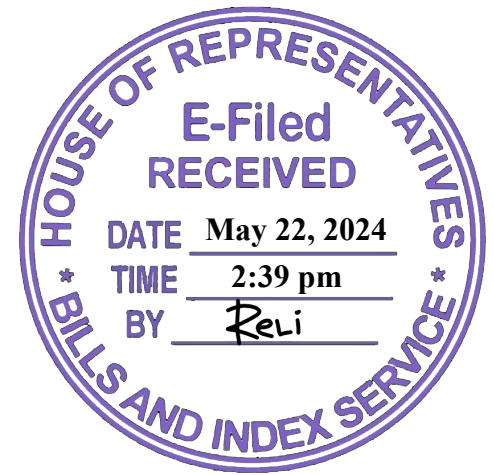


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

NINETEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. **10482**



Introduced by Hon. Christopher V. P. de Venecia, Hon. Francisco “Kiko” B. Benitez, Hon. Marlyn “Len” B. Alonte, Hon. Maria Angela S. Garcia, Hon. Anna Victoria Veloso-Tuazon, Hon. Lani Mercado Revilla, Hon. Angelica Natasha Co, Hon. Angelo Marcos Barba, Hon. Antonio B. Legarda Jr., Hon. Edward Vera Perez Maceda, Hon. Linabelle Ruth R. Villarica, Hon. Richelle Singson, Hon. Rachel Marguerita B. Del Mar, Hon. Richard I. Gomez DPA, Hon. Jose Arturo S. Garcia Jr., Hon. Amparo Maria J. Zamora, Hon. Jefferson F. Khonghun, Hon. Rufus B. Rodriguez, Hon. Samuel S. Verzosa Jr., Hon. Patrick Michael D. Vargas, Hon. Lianda B. Bolilia, Hon. Kristine Singson-Meehan, Hon. Eduardo Roa Rama Jr., Hon. Mark O. Go, Hon. Maria Vanessa C. Aumentado, Hon. Marissa “Del Mar” P. Magsino

AN ACT
STRENGTHENING THE NATIONAL BOOK DEVELOPMENT BOARD, AMENDING
FOR THE PURPOSE REPUBLIC ACT NO. 8047 OR THE BOOK PUBLISHING
INDUSTRY DEVELOPMENT ACT

EXPLANATORY NOTE

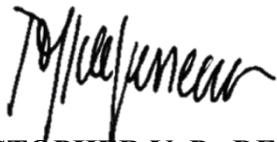
Republic Act No. 8047, also known as the Book Publishing Industry Development Act, established the framework for the development of the book publishing industry in the Philippines. However, given the industry's continuous growth and evolving landscape both globally and locally, there is a pressing need to update existing policies, regulatory mechanisms, and legal frameworks. The proposed amendments aim to ensure Filipino readers have access to a diverse range of high-quality books in various formats. There is a need to strengthen the government's policy and regulatory framework on the book publishing industry and enhance the operational efficiency and effectiveness of the National Book Development Board or simply NBDB.

The proposed amendment includes redefining the term "book" to encompass new and emerging formats, restructuring the NBDB to optimize its organizational framework, and creating Textbook Review Committees to oversee the quality of educational materials. It also includes the development of a National Textbook and Learning Resources Plan to improve the quality and availability of textbooks. Institutionalizing NBDB programs will formalize and sustain initiatives that support the industry, while efficient management of transferred assets will further enhance its


capabilities. Updating Republic Act No. 8047 is crucial for supporting the industry's evolution and ensuring that Filipino readers have access to high-quality books.

There is also a necessity to facilitate a more robust collaboration between NBDB and other stakeholders in the book publishing industry, including educational institutions, authors, and publishers. By fostering these partnerships, NBDB can more effectively address the needs and challenges of the industry, promote local authors and content, and ensure that educational materials meet the highest standards of quality and relevance. This collaborative approach is essential for cultivating a vibrant and dynamic book publishing ecosystem that can adapt to technological advancements and changing market demands.

