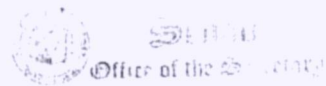


EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)



SENATE

'19 JUL 15 A 9:45

S. No. 435

RECEIVED

Introduced by SENATOR RAMON BONG REVILLA, JR.

**AN ACT
PROVIDING FOR ADDITIONAL BENEFITS AND PRIVILEGES TO PUBLIC
SCHOOL TEACHERS AMENDING FOR THE PURPOSE REPUBLIC ACT NO.
4670, OTHERWISE KNOWN AS *THE MAGNA CARTA FOR PUBLIC SCHOOL
TEACHERS*, AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

The Magna Carta for Public School Teachers, a law enacted in 1966 is considered the bible of Filipino public school teachers. It specifically provided programs for the promotion and improvement of the social well-being and economic status of public school teachers, including their living and working conditions, terms of employment and career prospects. However, it seems that lethargy bordering on official neglect has beset the implementation of the said statute. To this day, some provisions of the law have not been implemented and many still are partially enforced.

Thus, many years after the enactment of the Magna Carta for Public School Teachers, it behooved upon the legislature to take steps to ensure that good laws are not only passed but that they are carried out to the letter as well.


Primarily, therefore, this proposed measure seeks the full implementation of the Magna Carta for Public School Teachers. It mandates that the Department of Education (DepEd) carry into effect the provisions of Republic Act No. 4670 under pain of strict enforcement of the sanctions upon responsible officials in case of

neglect or omission to perform their duties. Moreover, the Secretary of the Department of Education will be directed to submit to the President and the Congress a periodic report detailing compliance with the aforesaid mandate. Finally, in appropriate cases, government agencies are enjoined to extend utmost support and cooperation to the Department of Education.

Even on the assumption that public school teachers shall henceforth be enjoying the effects of the beneficent provisions of the Magna Carta, this bill goes up a step further by providing additional benefits and privileges in the form of more liberal study leaves, educational grants to children of teachers, and more comprehensive special hardship allowances.

It is hoped that these additional benefits and privileges will make certain that public school teachers will receive their due and be placed on a plane befitting their roles as educators of our youth.

In view thereof, the early approval of this bill is being earnestly sought.


RAMON BONG REVILLA, JR.



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

1 Section 1. Section 19 of Republic Act No. 4670, otherwise known as the
2 "Magna Carta for the Public School Teachers", is hereby amended to read as follows:

3
4 "SEC. 19. *Special Hardship Allowances.* - In areas **WHERE** [in
5 which] teachers are exposed to hardship, **PERIL** [such as difficulty in
6 commuting to the place of work] or other hazards peculiar to the
7 employment, **WHETHER OF A PERMANENT AND RECURRENT**
8 **NATURE OR OTHERWISE, INCLUDING BUT NOT LIMITED TO**
9 **EXPOSURE TO DIFFICULTIES, RISKS OR DANGERS DUE TO**
10 **THE INACCESSIBILITY OR DISTANT LOCATION OF THE PLACE**
11 **OF WORK, OR ARISING FROM NATURAL CALAMITIES OR**
12 **EFFECTS THEREOF, OR CAUSED BY HOSTILITIES BETWEEN**
13 **AND AMONG ARMED ELEMENTS**, as determined by the Secretary of
14 Education, **AFTER DUE CONSULTATION WITH THE**
15 **APPROPRIATE GOVERNMENT AGENCIES, TEACHERS** [they] shall

1 be compensated special hardship allowances equivalent to at least
2 twenty-five percent (25%) of their monthly salary.”

3
4 Sec. 2. Section 24 of the same Act is hereby amended to read as follows:

5
6 "SEC. 24. *Study Leave* - In addition to the leave privileges now
7 enjoyed by teachers in the public schools, they shall be entitled to a
8 study leave not exceeding one (1) school year after **EVERY THREE**
9 **(3)** [seven] years of service **TO PURSUE A GRADUATE STUDY IN**
10 **EDUCATION OR ALLIED COURSES**. Such leave shall be granted in
11 accordance with a schedule set by the Department of Education.
12 During the period of such leave, the teachers shall be entitled to
13 **THEIR FULL** [at least sixty percent of their] monthly salary and
14 **APPROPRIATE ALLOWANCES**: Provided, however, that no teacher
15 shall be allowed to accumulate more than one (1) year study leave,
16 unless he **OR SHE** needs **NOT MORE THAN TWO (2)** [an] additional
17 semesters to finish his **OR HER** thesis **OR TO COMPLETE A**
18 **REGULAR MASTERAL OR DOCTORAL PROGRAM, IN WHICH**
19 **CASE, HE OR SHE SHALL BE ENTITLED TO AT LEAST SEVENTY-**
20 **FIVE PERCENT (75%) OF HIS/HER FULL MONTHLY SALARY**
21 **AND APPROPRIATE ALLOWANCES** [for a graduate study in
22 education or allied courses]: Provided, Further, that **TO AVAIL OF**
23 **THE BENEFITS HEREIN PROVIDED, THE TEACHER SHALL**
24 **ENTER INTO AN UNDERTAKING TO CONTINUE RENDERING**
25 **SERVICES IN THE INSTITUTION WITH WHICH HE OR SHE IS**
26 **CONNECTED FOR A PERIOD OF THREE (3) YEARS FOR EVERY**
27 **YEAR OF STUDY LEAVE** [no competition shall be due the teacher
28 after the first year of such leave]. In all cases, the study leave shall be
29 counted for seniority and pension purposes.

