

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

SENATE
OFFICE OF THE SECRETARY

10 JUL -1 AM 26

SENATE

Senate Bill No. 57

RECEIVED BY

Introduced by SENATOR EDGARDO J. ANGARA

EXPLANATORY NOTE

The era of globalization has placed extreme pressure on our government to produce highly specialized and technical personnel in a relatively short period of time. Given the rapid changes and developments in the field of Information Technology and emergence of knowledge-based society, the Philippines has to reorient the thrusts of its educational system to meet the growing needs and demands of a highly competitive world market.

To achieve this arduous task, there is a need to formulate a viable, comprehensive and sustainable long-term modernization plan for schools primarily at the elementary and secondary levels.

At present, the students in public schools have been left behind by their counterparts in the private schools. Based on preliminary report of Department of Education (DepEd), only 50% of the 4336 high schools nationwide have computer laboratories. But most of them need to be repaired or upgraded because after these computers have been delivered to schools, they have not been properly maintained. A computer laboratory consists of a minimum of 10 computers.

Given the scarce resources of the national government, there is a need to be more cost-effective and innovative in our approach to finance school modernization programs. This can be achieved through active partnership with local government units and private sector such as foundations private corporations and business groups.

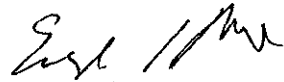
The School Modernization and Innovation bill aims to:

- a. Provide a broad framework for the institutionalization of a comprehensive and sustainable modernization program for the public schools;
- b. Encourage the schools to become more innovative and resourceful in developing and implementing programs geared towards modernization;
- c. Develop mechanisms that will define the roles and responsibilities of the officials from the regional, division down to the school levels in the implementation of school modernization programs;
- d. Provide mechanism on how the private sector can participate in the program;
- e. Define regional and school modernization plans responsive to the needs of the students in the area.

The bill also seeks to establish the School Modernization and Innovation Trust Fund which will augment the regular appropriations that will be provided under the annual General Appropriations Act to finance the priority programs for school modernization and improvement of public elementary and secondary schools.

This is the opportune time for the government to seriously consider ways of increasing the share of budget devoted to computerization of schools, upgrading of libraries and science laboratories. Moreover the application of information technology in classroom instruction would increase efficiency in teaching and learning process and enhance competencies of students.

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


EDGARDO J. ANGARA
Senator

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

SENATE
OFFICE OF THE SECRETARY

10 JUL -1 AM 26

SENATE

Senate Bill No. 57 RECEIVED BY: 

Introduced by SENATOR EDGARDO J. ANGARA

AN ACT
INSTITUTIONALIZING A SCHOOL MODERNIZATION AND INNOVATION
PROGRAM FOR PUBLIC ELEMENTARY AND SECONDARY SCHOOLS,
PROVIDING FUNDS THEREFOR, AND FOR OTHER PURPOSES

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

1 **SECTION 1. Title.** - This Act shall be known as the “*School Modernization and*
2 *Innovation Act of 2010.*”
3

4 **SECTION 2. Declaration of Policy.** - It is hereby declared the policy of the State
5 to promote a comprehensive and sustainable modernization program for all public
6 elementary and secondary schools aimed at improving the effectiveness and efficiency of
7 delivery of basic education. The State shall likewise take into account the regional and
8 sectoral needs and conditions in developing a viable long-term modernization plan. The
9 State shall also encourage the participation of the private sector and local government
10 units in strengthening programs which provide relevant and adequate skills for public
11 school children necessary for them to be global competitive.
12

13 **SECTION 3. Statement of Purpose.** - This Act seeks to attain the following
14 objectives:
15

16 (a) To provide a broad framework for the institutionalization of a comprehensive,
17 and sustainable modernization program for the public schools.
18

19 (b) To encourage the schools to become more innovative and resourceful in
20 developing and implementing programs geared towards modernization
21

22 (c) To develop mechanisms which will define the roles and responsibilities of the
23 officials from the regional, division down to the school levels in the
24 implementation of the school modernization programs.

1
2 (d) To provide mechanisms on how the private sector can participate in the
3 program

4
5 (e) To define a regional, division and school modernization and innovation plan
6 responsive to the needs of the students in the area.

7
8 **SECTION 4. *Implementing Agency.*** - The Department of Education, hereinafter
9 referred to as the "Department", shall be the main implementing agency of the School
10 Modernization and Innovation Act. The Secretary of Education shall be responsible of
11 ensuring the smooth implementation of the modernization plan for schools.

12
13 **SECTION 5. *Components.*** - The School Modernization and Innovation Program
14 shall consist of the following:

15
16 (a) Computerization of public elementary and high schools. At least one
17 computer laboratory with a minimum of 10 computers shall be established in
18 every public high school nationwide. The Science high schools in every
19 region nationwide shall be given priority in the allocation of funds for the
20 computerization. After more than 50% of the public high schools have been
21 computerized, the public elementary schools shall start its own massive
22 computerization program.