Thus, the passage of this bill is urgently sought to ensure the continued growth and development of the Philippine book publishing industry and to provide Filipino readers with a rich and diverse literary landscape.



HON. CHRISTOPHER V. P. DE VENECIA



HON. FRANCISCO "KIKO" B. BENITEZ



HON. MARLYN "LEN" B. ALONTE



HON. MARIA ANGELA GARCIA



HON. ANNA VICTORIA VELOSO-TUAZON



HON. LANI MERCADO-REVILLA



HON. ANGELICA NATASHA CO



HON. ANGELO MARCOS BARBA



HON. ANTONIO B. LEGARDA JR.



HON. EDWARD VERA PEREZ MACEDA

HON. LINABELLE RUTH R. VILLARICA

HON. RICHELLE SINGSON

HON. RACHEL MARGUERITE B. DEL MAR

HON. RICHARD I. GOMEZ DPA

HON. JOSE ARTURO S. GARCIA JR.

HON. AMPARO MARIA J. ZAMORA

HON. JEFFERSON F. KHONGHUN

HON. RUFUS B. RODRIGUEZ

HON. SAMUEL S. VERZOSA JR.

HON. PATRICK MICHAEL D. VARGAS

HON. LIANDA B. BOLILIA

HON. KRISTINE SINGSON-MEEHAN

HON. EDUARDO ROA RAMA JR.

HON. MARK O. GO

HON. MARIA VANESSA C. AUMENTADO

HON. MARISSA "DEL MAR" P. MAGSINO

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AN ACT
STRENGTHENING THE NATIONAL BOOK DEVELOPMENT BOARD, AMENDING
FOR THE PURPOSE REPUBLIC ACT NO. 8047 OR THE BOOK PUBLISHING
INDUSTRY DEVELOPMENT ACT

SECTION 1. Section 3 of Republic Act (R.A.) No. 8047, otherwise known as the “*Book Publishing Industry Development Act*,” is hereby amended, to read as follows:

“SECTION 3. *DEFINITION OF TERMS* - FOR THE PURPOSES OF THIS ACT, THE TERMS BELOW SHALL BE CONSTRUED TO MEAN, EXCEPT WHERE EXPLICITLY INDICATED OR WHERE THE CONTEXT CLEARLY INDICATED OR WHERE THE CONTEXT CLEARLY INDICATES OTHERWISE, AS FOLLOWS:

- a. *BOOK* - SHALL REFER TO A NON-PERIODICAL PRINTED OR ELECTRONIC PUBLICATION, OTHER THAN PUBLICATIONS WHOLLY OR PREDOMINANTLY DEVOTED TO ADVERTISING, AND OTHER THAN PUBLICATIONS WHOLLY OR PREDOMINANTLY CONSISTING OF VIDEO CONTENT OR AUDIBLE MUSIC, PUBLISHED AND MADE AVAILABLE TO THE PUBLIC. THIS DEFINITION SHALL INCLUDE THE PHYSICAL AND DIGITAL FORMATS OF A BOOK AND SUCH OTHER SIMILAR FORMATS AS MAY BE FURTHER DETERMINED BY THE SUBSEQUENT RULES AND REGULATIONS.

