



Senate
Office of the Secretary

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

20 MAR -5 P 4:33

RECEIVED BY

SENATE

S. No. 1404

Introduced by Senator Manuel "Lito" M. Lapid

AN ACT

FURTHER AMENDING REPUBLIC ACT NO. 8759, OTHERWISE KNOWN AS THE PUBLIC EMPLOYMENT SERVICE OFFICE ACT OF 1999, AS AMENDED, TO INCLUDE ENTREPRENEURSHIP IN THE SCOPE OF THE LAW, TO RENAME THE PRESENT PUBLIC EMPLOYMENT SERVICE OFFICE (PESO) INTO THE PUBLIC EMPLOYMENT AND ENTREPRENEURSHIP OFFICE (PEESO), AND TO ESTABLISH THE BARANGAY EMPLOYMENT AND ENTREPRENEURSHIP OFFICES (BEESO) NATIONWIDE, DEFINING ITS ROLE WITHIN THE EXISTING NETWORK, PROVIDING FUNDS THEREFOR, AND FOR OTHER PURPOSES

EXPLANATORY NOTE

The Philippines has recently been reported with falling unemployment rate. However, the said decline has been slow and unstable which still makes the Philippines to have the highest unemployment rate in Asia. One of the reasons for this is due to the higher number of job seekers entering the labor market than the number of available vacancies.

With the policy of the State to promote equality of employment and entrepreneurship opportunities, this bill seeks to rename the current Public Employment Service Office (PESO) to the Public Employment and Entrepreneurship Office (PEESO) and to create the Barangay Employment and Entrepreneurship Service Office (BEESO) which shall provide a more efficient system that would facilitate and regulate the labor

market by bridging the gap between the job seekers and employers. This measure aims to offer employment and entrepreneurship opportunities tailored to each job seeker's skills and interests through the comprehensive trainings and consultations. Lastly, this bill intends to inform and educate the Filipino job seekers on the programs and services of the Department of Labor and Employment (DOLE).



MANUEL "LITO" M. LAPID
Senator

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

20 MAR -5 P 4:33

SENATE

RECEIVED BY _____

S. No. 1404

Introduced by Senator Manuel "Lito" M. Lapid

AN ACT

FURTHER AMENDING REPUBLIC ACT NO. 8759, OTHERWISE KNOWN AS THE PUBLIC EMPLOYMENT SERVICE OFFICE ACT OF 1999, AS AMENDED, TO INCLUDE ENTREPRENEURSHIP IN THE SCOPE OF THE LAW, TO RENAME THE PRESENT PUBLIC EMPLOYMENT SERVICE OFFICE (PESO) INTO THE PUBLIC EMPLOYMENT AND ENTREPRENEURSHIP OFFICE (PEESO), AND TO ESTABLISH THE BARANGAY EMPLOYMENT AND ENTREPRENEURSHIP OFFICES (BEESO) NATIONWIDE, DEFINING ITS ROLE WITHIN THE EXISTING NETWORK, PROVIDING FUNDS THEREFOR, AND FOR OTHER PURPOSES

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

1 SECTION 1. Section 3 of Republic Act No. 8759, otherwise known as the '*Public*
2 *Employment Service Office Act of 1999*', as amended by Republic Act No. 10691, is
3 hereby further amended to read as follows:
4

5 "SEC. 3. *Establishment of the Public Employment AND*
6 *ENTREPRENEURSHIP Service Office and THE BARANGAY EMPLOYMENT*
7 *AND ENTREPRENEURSHIP OFFICE.* – To carry out the above declared
8 policy, there shall be established in all provinces, cities, and
9 municipalities a Public Employment AND ENTREPRENEURSHIP Service
10 Office, hereinafter referred to as '*PEESO*'.

