

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



Senate
Office of the Secretary

13 AUG 28 P2:07

SENATE

Senate Bill No. 1363

RECEIVED BY: *Ji*

INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

EXPLANATORY NOTE

It has been emphasized time and again that youth is has a vital role in nation-building and the State has the responsibility to promote and protect all the aspects of their well-being.

Sports is one of the fields where the Filipino youth has a great potential to excel. We have seen their performance and achievements in various competitions despite the limited training and resources made available to them. However, to be able to realize and maximize their full potential to bring honor and pride to our country, there is a need to provide them the appropriate support and assistance at the early stage of their training and development.

This bill proposes the creation of the Philippine High School for Sports (PHSS) which shall be attached to the Department of Education. It shall offer a secondary course that will focus on the enhancement and development of the skills of the youth in sports and athletics through subjects pertaining to physical education and sports development.

This measure was submitted by the Committees on Education, Arts and Culture; Games, Amusement and Sports; Ways and Means; and Finance in the Fifteenth Congress but did not prosper into a law.

The immediate passage of this bill is earnestly sought.


JINGGOY EJERCITO ESTRADA
Senator

'13 AUG 28 P2:07

SENATE

Senate Bill No. 1363

RECEIVED BY: ji

INTRODUCED BY SEN. JINGGOY EJERCITO ESTRADA

AN ACT
CREATING AND ESTABLISHING THE PHILIPPINE HIGH SCHOOL FOR
SPORTS

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 “*Philippine High*
2 **School for Sports (PHSS) Act**”.

3
4
5 **SEC. 2. Declaration of Principles.** – The Philippine Constitution recognizes the
6 vital role of the youth in nation-building and shall promote and protect their
7 physical, moral, spiritual, intellectual, and social well-being. It is likewise
8 mandated that the State shall promote physical education and encourage sports
9 programs, league competitions, and amateur sports, including training for
10 international competitions, foster self-discipline, teamwork, and excellence for the
11 development of a healthy and alert citizenry.

12
13 It is therefore declared the policy of the State to maximize the athletic abilities of
14 students with the end in view of producing world-class athletes with solid
15 academic background. In line with this, an educational system to foster the total
16 development of the youth, with special emphasis on the enhancement and
17 development of their skills in sports is hereby established.

18
19
20 **SEC. 3. Creation and Establishment of the Philippine High School for Sports.** –
21 There is hereby created and established a national high school to be known as
22 the Philippine High School for Sports (PHSS). This shall be attached to the
23 Department of Education (DepEd) which shall coordinate with the Philippine
24 Sports Commission (PSC) for policy and program formulation and
25 implementation on subjects pertaining to sports.

26
27
28 **SEC. 4. Purpose of the PHSS.** – The PHSS shall offer a secondary course with
29 special emphasis on developing the athletic skills of the students through
30 subjects pertaining to physical education and sports development, with the end in
31 view of preparing its students who have shown their early potential of excelling in
32 sports for a sports-related career while undergoing quality secondary education.

1 The Board may agree to accept paying students based on the criteria for
2 eligibility for scholarships as established.
3
4

5 **SEC. 5. Director of the PHSS.** – The PHSS shall be headed by a Director, who
6 shall serve for a period of four (4) years and shall be eligible for reappointment.
7 He shall be appointed by the Board of Trustees, as created in Section 6 of this
8 Act. The Board shall also fix his compensation. His functions, powers and
9 duties, in addition to those specifically provided for in this law, shall be those
10 usually pertaining to the office of the principal of any high school in the Philippine
11 educational system.
12

13
14 **SEC. 6. Board of Trustees.** – The exercise of the corporate powers of the PHSS
15 is hereby vested exclusively in the Board of Trustees, hereinafter referred to as
16 the "Board", and in the Director, insofar as authorized by said Board, and shall
17 serve for a period of three (3) years.
18

19 The PHSS shall have a Board of Trustees, which shall be composed of the
20 following members: Secretary of the Department of Education (DepEd) or his
21 representative, the Chairperson of the Philippine Sports Commission (PSC), one
22 (1) representative each from the Senate and the House of Representatives, and
23 four (4) representatives from the sports community; *Provided*, That the four (4)
24 representatives from the sports community shall be chosen from among a list of
25 persons qualified in the field of sports, as recommended by the Search
26 Committee constituted by the Director in consultation with the Chairperson of the
27 PSC, based on the normal standards and qualifications for the position;
28 *Provided further*, That the members shall elect from among themselves the Chair
29 of the Board. All members who are not receiving regular compensation from the
30 government shall receive *per diem* per session of the Board.
31
32

33 **SEC. 7. Powers and Functions of the Board of Trustees.** – The Board shall have
34 all the powers and prerogatives of a board of directors of a private corporation. It
35 shall also have the following powers, among others:
36

- 37 (a) To fix the site of the PHSS;
- 38
- 39 (b) To receive and appropriate for the ends herein specified such sums as
40 may be provided by law for the support of the PHSS;
- 41
- 42 (c) To approve appointments made, and contracts entered into, by the
43 Director in connection with the employment of teachers, lecturers and
44 other employees of the school, to fix their compensation and other
45 conditions of employment, and to remove them for cause after proper
46 investigation;
- 47
- 48 (d) To import duty-free sports education and training books and / or
49 publications upon certification by the DepEd that such imported books
50 and / or publications are for sports education and training purposes in
51 accordance with the provisions of the Tariff and Customs Code, as
52 amended;
- 53
- 54 (e) To provide and approve fellowships and trainings for faculty members;
- 55
- 56 (f) To approve the grant of scholarships, stipends and such other allowances
57 to deserving students;