- b. *BOOK DEVELOPMENT* - A CONDITION NOT ONLY FOR HAVING MORE OUTPUT BUT ALSO DIFFERENT KINDS OF OUTPUTS THAT WERE PREVIOUSLY PRODUCED, AS WELL AS CHANGES IN THE TECHNICAL AND INSTITUTIONAL ARRANGEMENTS BY WHICH OUTPUT IS PRODUCED AND DISTRIBUTED.
- c. *BOOK PUBLISHING* - A PROCESS OF CHOOSING AND MAKING DEALS WITH EVERYTHING KNOWN TO THE HUMAN SPIRIT, PHILOSOPHY, RELIGIOUS BELIEFS, INTELLECTUAL IDEAS, AND THE PHYSICAL WORLD, ALL THE ARTS AND THE SCIENCES.
- d. *BOOK TITLE* - AS DEFINED BY THE INTERNATIONAL FEDERATION OF LIBRARY ASSOCIATIONS AND INSTITUTIONS, REFERS TO A PARTICULAR INTELLECTUAL OR ARTISTIC WORK, EXPRESSED IN ONE OR SEVERAL EDITIONS, AND MANIFESTED IN ONE OR SEVERAL FORMATS.
- e. *NATIONAL BOOK POLICY* - A STATEMENT OF THE INTENTION AND PHILOSOPHY OF THE STATE AS A BASIS FOR THE FORMULATION AND IMPLEMENTATION OF MEASURES FOR THE DEVELOPMENT, PRODUCTION, AND DISTRIBUTION OF BOOKS.
- f. *NATIONAL BOOK DEVELOPMENT PLAN* - REFERS TO THE INTEGRATED APPROACH FOR FOSTERING BOOK DEVELOPMENT, CONSISTING OF THE TOTALITY OF THE PROCEDURES AND SYSTEMS FOR ATTAINING THE BALANCED GROWTH OF THE VARIOUS COMPONENTS OF BOOK DEVELOPMENT AND PRODUCTION, INCLUDING PREPARATION AND DISTRIBUTION OF BOOKS.
- g. *NATIONAL DEVELOPMENT* - USED IN THE MOST GENERAL SENSE TO REFER TO THE COUNTRY'S PROGRESS AS WELL AS TO THE PROCESSES OR MEASURES THAT CONTRIBUTE TO SUCH PROGRESS.
- h. *NATIONAL TEXTBOOK AND LEARNING RESOURCES PLAN* - A STRATEGIC PLAN THAT INCLUDES SPECIFIC POLICIES, GUIDELINES, AND MEASURES ON THE PROVISION OF PUBLIC SCHOOL TEXTBOOKS AND LEARNING RESOURCES.
- i. *RELATED ACTIVITIES* - THE DOMESTIC MANUFACTURING INDUSTRIES WHICH HAVE DIRECT BEARING ON THE LONG TERM VIABILITY OF THE BOOK PUBLISHING INDUSTRY.
- j. *TEXTBOOK* – SHALL REFER TO A BOOK WHICH SERVES AS A PRIMARY RESOURCE OF INFORMATION AND INSTRUCTION, DESIGNED SPECIFICALLY FOR THE USE OF STUDENTS ON A

PARTICULAR SUBJECT OR FIELD OF STUDY THAT IS USUALLY DEVELOPED BASED ON A SYLLABUS AND GEARED TOWARDS MEETING SPECIFIC QUALITY AND LEARNING REQUIREMENTS. TEXTBOOKS PERTAIN TO AN INSTRUCTIONAL SEQUENCE BASED ON AN ORGANIZED CURRICULUM.

SECTION. 2. Section 7 of R.A. 8047 is hereby amended, to read as follows:

“SECTION 7. *GOVERNING BOARD; COMPOSITION; TERMS, POWERS AND FUNCTIONS* - THERE IS HEREBY CREATED A NATIONAL BOOK DEVELOPMENT BOARD HEREINAFTER REFERRED TO AS THE BOARD, WHICH SHALL BE ATTACHED TO THE DEPARTMENT OF EDUCATION. THE GOVERNING BOARD SHALL BE COMPOSED OF ELEVEN (11) MEMBERS, FIVE (5) OF WHICH SHALL BE REPRESENTATIVES OF CONCERNED NATIONAL GOVERNMENT AGENCIES (NGAS), AND SIX (6) SHALL COME FROM REPRESENTATIVES OF ORGANIZATIONS OF PRIVATE BOOK PUBLISHERS AND PRINTERS.

THE REPRESENTATIVES FROM NGAS SHALL BE DULY-DESIGNATED BY THEIR DEPARTMENT SECRETARIES, WHILE THE REPRESENTATIVES FROM THE PRIVATE SECTOR SHALL BE APPOINTED BY THE PRESIDENT OF THE PHILIPPINES.

