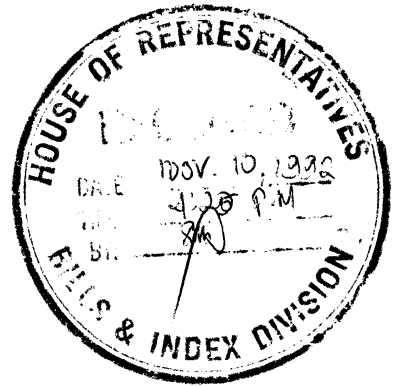


Republic of the Philippines  
HOUSE OF REPRESENTATIVES  
Quezon City



First Regular Session

HOUSE BILL No. 4660

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Introduced by Hon. Ferdinand R. Marcos II  
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EXPLANATORY NOTE

Sec. 13, Art. II of the 1987 Constitution provides:


"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. It shall inculcate in the youth patriotism and nationalism, and encourage their involvement in public and civic affairs."

In the past, the Filipino youth was organized successfully into one cohesive organization, the Pambansang Katipunan ng Kabataang Barangay ng Pilipinas. Through this organization, the Youth have demonstrated their awareness of the problems plaguing the country, the solutions thereto, and the development programs and projects that address them.

However, with the assumption into power of the Aquino government, the Kabataang Barangay National Secretariat was abolished and in its stead was created the Presidential Council for Youth Affairs. But after more than five (5) years since its inception, the Council's presence and its impact on the Youth sector leaves much to be desired. In fact, its regular reports submitted to the President repeatedly recites merely the many youth exchanges that the Council has facilitated or administered.

Under this backdrop, an all powerful, all encompassing, independent and autonomous agency tasked to formulate, implement, coordinate and monitor all programs, projects and activities, involving the youth is being proposed. This bill precisely seeks the creation of a such Commission in order that there will be a permanent government agency that will address all issues and concerns concerning the youth sector of our society.

The passage of this bill is therefore earnestly requested.

  
HON. FERDINAND R. MARCOS II



HOUSE OF REPRESENTATIVES  
H.B. No. 4660

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Introduced by Hon. Ferdinand R. Marcos II

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AN ACT  
CREATING THE NATIONAL YOUTH COMMISSION, DEFINING  
ITS POWERS AND FUNCTIONS, PROVIDING FUNDS  
THEREFOR, AND FOR OTHER PURPOSES

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

SECTION 1. This Act shall be known and cited as the "National Youth Commission Act".

Sec. 2. Declaration of Policy. 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. It shall inculcate in the youth patriotism and nationalism, and encourage their involvement in public and civic affairs. Towards this end, the state recognizes the need and shall formulate, adopt and implement an integrated and coordinated youth development program which is responsive to the needs and to the call for involvement by the youth in the affairs of the state.

Sec. 3. Creation of the National Youth Commission. To carry out the above mentioned policy, a body corporate known as the National Youth Commission, hereinafter the Commission, is hereby created.

Sec. 4. Status and Nature of the Commission. - The Commission shall have the same status as that of a governmental national regulatory agency which shall be independent and autonomous. It shall exercise corporate powers. It shall have a seal, may sue and be sued, and shall be the sole policy-making and coordinating body of all youth related institutions, programs, projects and activities in the country.

Sec. 5. Powers and Functions. - The Commission shall have the following powers and functions:

- a. formulate and initiate the national policy or policies on Youth;
- b. formulate and implement a national integrated youth development program.
- c. promote total development of the youth, in a manner consistent with mandated national policies on youth;
- d. monitor and coordinate all programs and projects of the government involving the youth;

- e. consult and encourage the active participation of all youth organizations and institutions in youth programs and projects and in the affairs of the government;
- f. convene and/or consult with officers and members of the Sangguniang Kabataan from Municipal, city, provincial and national levels, and other youth organizations, for the purpose of discussing and formulating the policies, programs and projects for the youth;
- g. cooperate and coordinate with governmental agencies and non-governmental organizations and institutions in the implementation of child and youth welfare programs and projects for information and evaluation, prior to their implementation;
- h. allocate resources for the implementation of youth programs and projects;
- i. review, evaluate and provide funds to all youth development programs and proposal projects;
- j. monitor the activities and projects of youth organizations and youth-serving agencies which are funded and assisted by the government;
- k. seek and secure the assistance and support of any government agency, office or instrumentality including government owned or controlled corporations and local government units in the pursuant of its programs and projects;
- l. assist the various government agencies and institutions in the implementation of all laws, programs and projects relative to the promotion of child and youth welfare;
- m. promote, carry out and conduct scientific, interdisciplinary and policy-oriented researches and development studies, trainings, scholarships and consultancies on youth and related issues;
- n. conduct seminars, workshops and other activities that will enhance the leadership skills of the youth; instill in them social commitment and good citizenship; and assist them in creating a united front and concerted action in helping the government achieve the country's development goals;
- o. encourage and assist the Youth in promoting sports, social and cultural activities and in the organization of youth groups, associations and societies designed to promote the objectives of the Sangguniang Kabataan;
- p. provide and/or endorse scholarship grants to deserving youth;
- q. administer, supervise and monitor all youth exchange programs and other international commitments;
- r. establish such organizational units as may be required the effectively carry outs its functions; to appoint and determine the personnel complement thereof preferably from the Youth Sector, and to fix their salaries, allowances and emoluments;

- s. promulgate rules and regulations as may be necessary to carry out the provisions of this Act;
- t. undertake any other projects or activities that contributes to the attainment of the Commission's objectives;
- u. perform such other powers and functions as the Commission may deem necessary and proper for the attainment of its objectives.

