~~criminally and administratively liable;]~~

28 "([4]3) x x x;"

29 "([5]4) x x x;"

30 "([6]5) The Sangguniang Kabataan chairperson shall have the same  
31 privileges enjoyed by other Sangguniang Barangay officials under this  
32 Act subject to such requirements and limitations provided herein; **AND**

1       **"(6) SANGGUNANG KABATAAN MEMBERS, INCLUDING THE**  
2       **SANGGUNANG KABATAAN TREASURER AND SECRETARY,**  
3       **SHALL RECEIVE AN HONORARIUM EQUIVALENT TO FIVE**  
4       **HUNDRED PESOS (P500.00) PER MONTH IN ADDITION TO**  
5       **ANY OTHER COMPENSATION PROVIDED BY THIS ACT."**

6       Sec. 3. Sec. 19 of the same Act is hereby amended to read as follows:

7               "Sec. 19. *Succession and Filling up of Vacancies* – (a) In case a  
8       Sangguniang Kabataan chairperson refuses to assume office, fails to  
9       qualify, voluntarily resigns, dies, is permanently incapacitated, is  
10      removed from office, the Sangguniang Kabataan member who  
11      obtained the highest number of votes in the election immediately  
12      preceding shall assumed the office of the chairperson for the  
13      unexpired portion of his or her term. In case said member refuses to  
14      assume the position or fails to qualify, the Sangguniang Kabataan  
15      member obtaining the next highest number of votes shall assume the  
16      position of the chairperson for the unexpired portion of the term:  
17      **PROVIDED, THAT, IF THE REASON FOR THE VACANCY DOES**  
18      **NOT FALL UNDER THE CONDITIONS STATED ABOVE, THE**  
19      **DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT (DILG)**  
20      **SHALL APPOINT AN OFFICER-IN-CHARGE (OIC): PROVIDED,**  
21      **FURTHER, THAT THE APPOINTED OIC MUST MEET THE**  
22      **QUALIFICATIONS SET UNDER SECTION 10 OF THIS ACT."**

23               **"X X X."**

24      Sec. 4. *National Coordination*. – The National Youth Commission (NYC) shall  
25      serve as the national coordinator for all city, municipal, and provincial Sangguniang  
26      Kabataan federations and, in addition to those stated under Republic Act No. 8044,  
27      otherwise known as the "Youth in Nation-Building Act", shall have the following  
28      powers and functions:

29              (a) Serve as the representative of the Sangguniang Kabataan federations in  
30      coordinating with national agencies on the formulation and implementation of any  
31      issuances, circulars, memorandums, and orders directly related to the functions of



1 the Sangguniang Kabataan in order to ensure the effective and sound cooperation of  
2 the Sangguniang Kabataan;

3 (b) Evaluate the existing mandatory and continuing training programs for the  
4 Sangguniang Kabataan as stated in Republic Act No. 10742 and, if necessary,  
5 formulate and implement improvements in coordination with concerned agencies  
6 and institutions;

7 (c) Settle internal disputes within the city, municipal and provincial  
8 Sangguniang Kabataan federations in coordination with concerned agencies and  
9 institutions; and

10 (d) Exercise such other powers and functions as may be necessary to  
11 implement the provisions of this Act.

12 Sec. 5. *Funding and Appropriations.* – The initial amount necessary to carry  
13 out the implementation of this Act shall be charged against the current  
14 appropriations of the DILG. Thereafter, such sums as may be needed for its full  
15 implementation shall be included in the annual General Appropriations Act (GAA).

16 Sec. 6. *Implementing Rules and Regulations.* – The Department of Interior  
17 and Local Government (DILG), the Department of Budget and Management (DBM),  
18 the Commission on Elections (COMELEC), the National Youth Commission (NYC),  
19 and other concerned government agencies shall promulgate the necessary  
20 implementing rules and regulations within sixty (60) days upon the effectivity of this  
21 Act.

22 Sec. 7. *Separability Clause.* – If any provision of this Act is declared invalid or  
23 unconstitutional, the other provisions not affected thereby shall continue to be in full  
24 force and effect.

25 Sec. 6. *Repealing Clause.* – All laws, decrees, executive orders or rules and  
26 regulations contrary to or inconsistent with the provisions of this Act are hereby  
27 repealed or modified accordingly.

28 Sec. 7. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its  
29 publication in the *Official Gazette* or in any newspaper of the general circulation.

Approved,