

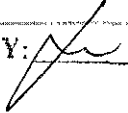
FIFTEENTH CONGRESS OF THE REPUBLIC  
OF THE PHILIPPINES  
First Regular Session



Senate  
Office of the Secretary

'11 MAR 21 P4 :40

SENATE

RECEIVED BY: 

COMMITTEE REPORT NO. 24

Submitted jointly by the Committees on Education, Arts and Culture; Ways and Means;  
and Finance on MAR 21 2011.

Re: House Bill No. 3826 taking into consideration Senate Bill No. 2700;  
Recommending its approval with amendments.

Sponsor: Senator Angara.

**MR. PRESIDENT:**

The Committees on Education, Arts and Culture; Ways and Means; and Finance to which were referred House Bill No. 3826, introduced by Representatives Escudero, Almario, Teodoro, Del Mar, Villafuerte, Angara, Syjuco, Malapitan, Aumentado, Zamora-Apsay, Carl, Calimbas-Villarosa, Herrera-Dy, Ocampos, Mercado-Revilla, Ferriol, Umali (C.), Antonio, Magsaysay (E.), Lacson-Noel, Cajayon, Jaafar, Cagas, Romualdo, Sarmiento (M.), Acop, Dayanghirang, Dalog, Arroyo (I.), Binay, Ballindong, Lagman, De Venecia, Espina, Tinga, Radaza, Arroyo (D.), Del Rosario (A.), Marcos, Garcia (Pj.), Garcia-Albano, Lagdameo (A.), Puno, Ocampo, Enverga, Tinio, Evardone, Joson, Ilagan,

Palatino, Lagdameo (M.), Dimaporo (F.), Ortega (V.), Loong, Piamonte, Fariñas, Padilla and Rodriguez (R.), entitled

**“AN ACT  
INSTITUTIONALIZING THE KINDERGARTEN EDUCATION INTO THE  
BASIC EDUCATION SYSTEM AND APPROPRIATING FUNDS  
THEREFOR”**

taking into consideration Senate Bill No. 2700, introduced by Senator Recto, entitled:

**“AN ACT INSTITUTIONALIZING THE KINDERGARTEN EDUCATION INTO THE  
BASIC EDUCATION SYSTEM, PRESCRIBING A MOTHER TONGUE-BASED MULTI-  
LINGUAL EDUCATION, AND APPROPRIATING FUNDS THEREFOR”**

have considered the same and have the honor to report House Bill No. 3826 back to the Senate with the recommendation that the said House bill be approved with the following amendments:

1. On page 2, line 4, between the words “compulsory” and “formal”, insert the words  
AND MANDATORY;
  
2. On the same page, lines 7 to 8, delete the sentence “Kindergarten education shall serve as a requirement for entrants to Grade I upon the effectivity of this Act.” and add a new paragraph as follows:

IT IS ALSO THE POLICY OF THE STATE TO MAKE EDUCATION LEARNER-ORIENTED AND RESPONSIVE TO THE NEEDS, COGNITIVE AND CULTURAL CAPACITY, THE CIRCUMSTANCES AND DIVERSITY OF LEARNERS, SCHOOLS AND COMMUNITIES THROUGH THE APPROPRIATE LANGUAGES OF TEACHING AND LEARNING.

3. Still on the same page, reword Section 3 as follows:

**SEC. 3. DEFINITION OF TERMS.** - THE TERMS USED IN THIS ACT ARE DEFINED AS FOLLOWS:

(A) DEPED SHALL REFER TO THE DEPARTMENT OF EDUCATION;

(B) BEE SHALL REFER TO THE BUREAU OF ELEMENTARY EDUCATION; AND

(C) KINDERGARTEN EDUCATION SHALL BE UNDERSTOOD IN THIS ACT TO MEAN ONE (1) YEAR OF PREPARATORY EDUCATION FOR CHILDREN AT LEAST FIVE (5) YEARS OLD AS A PREREQUISITE FOR GRADE I.

(D) MOTHER TONGUE REFERS TO THE LANGUAGE FIRST LEARNED BY A CHILD;

4. On Section 4, line 17, after the word "and", insert the phrase FOR SCHOOL YEAR 2011-2012 SHALL BE IMPLEMENTED PARTIALLY, AND THEREAFTER, IT SHALL BE MADE MANDATORY AND COMPULSORY FOR ENTRANCE TO GRADE 1 and delete the remaining phrase and sentences up to line 21;

5. Insert a new section, as follows:

**SEC 5. MEDIUM OF INSTRUCTION.** - THE MOTHER TONGUE OF THE LEARNER SHALL BE THE PRIMARY MEDIUM OF INSTRUCTION FOR TEACHING AND LEARNING IN THE KINDERGARTEN LEVEL. THE DEPARTMENT OF EDUCATION IN COORDINATION WITH THE COMMISSION ON FILIPINO LANGUAGE AND IN CLOSE COLLABORATION WITH ACADEMIC AND RESEARCH INSTITUTIONS CONCERNED WITH EDUCATION SHALL FORMULATE A MOTHER-TONGUE-BASED MULTILINGUAL FRAMEWORK FOR TEACHING AND LEARNING. ;

