

Republic of the Philippines  
**HOUSE OF REPRESENTATIVES**  
Quezon City

**EIGHTEENTH CONGRESS**  
First Regular Session

**HOUSE BILL No. 3981**



**Introduced by: HONORABLE. ARNULF BRYAN "ARNIE" B. FUENTEBELLA**

**EXPLANATORY NOTE**

Republic Act No. 7160 otherwise known as the Local Government Code of 1991 devolves gargantuan powers and responsibilities to local government units in line with decentralization policy enshrined in the Constitution. However, notwithstanding this expressed policy of the State, there are still powers and functions which are better left at the local level but remain in the national government and this situation has caused unending irritants among the officials involved in the selection and appointment processes.

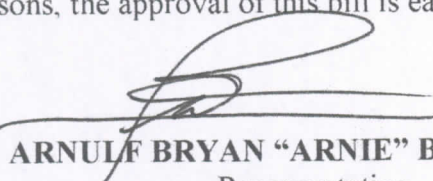
Certainly, when the framers of the Local Government Code bestowed upon local government units powers and responsibilities, their noble intention was to cloth them with broad authority to decide and have a final say on matters within the ambit of their respective jurisdiction. This is precisely the essence of the decentralization policy of the government.

This bill therefore seeks to empower the local school board to choose from among the list of five nominees submitted by the DepEd for promotion or appointment to the position of division superintendents, district supervisors, school principals, and other school officials.

It is the paramount objective of this important piece of legislation to put a quietus to the policy that has brought tremendous pressure to local officials particularly when the nominee or candidate does not suit the position or severely lacks the credentials that will complement the program at the local level.

It must be emphasized that in every undertaking **TEAMWORK** is an essential element of success. Certainly, this bill has all the necessary ingredients that will harmonize or build a stronger inter-governmental relationship.

In view of the foregoing reasons, the approval of this bill is earnestly sought.

  
**ARNULF BRYAN "ARNIE" B. FUENTEBELLA**  
Representative  
Fourth District, Camarines Sur

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**AN ACT**  
**EMPOWERING THE LOCAL SCHOOL BOARD TO CHOOSE FROM AMONG**  
**THE LIST OF FIVE NOMINEES SUBMITTED BY THE DEPARTMENT OF**  
**EDUCATION FOR PROMOTION OR APPOINTMENT TO THE POSITION OF**  
**DIVISION SUPERINTENDENTS, DISTRICT SUPERVISORS, SCHOOL**  
**PRINCIPALS, AND OTHER SCHOOL OFFICIALS, AMENDING FOR THE**  
**PURPOSE SECTION 99 (d) of REPUBLIC ACT NO. 7160 OTHERWISE KNOWN**  
**AS THE LOCAL GOVERNMENT CODE OF 1991**

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

**SECTION 1.** Section 99 (d) of Republic Act No. 7160 otherwise known as the Local Government Code of 1991 is hereby amended to read as follows:

**"SECTION 99. Functions of Local School Boards.** – The provincial, city or municipal school board shall:

(a) Determine, in accordance with the criteria set by the Department of Education[, Culture and Sports], the annual supplementary budget needs for the operation and maintenance of public schools within the province, city, or municipality, as the case may be, and the supplementary local cost of meeting such needs, which shall be reflected in the form of an annual school board budget corresponding to its share of the proceeds of the special levy on real property constituting the Special Education Fund and such other sources of revenue as this Code and other laws or ordinances may provide;

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X X X

X X X

(d) Recommend changes in the names of public schools within the territorial jurisdiction of the local government unit for enactment by the sanggunian concerned.

The Department of Education[, Culture and Sports] (DepEd)) shall SUBMIT A LIST OF FIVE NOMINEES FOR EACH POSITION TO [consult] the local school board on the PROMOTION OR appointment of division superintendents, district supervisors, school principals, and other school officials.”

IT SHALL BE MANDATORY FOR THE DepEd TO PROMOTE OR APPOINT ONLY THE NOMINEE CHOSEN BY THE LOCAL SCHOOL BOARD.

**SEC. 2.** The Department of Education, in coordination with the Department of Interior and Local Government, and the Leagues of Provinces, Cities and Municipalities, shall issue the necessary rules and regulations to implement this Act.

**SEC. 3.** This Act shall take effect upon after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,