THE ELEVEN (11) MEMBERS SHALL BE COMPOSED OF:

1. FIVE (5) REPRESENTATIVES OF THE GOVERNMENT TO BE CHOSEN FROM THE DEPARTMENT OF EDUCATION (DEPED), DEPARTMENT OF TRADE AND INDUSTRY (DTI), DEPARTMENT OF SCIENCE AND TECHNOLOGY (DOST), NATIONAL COMMISSION FOR CULTURE AND ARTS (NCCA), AND NOMINEES BY THE COMMISSION ON HIGHER EDUCATION (CHED) AND TECHNICAL EDUCATION SKILLS DEVELOPMENT AUTHORITY (TESDA) FROM THE ACADEME AND TRAINING INSTITUTIONS, RESPECTIVELY; AND

2. SIX (6) REPRESENTATIVES FROM THE NOMINEES OF ORGANIZATIONS OF PRIVATE BOOK PUBLISHERS, PRINTERS, WRITERS, BOOK INDUSTRY RELATED ACTIVITIES, STUDENTS AND THE PRIVATE EDUCATION SECTOR, PREFERABLY REPRESENTATIVES OF THE THREE (3) MAIN ISLANDS OF THE COUNTRY, IN VIEW OF THE SUBSTANTIAL PROGRESS MADE BY OTHER REGIONS IN THE BOOK PUBLISHING INDUSTRY.

THE APPOINTEES TO THE BOARD SHALL BE ONE OF THE THREE (3) NOMINEES OF THE CONCERNED NATIONWIDE ORGANIZATIONS DULY

INCORPORATED WITH THE SECURITIES AND EXCHANGE COMMISSION (SEC) AND WITH MEMBERSHIP, WHENEVER FEASIBLE, IN ALL THE CITIES AND PROVINCES THROUGHOUT THE COUNTRY.

THE MEMBERS OF THE BOARD SHALL ELECT A CHAIRMAN FROM AMONG THEMSELVES, WHILE THE DEPED REPRESENTATIVE IN THE BOARD SHALL BE THE EX *OFFICIO* VICE-CHAIRMAN OF THE BOARD.

THE MEMBERS OF THE BOARD SHALL SERVE FOR A TERM OF THREE (3) YEARS: *PROVIDED*, THAT NO MEMBER SHALL SERVE FOR MORE THAN TWO (2) CONSECUTIVE TERMS: *PROVIDED, FURTHER*, THAT THE TERMS OF THE FIRST APPOINTEES FROM THE PRIVATE SECTOR SHALL BE STAGGERED THUS: THE FIRST TWO (2) REPRESENTATIVES OF THE PRIVATE SECTOR SHALL SERVE FOR THREE (3) YEARS; THE SECOND TWO (2) FOR TWO (2) YEARS; AND THE THIRD TWO (2) FOR ONE (1) YEAR: *PROVIDED, FURTHERMORE*, THAT THE APPOINTEE FROM THE ACADEME SHALL SERVE FOR A PERIOD OF THREE (3) YEARS AND THE APPOINTEE FROM TRAINING INSTITUTIONS SHALL SERVE FOR A TERM OF TWO (2) YEARS.

THE MEMBERS OF THE BOARD SHALL SERVE AND CONTINUE TO HOLD OFFICE UNTIL THEIR SUCCESSORS SHALL HAVE BEEN APPOINTED AND QUALIFIED. SHOULD A MEMBER OF THE BOARD FAIL TO COMPLETE HIS TERM, HIS SUCCESSOR SHALL BE APPOINTED BY THE PRESIDENT OF THE PHILIPPINES BUT ONLY FOR THE UNEXPIRED PORTION OF THE TERM.

NO PERSON SHALL BE APPOINTED TO THE BOARD UNLESS HE IS A CITIZEN OF THE PHILIPPINES, AT LEAST THIRTY (30) YEARS OF AGE, AND OF ESTABLISHED COMPETENCE AND INTEGRITY.

