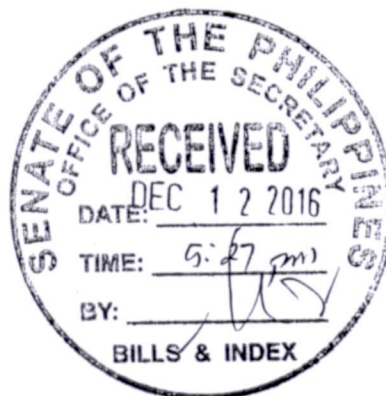


SEVENTEENTH CONGRESS OF THE REPUBLIC )  
OF THE PHILIPPINES )  
First Regular Session )



SENATE  
S.B. No. 1279

(In substitution of Senate Bill Nos. 23, 123, 160, 220, 406, 416 and 694)

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Prepared Jointly by the Committees on Education, Arts and Culture; Youth; Ways and Means; Agriculture and Food; Health and Demography and Finance with Senators Honasan II, Zubiri, Poe, Sotto III, Legarda and Aquino IV as authors thereof

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**AN ACT CREATING A NATIONAL SCHOOL FEEDING PROGRAM TO COMBAT HUNGER AND UNDERNUTRITION FOR ALL PUBLIC BASIC EDUCATION STUDENTS, AND FOR OTHER PURPOSES**

*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 “Pagkaing Pinoy para sa Batang  
2        Pinoy Act.”
- 3        **SEC. 2. Declaration of Policies.** — The State recognizes the vital role of the youth in  
4        nation-building and shall promote and protect their physical, moral, spiritual,  
5        intellectual, and social well-being. In recognition of the demonstrated relationship  
6        between food and nutrition, and the capacity of students to develop and learn, the  
7        State shall address the problem of hunger and undernutrition, and the attainment of  
8        educational outcomes among all public basic education students and enhance the  
9        learning process by developing, establishing, and implementing a national school  
10       feeding program for all students in the public basic education system throughout the  
11       country. It is also the policy of the State to free our people from poverty by providing a  
12       guaranteed market for the products of our farmers, thereby promoting full employment  
13       in the agricultural sector, presently the sector with the highest poverty incidence.
- 14       **SEC. 3. National School Feeding Program.** — The National School Feeding Program,  
15       hereinafter referred to as the Program, is hereby created to address hunger and  
16       undernutrition, and the attainment of educational outcomes in public basic education.

1       **SEC. 4. *Creation of a National Nutrition Targeting System.*** — The National Nutrition  
2 Council (NNC) shall harmonize all existing nationwide nutrition and poverty databases  
3 that identify individuals, groups, and/or localities that have the highest magnitude of  
4 hunger, undernutrition, and poverty.

5       **SEC. 5. *Cycle Menu.*** — The Department of Education (DepEd), in coordination with NNC  
6 and the Food and Nutrition Research Institute (FNRI), shall prepare a menu to be served  
7 to all public basic education students. The menu needs to be drawn up according to age  
8 range, type of school, and local cultural eating preferences, within recommended  
9 standards. At least one third (1/3) of the daily requirement shall be provided based on  
10 the Philippine Dietary Reference Intake (PDRI).

11       **SEC. 6. *Technical Training and Assistance on Food Preparation, Safety, and Sanitation.***  
12 — DepEd, in consultation with the Department of Health (DOH), the Technical Education  
13 and Skills Development Authority (TESDA), other relevant government agencies and  
14 non-government organizations, shall develop a program to provide the food service  
15 personnel and/or other suppliers for the feeding program with technical training and  
16 assistance in the preparation of healthy and nutritious meals, food safety, sanitation,  
17 and efficient kitchen management.

18       **SEC. 7. *National School Feeding Program Modalities.*** — Basis education institutions  
19 with local government units, in coordination with non-government organizations and  
20 other development partners shall utilize any of the following modalities in the operation  
21 of the Program:

- 22           a) Centralized Kitchen in a Public School – Public basic education institutions  
23           may share one centralized kitchen in one public school where the  
24           preparation of meals shall be done.
- 25           b) Centralized Kitchen in the Local Government – Public basic education  
26           institutions in one local government may acquire the meals from one  
27           centralized kitchen operated by the local government unit.
- 28           c) School-based/In-house – Public basic education institutions may operate a  
29           kitchen in their own grounds.  
30

31       **SEC. 8. *Nutrition Promotive Programs.***

- 32           a) *Gulayan sa Paaralan* – Public basic education institutions shall maintain an in-  
33           house gardening program to augment the National School Feeding Program.  
34           If such already exists, schools shall strengthen the program. Parents shall be  
35           encouraged to maintain a similar program in their own households. City or  
36           municipal Agricultural Officers shall provide assistance in the maintenance of  
37           the *Gulayan sa Paaralan* program.

- 1                   b) Water, Sanitation, and Hygiene (WASH) – Public basic education institutions  
2                   shall establish and maintain water and sanitation facilities, promote good  
3                   hygiene and safe food preparation, and conduct deworming of students  
4                   twice during the school year. This is to address health-related issues such as  
5                   diarrhea, worm infestation, and chronic enteropathy that result to  
6                   undernutrition.  
7                   c) Micronutrient Supplementation – Public basic education institutions shall  
8                   provide for micronutrient supplementation among its students in the form of  
9                   micronutrient powder, iron supplementation, and iodized salt utilization. This  
10                  is to address micronutrient deficiency particularly iron deficiency anemia that  
11                  result to sickness and/or undernutrition.

12                  **SEC. 9. National Nutrition Distribution System.** — The Program shall be implemented  
13                  initially in locations identified to have the most number of beneficiaries based on the  
14                  National Nutrition Targeting System. A maximum pilot period of three (3) years shall be  
15                  given to the implementing agencies to develop the program that would be  
16                  representative of all possible modalities and area typologies.