- 1
2 (g) To establish the criteria for the selection and admission of students which
3 shall include, among others, national competitive trials and examinations;
4
5 (h) To develop the athletic potential of every student together with a sound
6 and strong academic base;
7
8 (i) To provide a training program for students with the end goal of creating
9 athletes who are competitive in the national, South East Asian, Asian, and
10 Olympics level;
11
12 (j) To approve the issuance of certificates or diplomas to successful
13 candidates for graduation;
14
15 (k) To solicit and receive, in trust, legacies, gifts, and donations of real and
16 personal property of all kinds and to administer the same for the benefit of
17 the PHSS or for aid to any of its students;
18
19 (l) To develop a curriculum that will meet the objectives of the Act; and,
20
21 (m) To performs any and all other acts incident to or required by virtue of its
22 creation.
23
24

25 **SEC. 8. Quorum of the Board of Trustees.** – A quorum of the Board shall consist
26 of majority of all the members holding office at the time the meeting is called.
27

28
29 **SEC. 9. Annual Report.** – On or before the first of April of each year, the Board
30 shall submit to the Department of Education a detailed report on the progress,
31 condition and needs of the PHSS.
32
33

34 **SEC. 10. Executive Council.** – There shall be an Executive Council consisting of
35 the Director, the Assistant Director, as provided in Section 11 hereof, the heads
36 of departments, and such other ranking faculty members or officials of the PHSS,
37 as may be determined by the Board.
38

39 The Council shall have the power to screen and select the students subject to
40 admission, to select students who shall be recipients of scholarships, stipends
41 and other allowances, and to develop the curricula, course or study, and rules of
42 discipline. The Council shall implement and execute the policies laid down by
43 the Board and exercise such other functions, powers and duties as the Board
44 may prescribe.
45
46

47 **SEC. 11. Assistant Director of the PHSS.** – There shall be an Assistant Director
48 who shall assist the Director. In the absence of the Director, he shall assume the
49 administrative and supervisory functions of the Director. He shall be appointed
50 by the Chairperson of the Board subject to the approval of the same Board,
51 which shall also fix his compensation.
52
53

54 **SEC. 12. Registrar of the PHSS.** – There shall be a Registrar of the School who
55 shall also act as Secretary of the Board, to be appointed by the Director with the
56 approval of the Board. He shall keep all records of the PHSS.
57

1 **SEC. 13. Treasurer of the PHSS.** – There shall be a Treasurer of the PHSS who
2 shall be appointed by the Director, with the approval of the Board.

3
4 All accounts and expenses of the PHSS are public in nature, and shall be subject
5 to auditing by the Commission on Audit (COA).

6
7
8 **SEC. 14: Tax Exemptions of the PHSS.** – The PHSS shall be exempt from
9 payment of all taxes, fees, assessments and other charges of the Government,
10 its branches and subdivisions.

11
12 It shall likewise be exempt from the payment of customs duties, taxes and tariffs
13 on the importation of sportswear, equipment, books, supplies, instruments,
14 materials and goods, including those donated to the PHSS; *Provided*, That these
15 are of international sports standards and are not available from local
16 manufacturers; *Provided further*, That the importation shall only be in such
17 numbers as may be required in the development of various sports and / or
18 training of the students.

19
20 The PHSS shall also be exempt from withholding taxes on the honoraria or fees
21 paid by the PHSS to visiting lecturers or professors from abroad.

22
23
24 **SEC. 15. Tax Deduction or Exemption of Donations and Contributions.** – All
25 legacies, gifts and donations for the benefit of the PHSS, or for its support and
26 maintenance, or for aid to any of its students shall be tax-exempt and shall be an
27 allowable deduction from the gross income of the donors.

28
29
30 **SEC. 16. Sports High School Fund.** – All incomes and donations to the PHSS
31 created under this Act shall be formed into a fund, to be known as the Sports
32 High School Fund, which the PHSS shall be authorized to retain, without need of
33 a separate approval from any government agency, and subject only to existing
34 accounting and auditing rules and regulations. This fund shall be expended as
35 authorized by the Board exclusively for the purpose of this Act.

36
37
38 **SEC. 17. Funding.** – To carry out the purposes of this Act, the amount of One
39 Hundred Million Pesos (P100,000,000.00) is hereby appropriated and shall be
40 made available from the funds of the National Treasury not otherwise
41 appropriated. Thereafter, this amount to be utilized for the expenses of the
42 PHSS, for the purpose above described shall be provided in the yearly General
43 Appropriations Act.

44
45
46 **SEC. 18. Additional Funding.** – Various sources of revenue shall be explored,
47 such as a combination of government funding, private sponsorships /
48 scholarships, and profit generation, among others.

49
50
51 **SEC. 19. Separability Clause.** – If any part or provision of this Act shall be held
52 unconstitutional or invalid, other provisions thereof which are not affected thereby
53 shall continue to be in full force and effect.

1 **SEC. 20. *Repealing Clause.*** – All other laws, decrees, executive order and other
2 administrative issuances and parts thereof which are inconsistent with the
3 provisions of this Act are hereby modified, superseded or repealed accordingly.
4

5
6 **SEC. 21. *Effectivity.*** – This Act shall take effect fifteen (15) days following its
7 publication in the Official Gazette or in a major daily newspaper of national
8 circulation in the Philippines.
9

10
11
12
13
14 *Approved,*