THE MEMBERS OF THE GOVERNING BOARD SHALL RECEIVE PER DIEM AND SUCH ALLOWANCES AS MAY BE AUTHORIZED FOR EVERY MEETING ACTUALLY ATTENDED AND SUBJECT TO PERTINENT LAWS, RULES AND REGULATIONS.”

SECTION 3. Section 8 of Republic Act (R.A.) No. 8047 is hereby amended, to read as follows:

“SECTION 8. *POWERS AND FUNCTIONS* - THE GOVERNING BOARD SHALL HAVE THE FOLLOWING POWERS AND FUNCTIONS:

- a. ASSUME RESPONSIBILITY FOR CARRYING OUT AND IMPLEMENTING THE POLICIES, PURPOSES AND OBJECTIVES PROVIDED FOR IN THIS ACT;

- b. FORMULATE PLANS AND PROGRAMS AS WELL AS OPERATIONAL POLICIES AND GUIDELINES FOR UNDERTAKING ACTIVITIES RELATIVE TO PROMOTING BOOK DEVELOPMENT, PRODUCTION AND DISTRIBUTION AS WELL AS AN INCENTIVE SCHEME FOR INDIVIDUAL AUTHORS AND WRITERS;
- c. FORMULATE POLICIES, GUIDELINES AND MECHANISMS TO ENSURE THAT EDITORS, COMPILERS AND ESPECIALLY AUTHORS ARE PAID JUSTLY AND PROMPTLY ROYALTIES DUE THEM FOR REPRODUCTION OF THEIR WORKS IN ANY FORM AND NUMBER AND FOR WHATEVER PURPOSE;
- d. CONDUCT OR CONTRACT RESEARCH ON THE BOOK PUBLISHING INDUSTRY, INCLUDING MONITORING, COMPILING AND PROVIDING DATA AND INFORMATION ON BOOK PRODUCTION;
- e. PROVIDE A FORUM FOR INTERACTION AMONG PRIVATE PUBLISHERS, AND, FOR THE PURPOSE, ESTABLISH AND MAINTAIN LIAISON WITH ALL THE SEGMENTS OF THE BOOK PUBLISHING INDUSTRY;
- f. COORDINATE WITH THE NATIONAL ECONOMIC DEVELOPMENT AUTHORITY (NEDA), THE NATIONAL COMMISSION ON THE CULTURE AND THE ARTS (NCCA), THE PHILIPPINE CREATIVE INDUSTRIES DEVELOPMENT COUNCIL (PCIDC), AND OTHER RELEVANT GOVERNMENT AGENCIES AND INSTRUMENTALITIES TO ENSURE THE EFFECTIVE IMPLEMENTATION OF THE NATIONAL BOOK DEVELOPMENT PLAN;
- g. PROMULGATE RULES AND REGULATIONS FOR THE IMPLEMENTATION OF THIS ACT IN CONSULTATION WITH OTHER AGENCIES CONCERNED, EXCEPT FOR SECTION 9 HEREOF ON INCENTIVES FOR BOOK DEVELOPMENT, WHICH SHALL BE THE CONCERN OF APPROPRIATE AGENCIES INVOLVED;
- h. APPROVE, WITH THE CONCURRENCE OF THE DEPARTMENT OF BUDGET AND MANAGEMENT (DBM), THE ANNUAL AND SUPPLEMENTAL BUDGETS SUBMITTED TO IT BY THE EXECUTIVE DIRECTOR;
- i. OWN, LEASE, MORTGAGE, ENCUMBER OR OTHERWISE REAL AND PERSONAL PROPERTY FOR THE ATTAINMENT OF ITS PURPOSES AND OBJECTIVES;
- j. ENTER INTO ANY OBLIGATION OR CONTRACT ESSENTIAL TO THE PROPER ADMINISTRATION OF ITS AFFAIRS, THE CONDUCT OF ITS OPERATIONS OR THE ACCOMPLISHMENT OF ITS PURPOSES AND OBJECTIVES;
- k. RECEIVE DONATIONS, GRANTS, LEGACIES, DEVICES AND SIMILAR ACQUISITIONS WHICH SHALL FORM A TRUST FUND OF THE BOARD TO ACCOMPLISH ITS DEVELOPMENT PLANS ON BOOK PUBLISHING;
- l. IMPORT BOOKS OR RAW MATERIALS USED IN BOOK PUBLISHING WHICH ARE EXEMPT FROM ALL TAXES, CUSTOMS DUTIES AND OTHER CHARGES IN BEHALF OF PERSONS AND ENTERPRISES

