

EIGHTEENTH CONGRESS OF THE
REPUBLIC OF THE PHILIPPINES
First Regular Session

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Senate
Office of the Secretary

20 JAN 14 P5:57

SENATE

S. No. 1266

RECEIVED BY: _____

[Signature]

Introduced by SENATOR RAMON BONG REVILLA, JR.

**AN ACT
STRENGTHENING MEANINGFUL YOUTH PARTICIPATION IN LOCAL
GOVERNANCE AND FURTHER AMENDING REPUBLIC ACT 10742 OTHERWISE
KNOWN AS THE "SANGGUNIAN KABATAAN REFORM ACT OF 2015"**

EXPLANATORY NOTE

The enactment of the Sangguniang Kabataan (SK) Reform Act of 2015 is an important victory of the youth sector. However, there is a need to address policy gaps and issues that limit the participation of the youth in governance like the lack of compensation of the SK officials, the lack of Local Youth Development Office (LYDO) in many Local Government Units (LGUs), and the lack of funds for the Local Youth Development Plan (LYDP).

The law does not provide for the compensation of the SK officials and for the inclusions of the SK Kagawad in the list of Elective Barangay Officials, who are granted with first level civil service eligibility. While this intends to encourage volunteerism, it should be noted that the reform also mandates the financially-independent SK to formulate, implement and monitor local youth development plans; thus, it is fitting that we compensate the SKs for their work, especially now that we expect them to deliver best outcomes and contribute greater impact.

The Local Youth Development Office serves as the Secretariat of the Local Youth Development Council (LYDC) and is expected to provide technical assistance and mandatory and continuing training to SK officials and LYDC members. However, the gap in the law is that while it requires the establishment of the LYDO, the last statement of Section 25 makes it permissive. In effect, many local government units are yet to establish the office or to at least appoint or designate their youth development officer. This situation limits youth participation in governance in the local scene. This measure, therefore will mandate Local Chief Executives (LCEs) to establish the office within one year, and to include administrative and criminal liabilities for non-compliance. Furthermore, to ensure that programs, projects, and activities for the youth will be duly

funded and in turn be effectively implemented, it is vital that the LGU appropriates a portion of its budget to the LYDO for the Local Youth Development Plan (LYDP).


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


RAMON BONG REVILLA, JR.

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

SECTION 1. - Section 8 of Republic Act 10742 is hereby further amended to read as follows:

SEC. 8. Powers and Functions of the Sangguniang Kabataan. - The Sangguniang Kabataan shall:

(j) **WITHIN 60 DAYS FROM THE ASSUMPTION TO OFFICE, THE SANGUNIAN KABATAAN SHALL (1) FORMULATE AND APPROVE ITS INTERNAL RULES AND PROCEDURE (2) APPOINT ITS SECRETARY AND TREASURER AND; (3) SET THE SCHEDULE OF REGULAR SK MEETINGS AND ASSEMBLIES**

(k) Exercise such other powers and perform such other functions as may be prescribed by law or ordinance or delegated by the Sangguniang Barangay or the Commission.

1 **SEC. 2.** - Section 13 of Republic Act 10742 is hereby further amended to read as
2 follows:

3
4 SEC. 13. *Powers and Functions of the Sangguniang Kabataan Chairperson.*

5 - The Sangguniang Kabataan Chairperson shall exercise such powers and
6 discharge such duties as follows:

7
8 (f) With the concurrence of the Sangguniang Kabataan, appoint from
9 among the members of the Katipunan ng Kabataan a secretary and a treasurer.