17                  **SEC. 10. Integrated Nutrition Education, Behavioral Transformation, and Social**  
18                  **Preparation.** — The Program shall be complemented by public health, nutrition, and  
19                  values transformation campaign programs, which aim to promote a holistic and  
20                  integrated approach to health and nutrition education in the public basic education  
21                  system. For this purpose, relevant and user-friendly nutrition information, education,  
22                  and values formation materials shall be developed and distributed in public schools.  
23                  Orientation-training shall be held among DepEd personnel at the regional and division  
24                  levels, concerned local government representatives, parent volunteers, and the parent-  
25                  teacher associations (PTAs), to orient them on the Program’s objectives and mechanics,  
26                  and generate support for the Program.

27                  **SEC. 11. Procurement of Produce.** — The concerned government institution is hereby  
28                  mandated to ensure that preference for procurement of produce is given to producers  
29                  and/or suppliers within the locality.

30                  **SEC. 12. Registry of Local Producers and Suppliers.** — The Department of Agriculture  
31                  (DA), Department of Social Welfare and Development (DSWD), Department of Trade  
32                  and Industry (DTI), and Department of Agrarian Reform (DAR), shall keep and regularly  
33                  update a list of local producers and suppliers. It shall use the Registry for Basic Sectors in  
34                  Agriculture (RSBSA), Regional Field Office (RFO) list of beneficiaries, the Bureau of  
35                  Fisheries and Aquatic Resources’ National Program for Municipal Fisherfolk Registration  
36                  (BFAR FishR) for fisherfolk, and any other list it may deem necessary to keep the registry  
37                  up to date.

1       **SEC. 13. Procurement Process for Local Producers and Suppliers.** — For the purposes of  
2 this Act, procurement from local producers and suppliers shall be exempt from the  
3 procurement process as stated in Republic Act No. 9184, otherwise known as the  
4 Procurement Law. Provided, That the local producers and suppliers shall undergo  
5 Negotiated Procurement Participation under the guidelines of the Government  
6 Procurement Policy Board (GPPB) and specified under this Act.

7       **SEC. 14. Negotiated Procurement Participation.** — Local producers and suppliers shall  
8 enter a Negotiated Procurement with the government under the guidelines of the GPPB  
9 when the following conditions are met:

10           a) DA Validation – certification from the DA and/or any of its tasked agency that  
11           the individual or family is indeed included in the Registry of Local Producers and  
12           Suppliers;

13           b) Produce/Product Sustainability – participants have the ability to continue to  
14           meet the demand for their produce or product for prolonged periods of time,  
15           with or without government intervention;

16           c) Community Enrichment – there is a viable means of improving the well-being  
17           of the community where the local producers and/or suppliers are situated. This  
18           seeks to extend the benefits that may arise from the contract between the local  
19           producers and/or suppliers and the government. The goal is to achieve positive  
20           outcomes such as poverty reduction, access to education, equitable distribution,  
21           and management of natural resources, climate change adaptation/mitigation,  
22           disaster risk reduction, gender equality, disease reduction, and job generation,  
23           among others.

24       **SEC. 15. Support Services for Local Producers and Suppliers under the Department of**  
25 **Agriculture or Agrarian Reform Beneficiaries.** — The DA and DAR shall institute the  
26 following benefits for local producers and suppliers as contained in their registry:

27           a) Training on production, harvesting, the procurement process of this Act, and  
28           any other topic the DA and DAR deem fit;

29           b) Subsidized farm equipment;

30           c) Facilities for storage and harvesting;

31           d) Forming cooperatives;

32           d) Access to crop insurance; and

33           e) Access to credit/low interest rates.

1       **SEC. 16. *Local Government Assistance.*** — A portion of the Special Education Fund shall  
2 be reserved for assistance of the local government in the operation of the National  
3 School Feeding Program in their locality.

4       **SEC. 17. *Implementing Rules and Regulations.*** — Within sixty (60) days from the  
5 effectivity of this Act, the Department of Education, in coordination with the National  
6 Nutrition Council, Food and Nutrition Research Institute, Department of Health,  
7 Department of Agriculture, Technical Education and Skills Development Authority,  
8 Department of Interior and Local Government, Department of Social Welfare and  
9 Development, Department of Trade and Industry, and other relevant government  
10 agencies, non-government organizations, and development partners shall promulgate  
11 the necessary rules and regulations for the effective implementation of this Act.

12       **SEC. 18. *Periodic Review.*** — The Department of Education shall submit an annual  
13 report to Congress on the progress in the implementation of this Act.

14       **SEC. 19. *Appropriations.*** — The amount of Ten Billion Pesos (Php 10,000,000,000.00) is  
15 hereby appropriated for the implementation of this Act and shall be sourced from the  
16 proceeds of Philippine Charity Sweepstakes Office (PCSO) and Philippine Gaming and  
17 Amusements Corporation (PAGCOR). Initially, a substantial portion shall be sourced  
18 from the Social Fund of the Office of the President.

19               Thereafter, such sum necessary for its continuous implementation shall be  
20 included in the Annual General Appropriations Act.

21       **SEC. 20. *Separability Clause.*** — If any provision or part hereof is held invalid or  
22 unconstitutional, remainder of the law or the provision not otherwise affected shall  
23 remain valid and subsisting.

24       **SEC. 21. *Repealing Clause.*** — All laws, decrees, orders, rules, and regulations or other  
25 issuances or parts inconsistent with the provisions of this Act are hereby repealed or  
26 modified accordingly.

27       **SEC. 22. *Effectivity.*** — This Act shall take effect fifteen (15) days after its publication in  
28 the Official Gazette or in at least two (2) newspapers of general circulation.

29       Approved,