ENGAGED IN BOOK PUBLISHING AND ITS RELATED ACTIVITIES DULY REGISTERED WITH THE BOARD;

- m. PROMULGATE RULES AND REGULATIONS GOVERNING THE MANNER IN WHICH THE GENERAL AFFAIRS OF THE BOARD ARE TO BE EXERCISED AND AMEND, REPEAL, AND MODIFY SUCH RULES AND REGULATIONS WHENEVER NECESSARY;
- n. RECOMMEND TO THE PRESIDENT OF THE PHILIPPINES NOMINEES FOR THE POSITIONS OF THE EXECUTIVE OFFICER AND DEPUTY EXECUTIVE OFFICER OF THE BOARD;
- o. ADOPT RULES AND PROCEDURES AND FIX THE TIME AND PLACE FOR HOLDING MEETINGS: *PROVIDED*, THAT AT LEAST ONE (1) REGULAR MEETING SHALL BE HELD MONTHLY;
- p. CONDUCT STUDIES, SEMINARS, WORKSHOPS, LECTURES, CONFERENCES, EXHIBITS, AND OTHER RELATED ACTIVITIES ON BOOK DEVELOPMENT SUCH AS INDIGENOUS AUTHORSHIP, INTELLECTUAL PROPERTY RIGHTS, USE OF ALTERNATIVE MATERIALS FOR PRINTING, DISTRIBUTION AND OTHERS; AND
- q. EXERCISE SUCH OTHER POWERS AND PERFORM SUCH OTHER DUTIES AS MAY BE REQUIRED BY LAW.”

SECTION 4. Section 9 of Republic Act (R.A.) No. 8047, otherwise known as the “*Book Publishing Industry Development Act*,” is hereby amended, to read as follows:

“SECTION 9. *NBDB MANAGEMENT* -

- a. THE BOARD SHALL HAVE A PERMANENT MANAGEMENT UNDER THE LEADERSHIP OF THE EXECUTIVE DIRECTOR, WHO SHALL HAVE THE DESIGNATION OF THE EXECUTIVE DIRECTOR V, WITH THE RANK AND EMOLUMENTS OF A DEPARTMENT UNDERSECRETARY. THE AUTHORITY AND RESPONSIBILITY FOR THE DAY-TO-DAY MANAGEMENT AND DIRECTION OF THE OPERATIONS OF THE AFFAIRS OF THE BOARD SHALL BE VESTED IN THE EXECUTIVE DIRECTOR, AND SHALL BE ASSISTED BY THE DEPUTY EXECUTIVE DIRECTOR. THE DEPUTY EXECUTIVE DIRECTOR SHALL HAVE THE RANK AND EMOLUMENTS OF A DEPARTMENT ASSISTANT SECRETARY.
- b. THE EXECUTIVE DIRECTOR AND THE DEPUTY EXECUTIVE DIRECTOR SHALL BE APPOINTED BY THE PRESIDENT OF THE PHILIPPINES, FROM THE LIST OF NOMINEES DULY DELIBERATED AND SUBMITTED BY THE BOARD. THEY SHALL HOLD OFFICE UNLESS SOONER TERMINATED IN ACCORDANCE WITH THE APPLICABLE LAWS.
- c. NO PERSON SHALL BE APPOINTED EXECUTIVE DIRECTOR AND DEPUTY EXECUTIVE DIRECTOR OF THE MANAGEMENT UNLESS THEY ARE A CITIZEN OF THE PHILIPPINES, AT LEAST THIRTY (30)

YEARS OF AGE, AND OF ESTABLISHED COMPETENCE AND INTEGRITY.”

