



REPUBLIKA NG PILIPINAS  
 REPUBLIC OF THE PHILIPPINES  
**KAGAWARAN NG PANGASYON, KULTURA AT ISPORTS**  
**DEPARTMENT OF EDUCATION, CULTURE AND SPORTS**  
 DECS Complex, Meralco Avenue  
 Pasig City, Philippines



*Sama-Sama sa DECS*

*Tanggapan ng Kalihim*  
*Office of the Secretary*

September 7, 1998

DECS ORDER  
 No. 80/s, 1998

**ADOPT-A-SCHOOL PROGRAM**  
**IMPLEMENTING RULES AND REGULATIONS**  
**(IRR)**

To: Undersecretaries and Assistant Secretaries  
 Bureau Directors  
 Regional Directors  
 Schools Superintendents  
 All Offices Concerned

1. For the information and guidance of all concerned, inclosed is a copy of the approved implementing Rules and Regulations pertaining to the Adopt-A-School Program (IAS) to take effect this School Year 1998-99.

2. Immediate dissemination of this Order is directed.

*Andrew Gonzales*  
**ANDREW GONZALES, III**  
 Secretary

Incl. As stated

Reference: DECS Memorandum No. 162, s. 1998

Attachment: 1 (IRR 50-97)

To be indicated in the Perpetual Index under the following subjects:

**RULES & REGULATIONS**  
**SCHOOL PROGRAM**

## PART I

### GENERAL PROVISIONS

#### Rule 1

##### Preliminary Matters

**Section 1. Title.** These rules shall be known as the *Implementing Rules and Regulations (IRR) of RA 8525 otherwise known as An Act Establishing an Adopt-A-School Program and Providing Incentives Therefor and for Other Purposes.*

**Section 2. Definition of Terms.** For purposes of this IRR, the following terms are operationally defined as follows:

- a. *Act* refers to R.A. 8525.
- b. *Adopt-A-School* refers to a program where a private entity agrees to extend assistance to a public school in a particular aspect/s of its educational program within an agreed period.
- c. *Private Entity* refers to a private individual or organization or business establishment, whether a corporation, a sole proprietorship, partnership or cooperative that enters into an agreement with a public school in order to provide assistance in the implementation of the educational program. It shall be known, henceforth, as the adopting entity/agency.
- d. *Public School* refers to a government school, whether elementary, pre-school, secondary, post-secondary, technical-vocational institution, TESDA-registered training center, or tertiary institution, that needs assistance and enters into an agreement with an adopting entity.
- e. *Assistance* refers to the help given by the adopting entity to the public school. It may focus on but may not be limited to staff and faculty development through formal education and training, construction/upgrading of facilities, provision of books and other instructional materials and equipment, and modernization of instructional technologies through computers, television, internet, satellite programs, distance education, etc.
- f. *Agreement* refers to the Memorandum of Agreement which specifies details of the adoption, i.e. the time frame which shall be at least two years, assistance to be extended, responsibilities of both contracting parties, etc.

- h. *Local School Board* refers to the unit created in every city/province to administer the Special Education Fund in pursuance of the provisions of R.A. 7160.
- i. *Secretariat* refers to a unit created by every implementing agency which shall be in charge of keeping records of deliberations as well as other documents like MOAs, and serve as the communicating unit of the Coordinating Council.

### Rule II

#### Declaration of Policy

**Section 1. Basic Policy and Objectives.** It is the policy of the State to provide quality and relevant education to the Filipino youth and to encourage private initiative to support public education. Towards this end, the State shall institute programs to encourage private individuals, organizations, companies and enterprises to render assistance in the upgrading and modernization of public schools in the country, particularly those in deprived, depressed and underserved provinces.

### PART II

#### PARTICIPATION IN THE ADOPT-A-SCHOOL PROGRAM

##### Rule I

#### Requirements and Benefits in the Adopt-A-School Program

##### Section 1. Requirements for Participation in the Adopt-A-School Program.

- a. A private entity that intends to participate in the Program, should have a credible track record, and must have been in existence/operation for at least five (5) years.
- b. Any government school, whether pre-school, elementary, secondary, technical or vocational institution, TRSTA training center, or tertiary institutions, preferably, though not necessarily located in any of the twenty six (26) poorest provinces identified by the Presidential Council for Countryside Development (PCCD) or any other government agency tasked with the same, shall be given first priority.

- c. DECS, CIRD and TESDA shall draw up their respective requirements for a private entity to participate in the Adopt-A-School Program subject to the approval of the Coordinating Council created under this Program.

