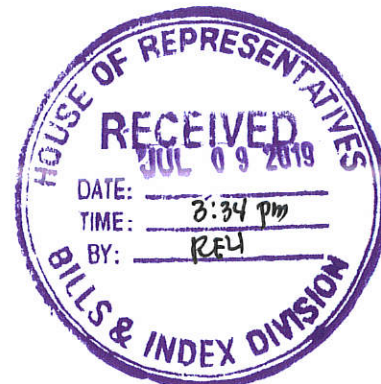


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

EIGHTEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 1767



Introduced by **HON. LUIS RAYMUND "LRAY" F. VILLAFUERTE, JR.**

EXPLANATORY NOTE

Education would not be able to steer this nation forward without the mentoring of dedicated teachers working in the service of the Filipino youth. We are fortunate to have committed people to perform a vital profession such as teaching—and especially grateful for rural teachers and their tenacity to perform despite being in uncomfortable situations.

Early this year, the Department of Education announced the release of budget for the Special Hardship Allowance (SHA). The SHA is given to thousands of teachers to cover the deficiency in compensation to teachers exposed to hardship or difficulty in the place of work, such as disadvantaged areas in rural provinces. This aimed to help teachers in hardship posts and be more responsive to their needs.

The proposed bill aims to institutionalize the Special Hardship Allowance and be given annually. This bill also proposes a computation of the pay depending on the grade or learning level handled per teacher or the rate per distance traversed from the main road to the community learning center the teacher is assigned to. It hopes to alleviate our dedicated teachers from financial burden and compensate them for the hard work that they do beyond their call of duty.

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


LUIS RAYMUND "LRAY" F. VILLAFUERTE, JR

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HOUSE BILL NO. 1767

Introduced by HON. LUIS RAYMUND "LRAY" F. VILLAFUERTE, JR.

AN ACT
GRANTING SPECIAL HARDSHIP ALLOWANCE TO PUBLIC SCHOOL
TEACHERS, SCHOOL HEADS AND ADMINISTRATORS IN HARDSHIP POSTS

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

SECTION 1. Short Title. — This Act shall be known as the "Guro Para sa Bayan Act of 2017".

SECTION 2. Definition of Terms. — For purposes of this Act, the following definitions shall apply to the following terms:

- a. Special Hardship Allowance (SHA) — refers to the allowance granted to qualified teachers and school heads or administrators, as provided in this Act;
- b. Hardship Post (HP) — refers to public schools or community learning centers located in areas characterized by extraordinarily hard, uncomfortable and extreme difficulties, as provided in this Act;
- c. Multi-Grade Teachers (MGT) — refer to public elementary school teachers handling a class of two or more grades;
- d. Mobile teachers — refer to specialized public school teachers conducting learning sessions using the alternative learning delivery mode who usually move from one station to another in depressed, disadvantaged and undeserved communities;
- e. Non-formal Education or Alternative Learning System Coordinators — refer to a public school teacher who is officially designated by the SDS to perform nonformal or ALS program coordinating functions in addition to his or her regular duties as learning facilitator.

SECTION 3. Special Hardship Allowance (SHA). — There shall be granted a Special Hardship Allowance to qualified teachers and school heads or administrators, as provided in Section 5 of this Act, to be given annually.

The SHA given shall not exceed twenty five percent (25%) of the annual basic salary. Fraction of an hour of qualified travel and ratios of days present to total class days shall be reckoned to the nearest peso, provided that qualified travel of less than onethird (1/3) of an hour or attendance ratio or less than one is to three (1:3) for the month shall not be compensated.

SECTION 4. Rate of Special Hardship Allowance. — The allowable SHA shall be computed as follows:

SHA = (Basic salary x rate per distance) x number of days present in a month over number of working days in a month; wherein rate per distance is shown hereunder:

Distance	Rate per distance (% of basic salary)
5-10 km	
11-20 km	
21 km and above	

a. For multi-grade teachers, the SHA shall be paid as follows:

Grade classes handled	% of basic salary
2 grades	
3 grades	
4 or more grades	25%

b. For mobile teachers and non-formal education or ALS coordinators, the SHA shall be paid as follows:

Learning levels handled	% of basic salary
1 learning level	15%
2 different learning levels	
3 or more different learning levels	25%

Wherein, the learning levels refer to:

a. Basic Literacy;

- b. Elementary Level;
- c. Secondary Level;
- d. Special Projects, i.e. income-generating projects, projects involving hearing-impaired, or informal education for parents or indigenous people

SECTION 5. Qualifications for grant of Special Hardship Allowance. — The qualified teachers may either be resident or transient having regular or temporary appointment and must be under any of the following situations:

- 1 . Being assigned to a hardship post;
- 2 Performing multi-grade teaching;
- 3 Carrying out mobile teaching functions; or
- 4 Performing functions of non-formal education or Alternative Learning System (ALS) coordinators.

Priority shall be given to classroom teachers in elementary and secondary levels and to school heads or administrators exposed to hardship or extreme difficulty in a place of work in any of the following conditions:

- a. Transport Inaccessibility:
 - i.Accessible only by hiking, animal ride, banca ride, or other unusual/irregular means of transportation, partly or wholly from the nearest point of available regular motorized land/water transport (minimum distance of 5 kilometers).
- b. Difficulty of Situation:
 - i. Place declared calamitous by the President based on National Disaster Coordinating Council (NDCC) recommendation; ii. Involves hazards to life, including exposures to armed conflict to be determined by the Schools Division Superintendent (SDS); or iii. Inconvenience of travel due to dangerous terrain, isolation and extreme weather condition to be determined by the SDS.

SECTION 6. Appropriations. — To effectively carry-out the grant of the SHA provided herein, the amount necessary for this purpose shall be sourced from the following:

- a. Allotment under the regional budget of the Department of Education (DepEd) specifically provided for this purpose in the annual General Appropriations Act;

- b. Savings of the school/schools division office and DepEd Regional Office concerned for the current year in case of funding deficiency; and
- c. Overall savings of DepEd for the current year in case of further funding deficiency.

SECTION 7. Tax Exemption on SHA. — No tax of any kind shall be levied on the Special Hardship Allowance herein granted to qualified personnel, as provided.

SECTION 8. Implementing Rules and Regulations. — The Department of Education and the Department of Budget and Management shall promulgate the necessary rules and regulations for the implementation of this Act within thirty (30) days from its effectivity.

Section 9. Separability Clause. — If any part or provision of this Act is declared invalid or unconstitutional, the other provisions not affected thereby shall remain in force and effect.

Section 10. Repealing Clause. — Executive Order 139, series of 1993 and all laws, decrees, executive orders and other administrative issuances and parts thereof, which are inconsistent with the provisions of this Act, is hereby amended, repealed or modified accordingly.

Section II. Effectivity Clause. — This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in two (2) newspapers of general circulation.

Approved,