

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City



EIGHTEENTH CONGRESS
First Regular Session
2545
HOUSE BILL NO. _____

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

EXPLANATORY NOTE

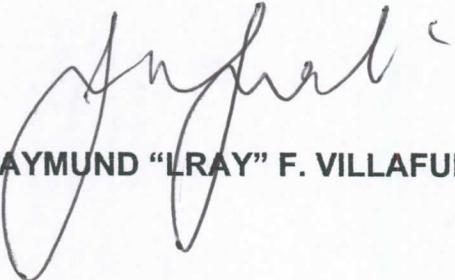
Enthusiasm and support for sports has seen a rise in recent years. Moreso as the country is set to host the 30th South East Asian Games. The establishment of state of the art sports facilities and special programs for sports is being undertaken by the government and shows further the support given to the development of Philippine sports. Even the President pointed out that sports play an important role in encourage a healthy lifestyle and instilling essential characteristics.

Republic Act No. 6847 created the Philippine Sports Commission to support our athletes and allow them the opportunity to be outstanding in and out of the country. However, grassroots sports development is still lacking and talents are still underdeveloped and unrecognized. As the enthusiasm for sports is seen to grow, it is important the we ensure that our athletes are given adequate means for opportunities and that their potential is recognized.

The world-class sports complex in New Clark City being established in preparation for the South East Asian Games is expected to be completed by August of 2019. In order to maximize the sports complex, which boasts an athletics stadium, aquatics center, Athlete's village and a river park development, this proposed bill seeks to establish the National Academy of Sports for High School. It shall serve as the premier training center to develop the athletic skills and talents of high school students.

A premier training center would equip the students with the necessary academic skills and conducive environment. It aims to provide quality secondary education to students who have shown potential in excelling in sports. In hopes that the future of our athletes is properly provided for, this counterpart bill to Senator Bong Go's version in the Senate seeks to develop physical education and sports development in the country.

The approval of this bill is earnestly sought.



LUIS RAYMUND "LRAY" F. VILLAFUERTE, JR.

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AN ACT
CREATING AND ESTABLISHING THE NATIONAL ACADEMY OF SPORTS,
PROVIDING FUNDS THEREFOR

*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 National Academy of Sports for High School (NASHS) Act of 2019.”

SECTION 2. *Declaration of Principles.* – The State recognizes the vital role of the youth in nation-building and shall promote and protect their physical, moral, spiritual, intellectual, and social well-being. Towards this end, the State shall promote physical education and encourage sports programs, league competitions, and amateur sports, including training for international competitions, foster self-discipline, teamwork, and excellence for the development of a healthy and alert citizenry. The State shall provide adequate training for students with athletic abilities for competitive sports to foster the holistic development of the youth and to prepare the students for a long-term career in sports development.

SECTION 3. *Creation and Establishment of the National Academy of Sports for High School.* – There is hereby established a National Academy of Sports for High School (NASHS) to develop the athletic skills and talents of high school students. This shall be attached to the Department of Education (DepEd) which shall also coordinate

with the Philippine Sports Commission (PSC) for policy and program formulation and implementation on subjects pertaining to sports.

SECTION 4. Purpose of the NASHS – The NASHS shall offer, on a full or partial scholarship basis, a secondary course with special emphasis on developing the athletic skills of the students through subjects pertaining to physical education and sports development, with the end in view of educating its students who have shown their early potential of excelling in sports for a sports-related career while undergoing quality secondary education. The Board, as created in Section 7 of this Act, may agree to accept paying students based on criteria established by the Board.

SECTION 5. Construction and Site of the NASHS. – After a period of planning not exceeding one (1) year upon the effectivity of this Act, the necessary sports facilities and amenities, which are at par with international standards, shall be constructed at New Clark City, Capas, Tarlac.

SECTION 6. Director of the NASHS. – The NASHS shall be headed by a Director who shall serve for a period of eight (8) years. He/she shall be appointed by the Board of Trustees, as created in Section 7 of this Act. The Board shall also fix his compensation. The functions, powers and duties of the Director, in addition to those specifically provided for in this law, shall be those usually pertaining to the office of the principal of any high school in the Philippine educational system.

SECTION 7. Board of Trustees. – The NASHS shall have a Board of Trustees, hereinafter referred to as the Board, which shall be composed of the Secretary of the DepEd as Chairperson, the Chairperson of the PSC as Vice Chair, and the following members: the Director of the NASHS, one (1) representative each from the House of Representatives and the Senate, and four (4) representatives from accredited national sports associations to be nominated by the different sports associations and appointed by the Chairperson of the Board: *Provided*, That there should always be a representative from track and field and aquatic sports.

All members who are not receiving regular compensation from the government shall receive *per diem* for every meeting of the Board.

SECTION 8. Powers and Functions of the Board of Trustees. – The exercise of the corporate powers of the NASHS is hereby vested exclusively in the Board of Trustees.

The Board shall have the following specific powers and duties in addition to its general powers of administration and the exercise of all the powers granted to the board of directors of a corporation under Section 35 of Republic Act No. 11232, otherwise known as the Revised Corporation Code of the Philippines:

- (a) To identify the satellite branches of the NASHS;
- (b) To approve the curricula, course of study, and rules of discipline drawn up by the Executive Council as hereinafter provided;
- (c) To receive and appropriate for the ends herein specified such sums as may be provided by law for the support of the NASHS;
- (d) To approve appointments made and contracts entered into by the Director in connection with the employment of teachers, lecturers and other employees of the school, to fix their compensation and other conditions of employment, and to remove them for cause after proper investigation;
- (e) To provide and approve fellowships and trainings for faculty members;
- (f) To fix the tuition fees and other necessary school charges, as the Board may deem proper to impose, after due and comprehensive consultation with the students concerned.