1 TO SUPPORT THE PROVINCIAL AND MUNICIPAL PEESO, A
2 BARANGAY EMPLOYMENT AND ENTREPRENEURSHIP OFFICE, HEREIN
3 REFERRED TO AS 'BEESO', SHALL BE ESTABLISHED IN ALL BARANGAYS
4 NATIONWIDE. THE BEESO SHALL EXTEND THE REACH OF THE
5 MUNICIPAL PEESO TO THE RURAL AREAS WHERE THE BULK OF
6 EMPLOYMENT MODE IS NOT WAGE-BASED BUT BASED ON SELF-
7 EMPLOYMENT AND AVAILMENT OF LIVELIHOOD OPPORTUNITIES.
8 THE CREATION OF THE BEESO SEEKS TO HELP IMPROVE THE ACCESS
9 OF THE RURAL WORKFORCE TO EMPLOYMENT AND
10 ENTREPRENEURSHIP SERVICES.

11 THE PEESO AND THE BEESO shall be operated and maintained
12 by local government units (LGUs). The PEESOs AND THE BEESOS shall
13 be linked to the regional offices of the Department of Labor and
14 Employment (DOLE) for coordination and technical supervision, and to
15 the DOLE central office, to constitute the national public employment
16 AND ENTREPRENEURSHIP service network.

17 The PEESO OR BEESO, AS THE CASE MAY BE, shall be under the
18 office of the governor, city, municipal mayor and barangay chairman.
19 The PEESO OR BESO, AS THE CASE MAY BE, shall be initially organized
20 by and composed of a PEESO OR BEESO manager and may be assisted
21 by a labor and employment officer (LEO) as may be determined by the
22 LGU.

23 Upon the request of accredited nongovernment organizations
24 (NGOs) or educational institutions (EIs), the DOLE may enter into a
25 memorandum of agreement for the NGO and EI to establish, operate
26 and maintain a PEESO AND BEESO and a job placement office,
27 respectively.

28 To harmonize the provision of employment AND
29 ENTREPRENEURSHIP services in a given territorial jurisdiction, the
30 PEESO AND BEESO at the NGOs and the job placement office in EIs shall
31 coordinate their activities with the appropriate LGU PEESO OR BEESO,
32 AS THE CASE MAYBE."

1
2 SECTION 2. Section 4 of RA 8759, as amended by RA 10691, is hereby
3 amended to read as follows:

4 "SEC. 4. *Objectives of the PEESO AND BEESO.* - In general, the
5 PEESO AND BEESO shall ensure the prompt, timely and efficient delivery
6 of employment AND ENTREPRENEURIAL services and provision of
7 information on the other DOLE programs.

8 Specifically, the PEESO/BEESO shall:

9 (a) Provide a venue where people could explore simultaneously
10 various wage employment AND ENTREPRENEURIAL option and
11 actually seek assistance they prefer;

12 (b) Serve as referral and information center for the various services
13 and programs of DOLE and other government agencies present
14 in the area;

15 (c) Provide clients with adequate information on
16 ENTREPRENEURSHIP, employment and labor market situation in
17 the area;

18 (d) Network with other PEESOs AND BEESOs within the region on
19 employment for job exchange purposes[.] AND WITH OTHER
20 GOVERNMENT, NON-GOVERNMENT AGENCIES AS WELL AS
21 WITH THE PRIVATE AND BUSINESS SECTORS FOR
22 INFORMATION EXCHANGE AND ENTREPRENEURIAL
23 OPPORTUNITIES."

24
25 SECTION 3. Section 5 of RA 8759, as amended by RA 10691, is hereby
26 further amended to read as follows:

27 "SEC. 5. *Functions of the PEESO AND BEESO.* The PEESO and
28 BEESO shall have the following functions:

29 (a) Encourage employers to submit to the PEESO AND BEESO on a
30 regular basis a list of job vacancies in their respective
31 establishments in order to facilitate the exchange of labor market
32 information between job seekers and employers by providing

1 employment information services to job seekers, both for local
2 and overseas employment, and recruitment assistance to
3 employers;

4 (b) Develop and administer testing and evaluation instruments for
5 effective job selection, training and counselling;

6 (c) SERVE AS VENUE FOR CONVERGENCE BY THE APPROPRIATE
7 AGENCIES TO [P]provide persons with [qualities]
8 ENTREPRENEURSHIP ENHANCEMENT INTERVENTIONS, access
9 to the various livelihood and self-employment and information
10 programs offered by both government and non-government
11 organizations at the provincial, city, municipal and barangay
12 levels by undertaking referrals for such program;

