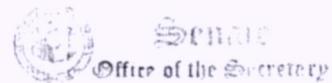


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



'19 JUL 10 AIO:11

SENATE
S. B. No. 330

RECEIVED BY

Introduced by Senator SONNY ANGARA

AN ACT
CREATING AND ESTABLISHING THE PHILIPPINE HIGH SCHOOL FOR
SPORTS

EXPLANATORY NOTE

Because the State recognizes the youth's role in nation-building, it necessarily acknowledges its responsibility to provide opportunities to all its youth, including its student-athletes, or those who desire to hone their skills in sports and athletics. Sports and physical development are basic elements in the education and formation of the youth. Unfortunately, the present public and private school educational system provide inadequate support to the student-athlete.

Public school students have very limited options if they opt to pursue sports within the public education structure which is only through the Palarong Pambansa or the Philippine National Games that is, if they are talented enough to be recruited. In terms of curriculum, physical education (PE) is consolidated with music, arts, and health in just one academic subject that translates to less time and focus devoted to sports.

While the Department of Education has identified one high school in each region as the school with a Special Program in Sports (SPS), there is no clear training program and selection criteria in place. The private school system, on the other hand, provides more opportunities for exposure in sporting activities not only because PE is treated as a separate academic subject, but also because of the active development of varsity teams that participate in inter-school leagues across the country. However, it is not uncommon for student-athletes in private schools to experience academic difficulties due to the lack of time to study and complete projects.

The Philippine High School for Sports (PHSS) will have an academic curriculum that will teach the needed academic skills but at the same time provide the needed time and support for developing the students' sports skills.

Moreover, the measure will help the Philippine Sports Commission (PSC) in training and developing future world-class national athletes, who will be better-trained, more equipped, and adequately supported because of their holistic development within PHSS. The PHSS system also aims to provide the student-athletes with skills, which will make them employable immediately after high school.

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



SONNY ANGARA



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AN ACT
CREATING AND ESTABLISHING THE PHILIPPINE HIGH SCHOOL FOR SPORTS

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

1 Section 1. *Short Title.* – This Act shall be known as "*The Philippine High*
2 *School for Sports (PHSS) Act of 2019.*"

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

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

15 Sec. 3. *Creation and Establishment of the Philippine High School for Sports.* –
16 There is hereby created and established a national high school to be known as the
17 Philippine High School for Sports (PHSS). This shall be attached to the Department
18 of Education (DepEd) which shall also coordinate with the Philippine Sports

1 Commission (PSC) for policy and program formulation and implementation on
2 subjects pertaining to sports.

3 Sec. 4. *Purpose of the PHSS.* – The PHSS shall offer, on a full and partial
4 scholarship basis, a secondary course with special emphasis on developing the
5 athletic skills of the students through subjects pertaining to physical education and
6 sports development, with the end in view of preparing its students who have shown
7 their early potential of excelling in sports for a sports-related career while
8 undergoing quality secondary education. The Board may agree to accept paying
9 students based on the criteria for eligibility for scholarships as established.

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

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

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

1 Sec. 7. *Powers and Functions of the Board of Trustees.* – The Board shall
2 have all the powers and prerogatives of a Board of Directors of a private
3 corporation. It shall also have the following powers, among others:

- 4 (a) To fix the site of the PHSS;
- 5 (b) To receive and appropriate for the ends herein specified such sums as may be
6 provided by law for the support of the PHSS;
- 7 (c) To approve appointments made and contracts entered into by the Director in
8 connection with the employment of teachers, lecturers and other employees
9 of the school, to fix their compensation and other conditions of employment,
10 and to remove them for cause after proper investigation;
- 11 (d) To import duty-free sports education and training books and/or publications
12 upon certification by the DepEd that such imported books and/or publications
13 are for sports education and training purposes in accordance with the
14 provisions of the Customs Modernization and Tariff Act;
- 15 (e) To fix the tuition fees and other necessary school charges, as the Board may
16 deem proper to impose, after due and comprehensive consultation with the
17 students concerned;
- 18 (f) To provide and approve fellowships and training for faculty members;
- 19 (g) To approve the grant of scholarships, stipends and such other allowances to
20 deserving students;
- 21 (h) To establish the criteria for the selection and admission of students which
22 shall include, among others, national competitive trials and examinations;
- 23 (i) To develop the athletic potential of every student together with a sound and
24 strong academic base;
- 25 (j) To provide a training program for students with the end goal of creating
26 athletes who are competitive in the national, Southeast Asian, Asian, and
27 Olympic level;
- 28 (k) To approve the issuance of certificates or diplomas to successful candidates
29 for graduation;
- 30 (l) To solicit and receive in trust, legacies, gifts, and donations of real and
31 personal property of all kinds and to administer the same for the benefit of
32 the PHSS or for aid to any of its students;

- 1 (m) To develop a curriculum that will meet the objectives of the Act; and
2 (n) To perform any and all other acts incident to or required by virtue of its
3 creation.