Such fees and charges, including government subsidies and other income generated by the NASHS, shall constitute the Sports High School Fund, as created in Section 17 of this Act, and shall be deposited in any authorized government depository bank, and all interests shall accrue therefrom shall part of the same fund for the use of the NASHS. Any provision of existing laws, rules and regulations to the contrary notwithstanding, any income generated by the NASHS from tuition fees and other charges, as well as from the operation of auxiliary services and land grants, shall be retained by the NASHS, and may be disbursed by the Board of Trustees for instruction, research, extension, or other

- programs/projects of the NASHS: *Provided*, That all fiduciary fees shall be disbursed for the specific purposes for which they are collected.
- (g) To approve the grant of scholarships, stipends and such other allowances to deserving students;
 - (h) To establish the criteria for the selection and admission of students which shall include, among others, national competitive trials and examinations;
 - (i) To develop the athletic potential of every student together with a sound and strong academic base;
 - (j) To provide a training program for students with the end goal of creating athletes who are competitive in the national, South East Asian, Asian, and Olympics level;
 - (k) To approve the issuance of certificates or diplomas to successful candidates for graduation;
 - (l) To receive, in trust, legacies, gifts, and donations of real and personal property of all kinds and to administer the same for the benefit of the NASHS or for aid to any of its students;
 - (m) To enact rules and regulations not contrary to law as may be necessary to carry out the purposes and functions of the NASHS; and
 - (n) To perform any and all other acts incident to or required by virtue of its creation.

SECTION 9. Meetings of the Board of Trustees. – The Board of Trustees shall regularly convene at least once every quarter. The Chairman of the Board of Trustees may call a special meeting whenever necessary: *Provided*, That members are notified in writing at least three (3) days prior to said meeting.

A majority of all members holding office shall constitute a quorum for board meetings: *Provided*, That the Chairperson of the Board is among those present in the meeting. In the absence of the Chairperson, a Undersecretary of the DepEd, duly designed by the Chairperson, shall represent him/her in the meeting.

A quorum of the Board shall consist of majority of all the members holding office at the time the meeting is called.

SECTION 10. *Annual Report.* – The Board shall submit to the Office of the President of the Philippines and Congress a detailed report on the progress, condition and needs of the NASHS on or before the first of April of each year.

SECTION 11. *Executive Council.* – There shall be an Executive Council consisting of the Director, the Assistant Director, as created in Section 12 of this Act, the heads of departments of NASHS, and such other ranking faculty members or officials of the NASHS, as may be determined by the Board.

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

SECTION 12. *Assistant Director of the NASHS.* – There shall be an Assistant Director who shall assist the Director. In the absence of the Director, he/she shall assume the administrative and supervisory functions of the Director. He/she shall be appointed by the Chairperson of the Board subject to the approval of the same Board, which shall also fix his/her compensation.

SECTION 13. *Registrar of the NASHS.* – There shall be a Registrar of the School who shall also act as Secretary of the Board, to be appointed by the Director with the approval of the Board. The Registrar shall keep all records of the NASHS.

SECTION 14. *Treasurer of the NASHS.* – There shall be a Treasurer of the NASHS who shall be appointed by the Director, with the approval of the Board. All accounts and expenses of the NASHS shall be audited by the Commission on Audit or its duly authorized representative.

SECTION 15. *Personnel of the NASHS.* – The Director shall, upon approval of the Board, employ professional and highly skilled managers, educators, teachers and

personnel with long and vast experience in sports administration, education and management to ensure proper operation and maintenance of the NASHS.

Any officer, or employee of the Government engaged as a lecturer in the NASHS, may receive a compensation in addition to his salary at the rate to be fixed by the Board: Provided, That his duties as such lecturer are performed outside of the regular office hours.

SECTION 16. *Tax Exemptions of the NASHS.* – The NASHS shall be exempt from payment of all taxes, fees, assessments and other charges of the Government, its branches and subdivisions.

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

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

SECTION 17. *Tax Deduction or Exemption of Donations and Contributions.* – All legacies, gifts and donations for the benefit of the NASHS, or for its support and maintenance, or for aid to any of its students shall be tax-exempt and shall be an allowable deduction from the gross-income of the donors.

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

SECTION 19. *Funding.* — To carry out the purposes of this Act the amount of One Hundred Fifty Million Pesos (P150,000,000.00) is hereby appropriated and shall be made available from the funds of the National Treasury not otherwise appropriated. Thereafter, the amount to be utilized for the expenses of the NASHS shall be provided in the annual General Appropriation Act.

SECTION 20. *Implementing Rules and Regulations.* — The DepEd and PSC, in consultation and coordination with the Department of Budget and Management, the Department of Public Works and Highways and the Bases Conversion and Development Authority shall promulgate not later than thirty (30) days upon the effectivity of this Act, the necessary rules and regulations for the effective implementation of this Act: *Provided*, That the failure to promulgate the rules and regulations shall not prevent the implementation of this Act upon its effectivity.

SECTION 21. *Separability Clause.* — If any part or provision of this Act shall be held unconstitutional or invalid, other provisions thereof which are not affected thereby shall continue to be in full force and effect.

SECTION 22. *Repealing Clause.* — All other laws, decrees, executive order and other administrative issuances and parts thereof which are inconsistent with the provisions of this Act are hereby modified, superseded or repealed accordingly.

SECTION 23. *Effectivity.* — This Act shall take effect fifteen (15) days following its publication in the Official Gazette or in a major daily newspaper of national circulation in the Philippines.

Approved,