13 (d) Undertake employability enhancement trainings or seminars for
14 job seekers, as well as those who would like to change career or
15 enhance their employability;

16 (e) Provide employment or occupational counselling, career
17 guidance, mass motivation and values development activities;

18 (f) Conduct pre-employment counselling and orientation to
19 prospective local and, most especially, overseas workers;

20 (g) Provide reintegration assistance services to returning Filipino
21 migrant workers;

22 (h) Prepare and submit to the local sanggunian an annual
23 employment FACILITATION plan and budget including other
24 regular funding sources and budgetary support of the PEESO AND
25 THE BEESO; [and]

26 (I) REFER JOB APPLICANTS WHO MAY NEED FURTHER TRAINING
27 OR RETRAINING TO THE TECHNICAL EDUCATION AND SKILLS
28 DEVELOPMENT AUTHORITY (TESDA) COMMUNITY TRAINING
29 FOR EMPLOYMENT COORDINATOR (CTEC) AND OTHER
30 TRAINING OR EDUCATIONAL INSTITUTIONS; AND,

31 "[i] (J) Perform such functions as to fully carry out the objectives
32 of this Act."

1 SECTION 4. Section 6 of RA 8759, as amended by RA 10691, is hereby further
2 amended to read as follows:

3 "SEC. 6. *Other Services of the PEESO AND BEESO.* – In addition
4 to the functions enumerated in the preceding section, THE PROVINCIAL
5 PEESO SHALL CONDUCT PERIODIC JOB CLEARANCE MEETINGS WITH
6 ALL THE MUNICIPAL AND CITY PEESOS WITHIN ITS AREA OF
7 JURISDICTION FOR THE PURPOSE OF ELIMINATING DUPLICATIONS IN
8 ACCOMPLISHMENT REPORTING TO THE DOLE AND THE LGUS. THE
9 MUNICIPAL PEESO SHALL LIKEWISE EXERCISE THE ABOVE FUNCTION
10 IN RELATION TO THE BEESOS. MOREOVER, every PEESO AND BEESO
11 shall undertake holistic strategies, programs and activities to transform
12 the PEESO AND BEESO into a modern public employment AND
13 ENTREPRENEURSHIP service intermediary that provides multi-
14 dimensional employment and entrepreneurship facilitation services."
15

16 SECTION 5. Section 7 of RA 8759, as amended by RA 10691, is hereby further
17 amended to read as follows:

18 "SEC. 7. *Role of the DOLE and the LGUs.* – The LGUs, in
19 coordination with the DOLE, shall establish the PEESO AND BEESO.

20 It shall be the responsibility of the DOLE to:

- 21 (a) Provide technical supervision, coordination and capacity-building
22 to the PEESO AND BEESO;
- 23 (b) Establish and maintain an UPDATED computerized human
24 resource and job registries to facilitate the provision and
25 packaging of employment assistance to PEESO AND BEESO
26 clients and the setting-up of intra- and inter[regional] -
27 GEOGRAPHICAL job clearance systems as part of the overall
28 employment network;
- 29 (c) Provide technical assistance and allied support services to the
30 PEESO AND BEESO including, but not limited to, the training of
31 PEESO AND BEESO personnel in the various aspects of
32 employment AND ENTREPRENEURSHIP facilitation functions;

1 (d) Set standards for the establishment and operation of the PEESO
2 AND BEESO office, and qualification standards for the PEESO AND
3 BEESO personnel;

4 (e) Extend other packages of employment AND ENTREPRENEURSHIP
5 services to the LGU, NGO or EI concerned, including the conduct
6 of job fairs, career development seminars, ENTREPRENEURSHIP
7 INTERVENTIONS and other activities; and

8 (f) Monitor, assess, and evaluate the performance of the PEESO AND
9 BEESO, including the job placement offices in Els.

10 For their part, persons who are seeking employment, particularly
11 the unemployed, shall register at the PEESO/BEESO for
12 employment AND ENTREPRENEURSHIP facilitation assistance.