10 **THE CHAIRPERSON MAY OPT TO APPOINT A SECRETARY AND**
11 **TREASURER FROM AMONG THE SK MEMBERS.**

12
13 **SEC. 3.** Section 16 of Republic Act 10742 is hereby further amended to read as
14 follows:

15
16 SEC. 16. *Privileges of Sangguniang Kabataan Officials.* - (a) All Sangguniang
17 Kabataan officials in good standing, whether elected or appointed, shall be granted
18 the following privileges:

19
20 **(2) BE EXEMPT FROM TAKING ANY OF THE COMPONENTS OF**
21 **THE NATIONAL SERVICE TRAINING PROGRAM (NSTP);**

22
23 **(6) RECEIVE AN HONORARIUM WHICH SHALL BE CHARGEABLE**
24 **AGAINST THE SK FUNDS: PROVIDED, THAT NOT MORE THAN 20% OF**
25 **THE FUNDS WILL BE ALLOCATED FOR PERSONNEL SERVICES:**
26 **PROVIDED, FURTHER, THAT THE AMOUNT RECEIVED OF THE SK**
27 **OFFICIALS SHALL NOT BE GREATER THAN THE AMOUNT RECEIVED BY**
28 **THE SK CHAIRPERSON: PROVIDED, FINALLY, THAT THE AMOUNT SHALL**
29 **NOT BE GREATER THAN THE EQUIVALENT OF A SALARY GRADE NINE (9)**
30 **GOVERNMENT EMPLOYEE.**

1
2 (7) BE ENTITLED TO APPROPRIATE CIVIL SERVICE ELIGIBILITY,
3 PURSUANT TO RULES AND REGULATIONS ISSUED BY THE CIVIL
4 SERVICE COMMISSION: PROVIDED, THAT THE SK OFFICIAL HAS
5 RENDERED THEIR FULL TERM OF OFFICE;
6

7 (8) The Sangguniang Kabataan chairperson shall have the same privileges
8 enjoyed by other Sangguniang Barangay officials under this Act subject to such
9 requirements and limitations provided herein.
10

11 **SEC. 4.** Section 20 of Republic Act 10742 is hereby further amended to read as
12 follows:
13

14 SEC. 20. *Sangguniang Kabataan Funds.* The Sangguniang Kabataan
15 Funds shall be governed by the following provisions:
16

17 (c) All Sangguniang Kabataan funds shall be allocated in an annual budget,
18 and if the funds allow, in a supplemental budget in accordance with the
19 adopted annual barangay investment program. **BOTH THE**
20 **COMPREHENSIVE BARANGAY YOUTH DEVELOPMENT PLAN**
21 **(CBYDP) AND ANNUAL BARANGAY YOUTH INVESTMENT PROGRAM**
22 **(ABYIP) SHALL GIVE PRIORITY TO PROGRAMS, PROJECTS, AND**
23 **ACTIVITIES THAT WILL PROMOTE AND ENSURE THE NINE CENTERS**
24 **OF PARTICIPATION WHICH ARE HEALTH, EDUCATION, ENVIRONMENT,**
25 **GLOBAL MOBILITY, ACTIVE CITIZENSHIP, GOVERNANCE, SOCIAL**
26 **EQUITY AND INCLUSION, PEACE-BUILDING AND SECURITY, AND**
27 **ECONOMIC EMPOWERMENT.**
28

29 (e) **THE SK SHALL SET ASIDE AN AMOUNT FOR THE SK**
30 **MANDATORY AND CONTINUING TRAININGS. THE TOTAL AMOUNT**

1 **APPROPRIATED FOR TRAINING SHALL NOT BE MORE THAN 15% OF THE**
2 **SK FUND.**

3
4 **SEC. 5.** Section 21 of Republic Act 10742 is hereby further amended to read as
5 follows:

6
7 (d) ***DUTIES AND FUNCTIONS OF THE SK PEDERASYON.*** - THE SK
8 **PEDERASYON SHALL INITIALLY DRAFT THE LOCAL YOUTH**
9 **DEVELOPMENT PLAN, WHICH SHALL BE FINALIZED BY THE LOCAL**
10 **YOUTH DEVELOPMENT COUNCIL.**

11
12 **THE PEDERASYON SHALL CONVENE QUARTERLY WITH THE**
13 **MEMBERS OF LYDC TO ENSURE IMPLEMENTATION OF LYDP AND**
14 **ALIGNMENT OF CBYDP AND ABYIP TO THE LYDP.**