23
24 (b) Upgrading of Libraries in public elementary and secondary schools. A well-
25 equipped library shall be established in every public elementary and
26 secondary high school. The library should be provided with at least 2
27 computers which have Internet access to assist the students in their research
28 work.

29
30 (c) Promotion of an integrated distance-learning program. The distance learning
31 program aims to enable the students from local and foreign private schools to
32 share their knowledge and expertise in the areas of Science and Technology,
33 Mathematics, English and Communication to students in public schools
34 through modern system of instructional and communication technology. It
35 may adopt an interactive system of instruction through television, modern
36 satellite communication or cable system whichever is appropriate and feasible
37 in the area. The students as well as teachers in public schools shall be
38 provided with opportunities to avail of the latest trends and developments in

1 the field of educational, science, technology and communication even from
2 abroad through distance learning programs.

3
4 (d) Upgrading of Science Laboratories. Each public elementary and high school
5 will be provided with a well-equipped science laboratories with modern
6 science equipment, which is essential in improving the competencies of the
7 students in the area of science and technology.

8
9 **SECTION 6. *Phased Implementation of the Program.*** - The Department shall
10 implement the program in phases to ensure continuity and sustainability of the projects.
11 The phases of implementation will be determined according to the priorities set by the
12 Department as well as the absorptive capacity of the schools.

13
14 **SECTION 7. *Financing of the Program.*** The Department of Budget and
15 Management shall allocate 10% of the total appropriations of the annual budget of DECS
16 for the financing of the School Modernization and Innovation Program.

17
18 **SECTION 8. *Formulation of School Modernization and Innovation Plan at***
19 ***School and Regional Level.***

20 (a) National Modernization and Innovation Plan. The Secretary of Education in
21 consultation with regional directors and schools division superintendents shall
22 develop a comprehensive and sustainable modernization and innovation plan
23 for public elementary and secondary schools nationwide which will be
24 implemented within a period of 10 years. The plan shall be divided into short,
25 medium and long term period of implementation. It shall take into account the
26 rapid changes in the field of information technology, communication and
27 instructional delivery in various part of the world. It shall also identify sources
28 of funding both from local and international financial institutions as well as
29 the role of private sector, local government units and other members of the
30 civil society. It shall likewise define the national standards and framework,
31 which will be adopted in developing the individual plans.

32
33 (b) Regional Modernization and Innovation Plan. The Regional Director in
34 coordination with the Schools Division Superintendents shall formulate a
35 modernization framework consistent with national standards which will serve
36 as the basis for the plan taking into consideration the specific needs, and
37 requirements of the region. The regional plan shall highlight the peculiarities
38 and unique needs of the various schools within its jurisdiction.

1
2 (c) School Modernization and Innovation Plan. Each school shall formulate its
3 own 10-year modernization plan which reflects the aspirations and goals of
4 the school based on the regional plan of action. The plan shall consist of an
5 assessment of the existing needs of the school as well as an inventory of
6 existing educational facilities, priority programs for the allocation of funds,
7 strategies to mobilize financial resources to augment regular budget and
8 strategies to manage the use of personnel, physical and fiscal resources. The
9 individual plans of the schools shall be submitted to the regional offices for
10 consolidation.
11

12 **SECTION 9. *School Modernization and Innovation Trust Fund.*** - A School
13 Modernization and Innovation Fund, hereinafter referred to as the Fund, is hereby
14 established, exclusively to augment the regular appropriations provided under Section 7
15 to finance the priority programs for school modernization and improvement of public
16 elementary and secondary schools.

17 (a) The government's contribution to the Fund shall be the following:

- 18 1) The amount of Fifteen billion pesos (P15,000,000,000) as seed capital;
- 19 2) The equivalent of twenty percent (20%) of the annual gross earnings of the
20 Philippine Amusement Gaming Corporation (PAGCOR);
- 21 3) The equivalent of 10% annual share on the Total gross collections of the
22 travel tax;
- 23 4) The equivalent of 20 %of any additional increase annually in the fees for
24 vehicle registration;
- 25 5) The equivalent of 2% of the additional increase annually in revenue
26 collections;
- 27 6) The equivalent of 10% of the sales of the lotto operations of the Philippine
28 Charity Sweepstakes Offices.

29
30 The fund shall have a private portion to be raised from donations and gifts and
31 other conveyances including materials, equipment, properties and services by gratuitous
32 title.
33

34 (b) The fund shall be distinct and separate from the schools regular allotment for
35 maintenance and other operating expenses (MOOE).

36 (c) The Department shall be authorized to use the annual interest income of the
37 Trust Fund provided that the expenditures will be used directly for the
38 implementation of the modernization programs and not on the regular

1 programs of the Department. Provided further that 50% of the entire annual
2 income shall be retained in the Bureau of the Special Treasury.