13 The establishments, on the other hand, shall submit their job
14 vacancies as well as applicants hired to the PEESO AND BEESO
15 to ensure the availability of accurate information on supply and
16 demand situation for various OCCUPATIONS AS WELL as skills
17 in the labor market.

18 The LGU shall establish a monitoring system wherein
19 establishments operating in the locality shall report the following
20 relevant labor market information to the concerned office of the LGU:

21 (a) Present number and nature of jobs[;], SELF-EMPLOYMENT,
22 LIVELIHOOD OPPORTUNITIES; and,

23 (b) Projection of jobs that the establishment will provide or offer in
24 the next five (5) years;

25 PROVIDED THAT, [T]the information shall be submitted to the
26 PEESO AND BEESO for job matching and to Els for career guidance of
27 the students.

28 PROVIDED FURTHER THAT, [I]it shall be the responsibility of the
29 concerned LGU to:

30 (i) Operate and maintain the PEESO AND BEESO;

31 (ii) Ensure compliance with the operational standards set by the
32 DOLE;

- 1 (iii) Extend such assistance and services as may be necessary in the
2 promotion of employment AND ENTREPRENEURSHIP within the
3 area of jurisdiction; and,
4 (iv) Submit to the DOLE periodic performance and accomplishment
5 reports.”
6

7 SECTION 6. Section 8 of RA 8759, as amended by RA 10691, is hereby
8 amended to read as follows:

9 SEC. 8. *Administration of the PEESO AND BEESO Program.* - The
10 DOLE shall be primarily responsible for the administration of the PEESO
11 AND BEESO Program through its Bureau of Local Employment, as well
12 as its regional offices throughout the country. The Secretary of Labor
13 and Employment, in coordination with the Department of the Interior
14 and Local Government and in consultation with the presidents of the
15 various local government leagues, namely the League of Provinces, the
16 League of Cities, the League of Municipalities and the League of
17 Barangays, AND IN CONSULTATION WITH THE DEPARTMENT OF
18 TRADE AND INDUSTRY, DEPARTMENT OF SCIENCE AND TECHNOLOGY,
19 AND SUCH OTHER GOVERNMENT AGENCIES AND INSTRUMENTALITIES
20 WHICH OFFER PROGRAMS ON EMPLOYMENT, LIVELIHOOD, AND
21 ENTREPRENEURSHIP, shall accordingly promulgate, within ninety (90)
22 days from the effectivity of this Act, the necessary rules and regulations
23 for the effective implementation of the [Program] ACT.”
24

25 SECTION 7. Section 9 of RA 8759, as amended by RA 10691, is hereby further
26 amended to read as follows:

27 “SEC. 9. *Funding.* – The funding for the operation and
28 maintenance of the PEESO AND BEESO shall be provided by the LGU
29 from its internal revenue allotment and other internally generated
30 income of the LGU concerned. Likewise, the operation and maintenance
31 of the NGO PEESO AND BEESO and job placement offices of Els shall be
32 charged against their internally generated income.

1 Funds for the provision of technical assistance, training and
2 supervision of the PESO shall be included in the budget of the DOLE in
3 the annual General Appropriations Act.

4 The amount necessary to implement the provisions of this Act
5 shall be included by the Department of Budget and Management in the
6 annual General Appropriations Act.”

7
8 SECTION 8. *Implementing Rules and Regulations.* – The Secretary of Labor and
9 Employment shall issue the necessary rules and regulations for the effective
10 implementation of this Act within ninety (90) days after its effectivity.

11
12 SECTION 9. *Separability Clause.* – If, for any reason, any section or provision
13 of this Act or any part thereof, or the application of such section, provision or portion
14 is declared invalid or unconstitutional, the remainder thereof shall not be affected by
15 such declaration.

16
17 SECTION 10. *Repealing Clause.* – All laws, decrees, executive orders,
18 proclamations, rules and regulations or any part thereof, which are inconsistent with
19 the provisions of this Act, are hereby deemed repealed or modified accordingly.

20
21 SECTION 11. *Effectivity.* – This Act shall take effect after fifteen (15) days from
22 the date of its publication in the Official Gazette or in at least two (2) newspapers of
23 general circulation.

24
25 *Approved,*