4 Sec. 8. *Quorum of the Board of Trustees.* – A quorum of the Board shall
5 consist of majority of all the members holding office at the time the meeting is
6 called.

7 Sec. 9. *Annual Report.* – On or before the first of April of each year, the Board
8 shall submit to DepEd a detailed report on the progress, condition, and needs of the
9 PHSS.

10 Sec. 10. *Executive Council.* – There shall be an Executive Council consisting of
11 the Director, the Assistant Director, as provided in Section 11, the heads of
12 departments, and such other ranking faculty members or officials of the PHSS, as
13 may be determined by the Board.

14 The Council shall have the power to screen and select the students subject
15 for admission, to select students who shall be recipients of scholarships, stipends
16 and other allowances, and to develop the curricula, course or study, and rules of
17 discipline. The Council shall implement and execute the policies laid down by the
18 Board and exercise such other functions, powers and duties as the Board may
19 prescribe.

20 Sec. 11. *Assistant Director of the PHSS.* – There shall be an Assistant Director
21 who shall assist the Director. In the absence of the Director, he shall assume the
22 administrative and supervisory functions of the Director. He shall be appointed by
23 the Chairperson of the Board subject to the approval of the same Board, which shall
24 also fix his compensation.

25 Sec. 12. *Registrar of the PHSS.* – There shall be a Registrar of the School who
26 shall also act as Secretary of the Board, to be appointed by the Director with the
27 approval of the Board. He shall keep all records of the PHSS.

28 Sec. 13. *Treasurer of the PHSS.* – There shall be a Treasurer of the PHSS who
29 shall be appointed by the Director, with the approval of the Board.

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

1 Sec. 14. *Tax Exemptions of the PHSS.* – The PHSS shall be exempt from
2 payment of all taxes, fees, assessments, and other charges of the Government, its
3 branches and subdivisions.

4 It shall likewise be exempt from the payment of customs duties, taxes and
5 tariffs on the importation of sportswear, equipment, books, supplies, instruments,
6 materials and goods, including those donated to the PHSS: *Provided,* That these are
7 of international sports standards and are not available from local manufacturers:
8 *Provided, further,* That the importation shall only be in such numbers as may be
9 required in the development of various sports and/or training of the students.

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

12 Sec. 15. *Tax Deduction or Exemption of Donations and Contributions.* – All
13 legacies, gifts, and donations for the benefit of the PHSS, or for its support and
14 maintenance, or for aid to any of its students shall be tax-exempt and shall be an
15 allowable deduction from the gross-income of the donors.

16 Sec. 16. *Sports High School Fund.* – All incomes of and donations to the PHSS
17 created under this Act shall be formed into a fund, to be known as the Sports High
18 School Fund, which the PHSS shall be authorized to retain, without need of a
19 separate approval from any government agency, and subject only to existing
20 accounting and auditing rules and regulations. This fund shall be expended as
21 authorized by the Board exclusively for the purpose of this Act.

22 Sec. 17. *Funding.* – To carry out the purposes of this Act the amount of One
23 Hundred Million Pesos (P100,000,000.00) is hereby appropriated and shall be made
24 available from the funds of the National Treasury not otherwise appropriated.
25 Thereafter, this amount to be utilized for the expenses of the PHSS, for the purpose
26 above described, shall be provided in the yearly General Appropriations Act.

27 Sec. 18. *Additional Funding.* – Various sources of revenue shall be explored,
28 such as a combination of government funding, private sponsorship/scholarships,
29 profit generation, among others.

30 Sec. 19. *Separability Clause.* – If any part or provision of this Act shall be held
31 unconstitutional or invalid, other provisions thereof which are not affected thereby
32 shall continue to be in full force and effect.

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

4 Sec. 21. *Effectivity.* – This Act shall take effect fifteen (15) days after its
5 publication in the *Official Gazette* or in any two (2) newspapers of general circulation
6 in the Philippines.

Approved,