3
4 **SECTION 10. *Management and Administration of the Fund.*** - The Fund shall
5 be administered by the Department of Education. For sound and judicious management
6 of the Fund, the Commission shall appoint a reputable government financial institution as
7 portfolio manager of the Fund, subject to the following conditions.

8
9 As administrator of the Fund, the Department shall prepare the necessary
10 guidelines for its use, subject to the following conditions:

- 11
12 (a) No part of the seed capital of the Fund, including earnings thereof shall be
13 used to underwrite overhead expenses of the administration;
14 (b) Unless otherwise stipulated by the private donor, only earnings of private
15 contributions shall be used for administrative expenses;
16 (c) The Department shall appoint and organize a separate staff that will be
17 independent administratively from the Department. It shall also enjoy fiscal
18 autonomy from the Department.

19
20 **SECTION 11. *Mandatory Allocation.*** - Each local government unit is hereby
21 directed to allocate at least 5% of their Special Education Fund to augment the
22 appropriations for the financing of programs in line with the thrusts of the school
23 modernization and innovation program.

24
25 **SECTION 12. *Uses of the Fund.*** - The School Modernization and Innovation
26 Fund shall be used to finance the following:

- 27 (a) Projects, which have been approved and certified as priority by the National
28 Executive Committee and Regional Modernization Committees created under
29 Section 9 based on the guidelines and criteria formulated by the Department.
30 (b) In service training of the teachers in the area of computer literacy and
31 instructional communication technology.
32 (c) Procurement of computer equipments including maintenance of computer,
33 laboratories, audio visual and multimedia facilities, and appropriate education
34 technology softwares.
35 (d) Procurement of science equipments for science laboratories in schools
36

1 **SECTION 13. *Order of Priority in the allocation of funds.*** In order for the
2 school to be given priority in the allocation of funds from the School Modernization
3 Innovation Trust Fund, The following criteria should be met:

- 4 (a) The programs, which will be funded, should be in line with the formulated
5 regional and school modernization plans.
- 6 (b) The school should have mobilized additional 40% counterpart funding from
7 either the local government unit, private corporations, foundations, business
8 groups or private individuals for every program which will be implemented.
- 9 (c) The programs have been approved by either the Regional Modernization
10 Committee, and the National Executive Committee or both depending on the
11 funding required.

12

13 **SECTION 14. *Selection Process.*** - The individual schools nationwide are
14 directed to develop project proposals in line with the modernization thrusts of their region
15 and submit to their respective regional offices to determine its feasibility and contribution
16 to the overall thrusts of school modernization in the country.

17

18 A National Executive Modernization Committee shall be established. It shall be
19 headed by the Secretary of the Department of Education, the Undersecretary for
20 Programs and Directors of Elementary and Secondary Education and 2 representatives
21 from the private sector. It shall be in-charge in evaluating projects with national
22 application and coverage.

23

24 A Regional Modernization Committee headed by the Regional Director and
25 composed of 3 Division Superintendents and 2 Representatives from Parent Teachers
26 Association in the region shall be established to evaluate all project proposals at the
27 regional level. The Regional Modernization Committee shall have the authority to
28 approve and recommend release of funding for projects with a funding requirement of
29 P500,000.00 and less.

30

31 However, the approved project proposals with a funding requirement of more than
32 P500,000.00 will be forwarded to the National Executive Modernization Committee
33 chaired by the Secretary of Department of Education or his duly designated
34 representative for final review and approval.

35

36 The Department shall promulgate guidelines for the selection of the project
37 proposals, which will be funded by the School Modernization and Innovation Fund.

38

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

SECTION 15. *Private Sector Participation.* - The members of the private sector are hereby encouraged to provide technical and/or financial support to the schools as they pursue their modernization plans. The private corporations, foundations, business groups or individuals who shall provide support to modernization programs shall be allowed to deduct from their gross income 100% of the expenses directly used to finance the implementation of the program in the schools.

The schools which would be able to seek at least 40% counterpart funding support from private corporations, foundations, business groups individuals as well as local government in their respective local communities shall be given the priority the provision of direct grants and funding from the School Improvement and Innovation Fund particularly in programs which are mentioned in Section 9.

SECTION 16. *Implementing Rules and Regulations.* - The Secretary of Education shall promulgate the implementing rules and regulations within (90) ninety days after the approval of this Act.

SECTION 17. *Separability Clause.* - If any portion or provision of this Act shall be declared unconstitutional, such declaration shall not invalidate other parts thereof, which shall remain in full force and effect.

SECTION 18. *Repealing Clause.* - All laws and rules and regulations or parts thereof inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SECTION 19. *Effectivity.* - This Act shall take effect fifteen (15) days following the publication in at least two (2) newspapers of general circulation.

Approved,