Sec. 6. Composition of the Commission. - The Commission shall be composed of one Chairman and four (4) Commissioner representing the NCR, Luzon, Visayas and Mindanao, to be appointed by the President for a term of four (4) years from a list of nominees submitted by the Youth sector.

Sec. 7. Qualifications of the Members of the Commission. A member of the Commission must be at least twenty one years (21), must have occupied a position of responsibility and leadership in duly recognized youth organizations, must be of good moral character and must not have been convicted of any crime involving moral trepidude.

Sec. 8. Advisory Council. - There shall be an Advisory Council composed of the Secretaries of the Department on Education Culture and Sports (DECS), Department of Social Welfare and Development (DSWD), Department of Internal Local Government (DILG), Department of Agriculture (DA), Department of Foreign Affairs (DFA), the Director General of National Economic Development Authority (NEDA), the Chairman of the Senate Committee on Youth and Sports, the Chairman of the House Committee on Youth and Sports and the President of the Pambansang Federasyon ng mga Sangguniang Kabataan. The Council shall, from time to time, advise and be consulted by the Commission on important matters related to Youth affairs, Welfare and development.

Sec. 9. Organization of a Secretariat. - The Commission shall organize a secretariat to be headed by an Executive Director with the same qualifications as the members of the Commission. The Executive Director shall be appointed by the President upon nomination by the Commission. The personnel complement of the Secretariat shall, as far as practicable, all come from the Youth Sector.

Sec. 10. Duties and Responsibilities of the Secretariat. The Secretariat shall be responsible for:

- a. preparing a National Integrated Youth Development Program;
- b. effecting efficient performance of the functions of the Commission and ensure prompt implementation of the programs;
- c. proposing specific allocation of resources for projects instated under the approved programs;
- d. submitting periodic reports to the Commission on the progress and accomplishments of program or projects;

- e. preparing an annual report on all activities of the Commission;
- f. providing and performing general and technical staff support; and
- g. performing such other functions as the Commission may deem necessary;

Sec. 11. Research Arm of Commission. - The Child and Youth Research Center created under Rep. Act. No. 345B shall be the research arm of the Commission.

Sec. 12. Allocation, Transfer of Funds and Assets. The Presidential Council for Youth Affairs (FCYA) is hereby abolished and its appropriations, funds, properties, assets, records, equipment, and personnel are hereby transferred to the National Youth Commission.

Sec. 13. Funding. - For the organizational and initial calendar year of the Commission's operation, the amount of Twenty Five Million Pesos (P25,000,000) Provided, that, the Commission is authorized to receive donations and at least once every year, the net proceeds of a draw of the Philippine Charity Sweepstakes Office (PCSO); and five percent (5%) of the gross income of the Philippine Amusement and Gaming Corporation (PAGCOR) Provided, further, that, said donations shall be used solely to finance the various projects of the Commission.

The appropriations, funds, properties and assets transferred under Sec. 12 hereof shall be availed of by the Commission for its current operating expenses. Thereafter, its approved budget shall be included in the General Appropriations Act.

Sec. 14. Tax Deduction or Exemption of Donations and Contributions. - All donations and contributions to the Commission in connection with its fund raising projects and its continuing youth development programs shall be exempt from the donors taxes, and shall be deductible in full in the computation of the taxable net income of the donors.

Sec. 15. Tax Exemption. - The Commission shall be exempt from all forms of taxation or other impositions, whether local or national, and shall be free from all duties and all other imports on any equipment, articles or goods which it may import, when reasonably necessary, for use in its operations.

Sec. 16. Presidential Land Grant. - The provisions of any existing law to the contrary notwithstanding, the President may, upon the recommendation of the advisory council, grant by donation, sale, lease, or otherwise to the Commission portion of the land of the public domain as may be necessary for the establishment of youth development and training centers in all the regions of the country and for the accomplishment of any of its purposes.

Sec. 17. Repealing Clause. - Exec. Order No. 724, and all laws, executive order, decrees, administrative issuances, rules and regulations or parts thereof which are inconsistent with the provisions of this act are hereby repealed, amended and modified accordingly.

Sec. 18. Effectivity Clause. - This Act shall take effect upon its approval and publication in at least one newspaper of general circulation.

Approved.