30

1 The compensation allowed for **THE** [one year] study leave as herein
2 provided shall be subject to the condition that the teacher takes the
3 regular study load and passes at least seventy-five percent (75%) of
4 his **OR HER** courses. [Study leave of more than one (1) year may be
5 permitted by the Secretary of Education but without compensation.]
6

7 Sec. 3. There shall be incorporated after Section 26 of the same Act,
8 two (2) new sections under a new title to read as follows:
9
10
11
12

13 **"VI. OTHER BENEFITS**

14
15 **SEC. 26 - A. EDUCATIONAL BENEFITS. - IN ADDITION**
16 **TO ALL OTHER BENEFITS TO WHICH TEACHERS ARE**
17 **ENTITLED UNDER EXISTING LAWS, RULES AND**
18 **REGULATIONS, THEIR CHILDREN, NOT EXCEEDING TWO (2)**
19 **IN NUMBER, SHALL BE ADMITTED TO ANY STATE COLLEGE**
20 **OR UNIVERSITY TO PURSUE ANY BACHELOR'S DEGREE FREE**
21 **OF ANY CHARGES, INCLUDING BUT NOT LIMITED TO THE**
22 **TUITION AND MATRICULATION FEES: PROVIDED, HOWEVER,**
23 **THAT THEY SHALL MEET THE ACADEMIC REQUIREMENTS FOR**
24 **ADMISSION OF THE SUBJECT STATE COLLEGE OR**
25 **UNIVERSITY: PROVIDED, FURTHER, THAT THEIR**
26 **CONTINUOUS ENJOYMENT OF THE EDUCATIONAL BENEFITS**
27 **HEREIN PROVIDED IS SUBJECT TO THE CONDITION THAT**
28 **THEY MEET THE STANDARDS OF ACADEMIC PROFICIENCY TO**
29 **BE SET BY THE DEPARTMENT OF EDUCATION.**
30

1 **SEC. 26 - B. LONGEVITY PAY. - ANY PROVISION OF**
2 **LAW TO THE CONTRARY NOTWITHSTANDING, A MONTHLY**
3 **LONGEVITY PAY EQUIVALENT TO TEN PERCENT (10%) OF**
4 **THE MONTHLY BASIC PAY SHALL BE PAID TO TEACHERS FOR**
5 **EACH FIVE (5) YEARS OF CONTINUOUS, EFFICIENT, AND**
6 **MERITORIOUS SERVICE."**

7
8 *Sec. 4. Implementation and Reporting.* - It shall be mandatory for the
9 Department of Education to carry out the full implementation of the provisions of
10 Republic Act No. 4670. Without prejudice to any liability which may be incurred by
11 the responsible officials in case of neglect or omission to carry out the duty herein
12 provided, the sanctions for which liability shall be imposed strictly from hereon, the
13 Secretary of Education shall, not later than six (6) months from the passage of this
14 Act and every year thereafter, submit to the President and the Congress of the
15 Philippines a report detailing compliance with the provisions of this Section.

16
17 For this purpose, all government agencies, in appropriate cases, are enjoined
18 to extend utmost cooperation and support to the Department of Education.

19
20
21 *Sec. 5. Separability Clause.* - If, for any reason, any portion or provision of
22 this Act shall be held unconstitutional or invalid, the remainder of this Act or any
23 provisions not otherwise affected shall remain valid.

24
25 *Sec. 6. Repealing Clause.* - All laws, presidential decrees, executive orders,
26 proclamations, rules and regulations which are inconsistent with the provisions of
27 this Act are hereby repealed, modified, superseded or amended accordingly.

28
29 *Sec. 7. Effectivity Clause.* - This Act shall take effect fifteen (15) days from its
30 publication in the Official Gazette or in at least two (2) newspapers of general
31 circulation.

1

2

Approved,