

Republika ng Pilipinas
(Republic of the Philippines)
KAGAWARAN NG EDUKASYON, KULTURA AT ISPORTS
(DEPARTMENT OF EDUCATION, CULTURE AND SPORTS)
Manila

October 9, 1987

DECS O R D E R
No. 101, s. 1987

POLICY REVIEW AND LEGISLATIVE COORDINATION

To: Undersecretaries
Assistant Secretaries
Bureau Directors
Regional Directors
Cultural Agency Directors
Chief of Service and Heads of Units/Centers

1. In order to gain the effective support of the distinguished legislators after the convening of the Congress of the Philippines which restores the normal legislative process and to achieve the legislative priorities of the Department, a review of existing policies and their enabling bases is being undertaken by the Office of the Undersecretary for Legal and Legislative Affairs.
2. Towards this end, the participation of every Department, regional, and cultural agency official and personnel is solicited and encouraged. This is consistent with the rights to legislative access and participative roles in policy-making.
3. The Department has already presented its legislative agenda to both the Senate and the House of Representatives of the Philippines, and it has received the commitment of support from the Committees on Education, Finance and Appropriations. It is desired that these cooperative relations be developed and maintained, and whenever needed the intervention of this Department be solicited.
4. For the guidance of all concerned, the inclosed guidelines on appearance of executive officials and the rules governing inquiries in aid of legislation will govern and should be followed. Any assistance related to legislative concerns and affairs should be addressed to the PROS Secretariat in the Office of Undersecretary Tomas V. Santos, for proper coordination and attention.
5. Immediate dissemination of this Order is hereby directed.

(SGD.) LOURDES R. QUISUMBING
Secretary

Incl.: As stated
Reference: None
Allotment: 1--(M.O. 1-87)
To be indicated in the Perpetual Index
under the following subjects:

OFFICIALS

POLICY

RULES & REGULATIONS

(Inclosure to DECS Order No. 101, s. 1987)

A. GUIDELINES ON PROPOSED LEGISLATION EMANATING
FROM THE EXECUTIVE DEPARTMENT

STAGE I: INITIATION

- a. All Departments/Agencies shall be given the opportunity to identify and propose legislative measures, along their agency or sectoral concerns, which they think must be enacted by Congress. This can be entirely a new law/national policy or amendments to existing statutes. The Departments/Agencies may consult their clientele in order to ensure responsive policies.
- b. The next step shall be review and prioritization of the legislative proposals by the Office of the President.

STAGE II: FACILITATION

The legislative proposals as prioritized, shall then be allocated among and deliberated upon by CAS sectoral committees which shall be organized for this purpose, namely: Economic, Social, and General Government. The output of these deliberations will be a draft outline of the major provisions of proposed legislation.

The output of this stage is a final outline of major provisions of proposed legislative measures.

STAGE III: APPROVAL AND ENDORSEMENT

The CAS output which will be in the form of a draft bill shall then be forwarded to the Office of the President and the Cabinet for consideration and review. If approved, it can be endorsed formally to Congress as an Administration Bill or to some legislators for their consideration and possible sponsorship.

Bills coming out of this process will have the backing of the Executive as they will be presented as Administration Bills; and the process will sort out proposed measures which need not be presented to Congress but may be acted upon by the President in her capacity as Chief executive since the President has law-making power in the exercise of her executive functions. However, individual Cabinet Members may be allowed to propose bills and to lobby for the approval of bills deemed necessary to be enacted.

B. GUIDELINES ON APPEARANCES OF CABINET MEMBERS
BEFORE CONGRESS

I. FOR APPEARANCES AT THE INITIATIVE OF THE EXECUTIVE

- a. The Head of Department shall file a request for the President's consent at least five days before the intended appearance. The President's consent is required for all such appearances.
- b. The request shall state the purpose of the appearance, the forum thereof, and the matters expected to be covered by the appearance of the department head.
- c. If the President states in writing that the security of the State or the public interest requires it, the appearance shall be conducted in executive session.
- d. A report on the hearing shall be submitted to the President by the department head concerned within three days following the hearing.

II. FOR APPEARANCES AT THE REQUEST OF THE SENATE OR THE HOUSE OF REPRESENTATIVES

- a. After receiving from the Senate President or the Speaker the request together with the proposed written questions, at least five days or, in urgent cases, three days before the scheduled hearing, a date to be mutually agreed upon, the department head concerned shall immediately endorse the same, together with his recommendation, to the President.
- b. The President's consent is required for all such appearances. If such consent is refused or not obtained, the department head shall forthwith inform the Senate President or the Speaker.
- c. If the President states in writing that the security of the State or the public interest requires it, the appearance shall be conducted in executive session.
- d. A report on the hearing shall be submitted to the President by the department head concerned within three days following the hearing.