15
16 **THE PEDERASYON SHALL ALSO CASCADE INFORMATION AND**
17 **FACILITATE KNOWLEDGE TRANSFER TO THEIR RESPECTIVE**
18 **LOCALITIES.**

19
20 **SEC. 6.** Section 25 of Republic Act 10742 is hereby further amended to read as
21 follows:

22
23 SEC. 25. *Creation.* - There shall be in every province, city, and municipality
24 a Youth Development Office which shall be headed by a youth development
25 officer with the rank of at least division chief. Such may be put under the
26 Office of the Local Chief Executive, the Office of the Planning and Development,
27 the Office of the Social Welfare, or in any other office deemed appropriate by the
28 local government unit. If the funds of the local government unit are sufficient, it
29 can be a separate department with divisions and units for policy and planning,
30 administration and finance, and programs and operations. In the event when the

1 local government unit has exceeded the prescribed personal services limitations,
2 the local chief executive may designate existing personnel whom he or she deems
3 fit to serve this purpose, **PROVIDED THAT A PERMANENT LOCAL YOUTH**
4 **DEVELOPMENT OFFICER SHALL BE APPOINTED WITHIN ONE (1) YEAR**
5 **FROM THE EFFECTIVITY OF THIS ACT. IN COMPLIANCE WITH THE SEAL**
6 **OF GOOD LOCAL GOVERNANCE ACT OF 2019, FAILURE TO CREATE THE**
7 **LOCAL YOUTH DEVELOPMENT OFFICE AND APPOINT THE YOUTH**
8 **DEVELOPMENT OFFICER WITHIN THE PRESCRIBED PERIOD SHALL BE**
9 **GROUND FOR ADMINISTRATIVE LIABILITIES OF THE LOCAL**
10 **PERSONNEL SELECTION BOARD AND THE LOCAL CHIEF EXECUTIVE.**

11
12 **SEC. 7.** Section 26 and Section 27 of Republic Act 10742 are hereby further
13 amended to read as follows:

14
15 SEC. 26. *Funding.* - **THE LOCAL GOVERNMENT UNIT SHALL**
16 **APPROPRIATE NOT LESS THAN 1% OF ITS ANNUAL BUDGET FOR THE**
17 **LOCAL YOUTH DEVELOPMENT OFFICE, WHICH SHALL BE USED FOR**
18 **THE IMPLEMENTATION OF THE LOCAL YOUTH DEVELOPMENT PLAN,**
19 **CONVENING THE MEETINGS OF THE CONCERNED PEDERASYON NG MGA**
20 **SANGGUNIAN KABATAAN AND LOCAL YOUTH DEVELOPMENT**
21 **COUNCIL; AS WELL AS ITS OPERATIONS AND EFFECTIVE FUNCTIONING.**

22
23 SEC. 27. *CAPACITY BUILDING.* - **THE NYC SHALL BE**
24 **SPEARHEADING THE CONDUCT OF CAPACITY-BUILDING AND**
25 **TRAININGS FOR LYDOs.**

26
27 **SEC. 8. *Funding and Appropriations.*** - The initial amount necessary to carry
28 out the implementation of this Act shall be charged against current appropriations of the
29 Department of the Interior and Local Government (DILG). Thereafter, such sums as may

1 be needed for its full implementation shall be included in the annual General
2 Appropriations Act.

3
4 **SEC. 9. *Separability Clause.*** - If for any reason any part or provision of this Act
5 is declared unconstitutional or invalid, such parts or portions not affected thereby shall
6 remain in full force and effect.

7
8 **SEC. 10. *Repealing Clause.*** - All laws, decrees, orders, rules and regulations or
9 other issuances or parts inconsistent with the provisions of this Act are hereby repealed
10 or modified accordingly.

11
12 **SEC. 11. *Effectivity.*** - This Act shall take effect fifteen (15) days after its
13 complete publication in the Official Gazette and in at least two (2) newspapers of general
14 circulation.

15
16 *Approved,*