#### Section 2. Benefits Accruing to the Adopting Entity

The qualified Private Adopting Entity shall be allowed to deduct from its gross income the amount of expenses actually, directly and exclusively incurred for the Program plus an additional amount equivalent to Fifty Percent (50%) thereof subject to the following conditions:

- a. That the deduction shall be availed of in the taxable year in which the expenses have been paid or incurred;
- b. That the taxpayer can substantiate with sufficient evidence such as official receipts and/or other adequate records (1) the amount of expense being deducted, and (2) the direct connection or relation of the expense being deducted to the entity's participation in the Adopt-A-School Program. A list of activities and/or projects undertaken by the adopting entity and the cost by each undertaking, indicating in particular where and how the assistance has been utilized shall be required from the taxpayer; and
- c. That the valuation of assistance other than money shall be based on the acquisition cost of the property. Such valuation shall take into consideration the depreciated value of the property exclusive of land, in case said property has already been used. The application of additional 50 per cent deduction shall be filed with, evaluated and approved by the Bureau of Internal Revenue;
- d. In addition to the incentive provided above, the Private Adopting Entity shall be entitled to have its name emblazoned beneath the name of the adopted Public School after the words indicating that said School is under the "Adopt-A-School Program."
- e. The representative of the adopting entities may be invited to a meeting with the Local School Board, Joint CIRD and PASUC Committee and the Technical Education Skills Development Committee of the municipality where the adopted Public School is located.

### PART III

## PROGRAM ADMINISTRATION

#### Section 1. Coordinating Council

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a. It shall be composed of the DECS Secretary as chairperson, the chairman of the Commission on Higher Education and the Director-General of TESDA as co-chairs, and the chair of the Presidential Council for Countryside Development and the representative of the National Federation of Chambers of Commerce and Industry, as members and to be appointed by the President of the Philippines. The chairperson shall be entitled to reimbursements for reasonable expenses related to the Council activities.

b. It shall perform the following functions:

1. Set policies relative to the Adopt-A-School Program;
2. Formulate standards and guidelines for the implementation of the program; and
3. Refer or endorse to DOF and BIR the application of the adopting entities for additional tax reduction for assessment and approval.

c. It shall meet once every three (3) months.

e. It shall have a Secretariat staffed by the three education agencies which shall hold office in a space to be provided by DECS. Its operation shall be funded by the same agencies.

f. Funding for the Council shall be shared equally by the three agencies.

#### Section 2. Local School Board

It shall review and make recommendations to the Council about the adoption's continuance or termination. It shall preliminarily assess the application of the adopting agency for additional deductions from the total gross income in conformity with the rules and regulations of the DOF and BIR.

#### Section 3. Joint CHED and PASUC Committee

a. A Joint CHED and PASUC Committee shall be organized at the regional level to undertake the periodic review/assessment of the adoption of higher education institutes.

b. It shall submit the results of the assessment and the corresponding recommendation to the Coordinating Council which shall in turn take appropriate action.

In NCR where there are many colleges and universities, a representative of the Association of Local Universities and Colleges (ALUC) may be invited to seat with the committee.

#### Section 4: Provincial Technical Education and Skills Development Committee

The PTRSDCs in the province where the post-secondary school or training center is located, shall review and act on the proposed adoption following the guidelines and criteria set forth by the Coordinating Council. It shall likewise, submit a report on the adoption to the Coordinating Council. No Memorandum of Agreement can be signed by the public post secondary institution-Technical Education and Skills Development Training Center on this matter unless cleared by the PTRSDCs.

#### Section 5: Administrative Procedure

The adopted school shall sign a Memorandum of Agreement (MOA) with the private adopting entity. The MOA shall be reviewed and approved by the Schools Division Superintendent, in the case of DECS, the Regional Director in the case of CHED, the Provincial and Regional Director in the case of TRSDA and the city/municipal Mayor or provincial Governor in the case of local community colleges. These adoption documents shall be submitted to the local school board/PTRSDCs/Joint CHED and PASUC Committee for review and recommendation to the Coordinating Council.

The Coordinating Council then approves the adoption and returns the documents for implementation of the Program.

The adopting agency and the school may agree to terminate or extend the adoption depending on the circumstances of the former. In which case, the local school board, PTRSDCs, association of states colleges and universities and the Coordinating Council shall be properly informed. If the termination is the decision of the Council per recommendation of the assessing agencies, then it shall properly inform the parties concerned.

At the end of the fiscal year, the adopting entity, desirous to take advantage of the tax deductions provided by the Program, files an application form accompanied by substantiating documents, with the Local School Board/PTRSDCs/Joint CHED and PASUC Committee.

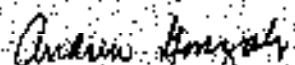
This agency reviews and assess the application and transmits it to the Coordinating Council which in turn endorses it for final action to the corresponding regional office of DOB/BIR.


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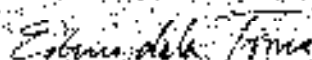
Section 5. Separability Clause. In the event that any provision of this Implementing Rules and Regulation is declared unconstitutional, the validity of the other provisions shall not be affected by such declaration.

Section 6. Repealing Clause. All orders, rules and regulations or parts thereof inconsistent with this rule are hereby repealed or modified accordingly.

Section 7. Effectivity. This Order shall take effect in school year 1998-99, fifteen (15) days after its publication in two (2) national newspapers of general circulation.

  
ANDREW R. GONZALEZ, PSC  
Chairman  
Secretary of Education, Culture and Sports

  
ANGEL C. ALCALA  
Co-Chairman  
Chairman, Commission on Higher Education

  
EDICIO G. DE LA TORRE  
Co-Chairman  
Director General, Technical Education and Skills Development Authority

  
EDGARDO B. ROSPIRU  
Secretary, Department of Finance