6. Reword Section 5, to become as Section 6:

**SEC. 6. IMPLEMENTING AGENCY.** - THE AUTHORITY TO REGULATE THE ORGANIZATION, OPERATION AND/OR IMPLEMENTATION OF THE KINDERGARTEN EDUCATION PROGRAM OF BOTH PUBLIC AND PRIVATE SCHOOLS SHALL BE VESTED UPON THE DEPED, THROUGH THE CREATION OF A NEW DIVISION UNDER THE BEE AND OTHER NECESSARY SUPPORT TO ACHIEVE SUCCESSFUL IMPLEMENTATION OF KINDERGARTEN EDUCATION TO INCLUDE BUT NOT LIMITED TO INCREASING THE NUMBER OF KINDERGARTEN TEACHER POSITIONS.

7. On page 3, line 2, after the word "formation", delete the comma (,) and insert the phrase AND USE OF MOTHER TONGUE AS A MEDIUM OF INSTRUCTION;

8. On the same page, reword subparagraph (c) as follows:

(C) CONCEIVE, DEVELOP AND EXTEND A CONTINUING PROFESSIONAL DEVELOPMENT PROGRAM FOR KINDERGARTEN TEACHERS TO ENSURE CONSTANT UPDATING OF THEIR KNOWLEDGE IN CURRENT TRENDS, METHODOLOGIES AND CONCEPTS ON EARLY CHILDHOOD EDUCATION;

9. Still on the same page, line 12, replace the word "Secretary" with DEPARTMENT;

10. On line 13, delete the words "Department's program" and replace it with PROGRAM OF THE DEPARTMENT;

11. On line 16, replace the word "Department" to DEPED;

12. On the same line, replace the words "as may" with WHICH SHALL;

13. On line 18, between the words "be" and "included", insert the phrase CHARGED TO THE GENERAL FUND AND;

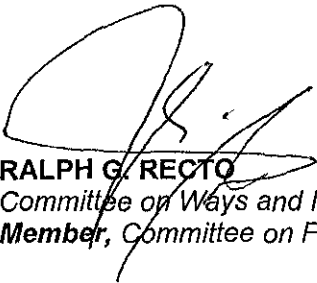
14. On line 19, reword said section as follows:

**SEC. 9. IMPLEMENTING RULES AND REGULATIONS.** - WITHIN NINETY (90) DAYS AFTER THE EFFECTIVITY OF THIS ACT, THE DEPARTMENT OF EDUCATION, IN CONSULTATION WITH THE DEPARTMENT OF BUDGET AND MANAGEMENT, SHALL PROMULGATE THE RULES AND REGULATIONS NEEDED FOR THE IMPLEMENTATION OF THIS ACT;

15. On page 4, line 1, after the word "of", delete the phrase "Republic Act No. 8980 and";

16. Renumber the sections accordingly.

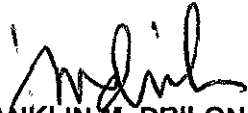
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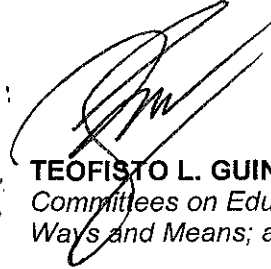
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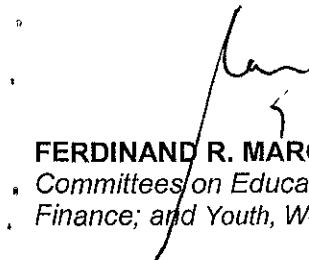
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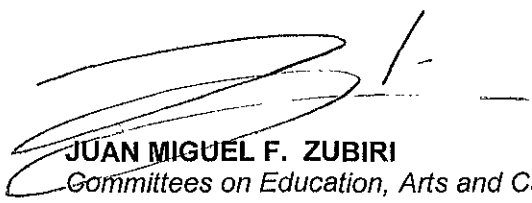


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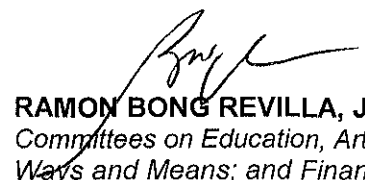
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*Senate of the Philippines*  
*Pasay City*

CONGRESS OF THE PHILIPPINES  
FIFTEENTH CONGRESS  
*First Regular Session*

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## HOUSE OF REPRESENTATIVES

H. No. 3826

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BY REPRESENTATIVES ESCUDERO, ALMARIO, TEODORO, DEL MAR, VILLAFUERTE, ANGARA, SYJUCO, MALAPITAN, AUMENTADO, ZAMORA-APSAY, CARI, CALIMBAS-VILLAROSA, HERRERA-DY, OCAMPOS, MERCADO-REVILLA, FERRIOL, UMALI (C.), ANTONIO, MAGSAYSAY (E.), LACSON-NOEL, CAJAYON, JAAFAR, CAGAS, ROMUALDO, SARMIENTO (M.), ACOP, DAYANGHIRANG, DALOG, ARROYO (I.), BINAY, BALINDONG, LAGMAN, DE VENECIA, ESPINA, TINGA, RADAZA, ARROYO (D.), DEL ROSARIO (A.), MARCOS, GARCIA (P.J.), GARCIA-ALBANO, LAGDAMEO (A.), PUNO, OCAMPO, ENVERGA, TINIO, EVARDONE, JOSON, ILAGAN, PALATINO, LAGDAMEO (M.), DIMAPORO (F.), ORTEGA (V.), LOONG, PIAMONTE, FARIÑAS, PADILLA AND RODRIGUEZ (R.), PER COMMITTEE REPORT NO. 387

