

REPUBLIC OF THE PHILIPPINES  
**HOUSE OF REPRESENTATIVES**  
Quezon City

**EIGHTEENTH CONGRESS**  
**First Regular Session**

House Bill No. **5843**



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Introduced by **MAGDALO Party-List Representative**  
**HON. MANUEL DG. CABOCHAN III**


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**EXPLANATORY NOTE**

Education is one of the key drivers for an individual to succeed. It is no secret that a quality education has the power to change a life. However, not all Filipinos have the resources to afford quality education. The monumental expenses of schools and university tuition fees have left some the inability to pay. Because of this, some academes prohibit students from taking examinations due to unpaid tuition and miscellaneous fees.

This creates inequality in society and violates the rights of students to education. Hence, this measure seeks to protect and promote the right of all Filipinos to accessible quality education by prohibiting the imposition of the "no permit, no exam" policy of schools and universities. The State has the urgent responsibility to protect these rights and provide Filipinos access to quality education in all levels of society.

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

  
**MANUEL DG. CABOCHAN III**  
*Representative*  
Magdalo Para Sa Pilipino Party-List

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**AN ACT**

**PROHIBITING A “NO PERMIT, NO EXAM” OR ANY SUCH POLICY THAT PREVENTS STUDENTS OF ANY EDUCATIONAL INSTITUTION FROM TAKING THEIR EXAMINATIONS DUE TO UNPAID TUITION AND OTHER SCHOOL FEES**

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

1       **SECTION 1. *Short Title.*** – This Act shall be known as the “Banning a No Permit,  
2 No Exam Policy Act.”

3  
4       **SEC. 2. *Declaration of Policy.*** – It shall be the policy of the State to protect and  
5 promote the right of all the citizens to quality education at all levels. The State shall take  
6 appropriate steps to make such education accessible to all. Thus, it is hereby declared  
7 unlawful for any educational institution, whether public or private to disallow any students  
8 from taking any examination due to non-payment of tuition and other school fees.

9  
10       **SEC. 3. *Coverage.*** – This Act shall cover the following educational institutions:

- 11       (a) Private elementary schools;  
12       (b) Private secondary schools;  
13       (c) Public and Private post-secondary technical-vocational institutes; and  
14       (d) Public and private Higher Educational Institutions (HEIs), including local colleges  
15       and universities.

16  
17       **SEC. 4. *No Permit, No Exam Policy.*** – Schools shall be prohibited from adopting a  
18 “No Permit, No Exam Policy”, which limits the right of every student to take examinations  
19 notwithstanding the existence of unpaid financial obligations to the school. *Provided*, That  
20 the parents or legal guardian of the student provide a promissory note, addressed to the  
21 school, indicating the amount and the date of payment.



1 The school shall reserve the right to pursue the recovery of the unpaid tuition fees  
2 through proper court action where civil rights and liabilities may be judicially established and  
3 collected. This shall not prohibit the students, parent or legal guardians to seek informal  
4 means of resolving tuition fee disputes or enter into an agreement with the school before  
5 proceeding to court.

6  
7 **SEC. 5. *Prohibited Acts.*** – The following acts shall be prohibited:

- 8  
9 (a) Disallowing students with due and unpaid tuition and other school fees from  
10 taking examinations or providing a different schedule of exam from the rest of the  
11 student body; and  
12 (b) Requiring the students to secure a special permit to take the examinations from the  
13 school authorities prior to the administration of examinations.  
14

15 **SEC. 6. *Penalties.*** – Any educational institution official or employee, including  
16 deans, coordinators, advisers, professors, instructors, principals, teachers and other concerned  
17 individuals found guilty of violating any of the unlawful acts enumerated in Section 7 of this  
18 Act shall be punished by a fine of not less than Twenty Thousand Pesos (P 20,000.00) but  
19 not more than Fifty Thousand Pesos (P50,000.00).  
20

21 **SEC. 7. *Implementing Rules and Regulations.*** – The Department of Education  
22 (DepEd), Technical Education and Skills Development Authority (TESDA), and the  
23 Commission on Higher Education (CHED) shall issue the rules and regulations necessary to  
24 implement the provisions of this Act within sixty (60) days from the date of its approval.  
25

26 **SEC. 8. *Separability Clause.*** – If any provision or part of this Act is held invalid or  
27 unconstitutional, the other sections or provisions hereof shall not be affected thereby and  
28 shall remain in full force and effect.  
29

30 **SEC. 9. *Repealing Clause.*** – All laws, presidential decrees, executive orders,  
31 proclamations, issuances, administrative order, rules and regulations contrary to or  
32 inconsistent with any provision of this Act are hereby amended, repealed or modified  
33 accordingly.  
34

35 **SEC. 10. *Effectivity Clause.*** – This Act shall take effect fifteen (15) days after its  
36 publication in the Official Gazette or two (2) newspapers of general circulation.

*Approved,*