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### AN ACT INSTITUTIONALIZING THE KINDERGARTEN EDUCATION INTO THE BASIC EDUCATION SYSTEM AND APPROPRIATING FUNDS THEREFOR

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

1           SECTION 1. *Short Title.* – This Act shall be known as the  
2 “Kindergarten Education Act”.

3           SEC. 2. *Declaration of Policy.* – In consonance with the Millennium  
4 Development Goals on achieving Education for All (EFA) by the year 2015, it  
5 is hereby declared the policy of the State to provide equal opportunities for all  
6 children to avail of accessible mandatory and compulsory kindergarten

1 education that effectively promotes physical, social, intellectual, emotional and  
2 skills stimulation and values formation to sufficiently prepare them for formal  
3 elementary schooling. This Act shall apply to elementary school system being  
4 the first stage of compulsory formal education.

5 Kindergarten education is vital to the academic and technical  
6 development of the Filipino child for it is the period when the young mind's  
7 absorptive capacity for learning is at its sharpest. Kindergarten education shall  
8 serve as a requirement for entrants to Grade I upon the effectivity of this Act.

9 SEC. 3. *Definition of Terms.* -- The terms used in this Act are defined  
10 as follows:

11 (a) BEE shall refer to the Bureau of Elementary Education;

12 (b) DepEd shall refer to the Department of Education; and

13 (c) Kindergarten Education shall be understood in this Act to mean one  
14 (1) year of preschool education for children five (5) years old and above as a  
15 prerequisite for Grade I.

16 SEC. 4. *Institutionalization of Kindergarten Education.* -- Kindergarten  
17 education is hereby institutionalized as part of basic education and shall be  
18 made mandatory and compulsory starting School Year 2011-2012. The public  
19 kindergarten education program shall be free from tuition and other school  
20 fees. Henceforth, all referrals to preschool education shall now mean  
21 kindergarten education.

22 SEC. 5. *Implementing Agency.* -- The authority to regulate the  
23 organization, operation and/or implementation of the kindergarten education  
24 program of both public and private schools shall be vested upon the DepEd,  
25 through the BEE.

26 SEC. 6. *Duties, Powers and Functions.* -- The DepEd, through the  
27 BEE, shall exercise the following powers and functions:

28 (a) Oversee and supervise the organization, operation and  
29 implementation of the kindergarten education program;

1 (b) Develop the curriculum for kindergarten education consistent with  
2 the universally accepted norms and standards, including values formation, and  
3 to periodically review such for purposes of upgrading;

4 (c) Conceive, develop and extend a regular training program to  
5 kindergarten education teachers to ensure constant updating of their knowledge  
6 in modern trends, methodologies and concepts on early childhood education;

7 (d) Prescribe the necessary qualifications for the hiring and  
8 accreditation of teachers who will handle the kindergarten education program;  
9 and

10 (e) Exercise authority over the operation of private kindergarten  
11 institutions.

12 *SEC. 7. Appropriations.* - The Secretary of Education shall  
13 immediately include in the Department's program the operationalization of the  
14 free, mandatory and compulsory public kindergarten education, the initial  
15 funding of which shall be charged against the current appropriations for  
16 kindergarten education of the Department. Thereafter, such sums as may be  
17 necessary for the continued implementation of the free public kindergarten  
18 education program shall be included in the annual General Appropriations Act.

19 *SEC. 8. Implementing Rules and Regulations.* - Within ninety (90)  
20 days after the effectivity of this Act, the Secretary of Education, in consultation  
21 with the Secretary of Social Welfare and Development, the Secretary of  
22 Budget and Management, and the Secretary of the Interior and Local  
23 Government, shall promulgate the rules and regulations needed for the  
24 implementation of this Act.

25 *SEC. 9. Separability Clause.* - If any provision of this Act is held  
26 invalid or unconstitutional, the same shall not affect the validity and effectivity  
27 of the other provisions hereof.

1           SEC. 10. *Repealing Clause.* - Pertinent provisions of Republic Act  
2 No. 8980 and all other laws, decrees, executive orders and rules and  
3 regulations contrary to or inconsistent with the provisions of this Act are  
4 hereby repealed or modified accordingly.

5           SEC. 11. *Effectivity Clause.* - This Act shall take effect fifteen (15)  
6 days after its publication in the *Official Gazette* or in two (2) newspapers of  
7 general circulation.

Approved,

O