SECTION 5. A new Section 9-A is hereby inserted after Section 9 of Republic Act (R.A.) No. 8047, to read as follows:

“SECTION 9-A. *POWERS AND FUNCTIONS OF THE EXECUTIVE DIRECTOR* - THE EXECUTIVE DIRECTOR SHALL HAVE THE FOLLOWING POWERS AND FUNCTIONS:

- a. EXECUTE, ADMINISTER, AND IMPLEMENT THE POLICIES AND MEASURES AS APPROVED BY THE BOARD;
- b. DIRECT AND MANAGE THE AFFAIRS AND OPERATIONS OF THE BOARD;
- c. SUBMIT WITHIN THIRTY (30) DAYS AFTER THE CLOSE OF EVERY CALENDAR YEAR AN ANNUAL REPORT TO THE BOARD AND SUCH OTHER REPORTS IT MAY REQUIRE;
- d. SUBMIT AN ANNUAL BUDGET AND SUCH SUPPLEMENTAL BUDGETS AS MAY BE NECESSARY TO THE BOARD FOR ITS CONSIDERATION AND APPROVAL;
- e. REPRESENT THE BOARD IN ALL TRANSACTIONS WITH OTHER OFFICES, AGENCIES, AND INSTRUMENTALITIES OF GOVERNMENT AND WITH ALL PERSONS AND OTHER ENTITIES, PUBLIC OR PRIVATE, DOMESTIC OR FOREIGN;
- f. APPOINT, SUBJECT TO THE CONFIRMATION OF THE BOARD, AND DISCIPLINE FOR CAUSE IN ACCORDANCE WITH CIVIL SERVICE LAWS, RULES AND REGULATIONS, THE MANAGEMENT’S OFFICERS AND PERSONNEL BELOW THE LEVEL OF DEPUTY EXECUTIVE OFFICER;
- g. DELEGATE IN WRITING, AUTHORITY, AS MAY BE NECESSARY, TO SUBORDINATE OFFICERS AND PERSONNEL OF THE BOARD; AND
- h. PERFORM SUCH OTHER DUTIES AS MAY BE ASSIGNED TO HIM BY THE BOARD WHICH, ACCORDING TO ITS SOUND DISCRETION, ARE NECESSARY FOR THE EFFICIENT AND EFFECTIVE IMPLEMENTATION OF THIS ACT.”

SECTION 6. A new Section 9-B is hereby inserted after Section 9-A of Republic Act (R.A.) No. 8047, to read as follows:

“SECTION 9-B. *POWERS AND FUNCTIONS OF THE DEPUTY EXECUTIVE DIRECTOR* - THE DEPUTY EXECUTIVE DIRECTOR SHALL HAVE THE FOLLOWING POWERS AND FUNCTIONS:

- a. ASSIST THE EXECUTIVE DIRECTOR IN THE DISCHARGE OF HIS POWERS AND FUNCTIONS;
- b. ACT AS EXECUTIVE DIRECTOR DURING THEIR ABSENCE, SICKNESS OR OTHER TEMPORARY DISABILITY; AND

- c. DISCHARGE SUCH OTHER POWERS AND PERFORM SUCH OTHER FUNCTIONS AS MAY BE REQUIRED BY THE EXECUTIVE DIRECTOR OR THE BOARD.”

SECTION 7. A new Section 9-C is hereby inserted after Section 9-B of Republic Act (R.A.) No. 8047, to read as follows:

“SECTION 9-C. *ORGANIZATIONAL STRUCTURE OF THE MANAGEMENT* - THE MANAGEMENT SHALL HAVE THE FOLLOWING OFFICES, WITH THEIR CORRESPONDING FUNCTIONS:

- a. OFFICE OF THE GOVERNING BOARD (OOGB). THE OFFICE OF THE GOVERNING BOARD SHALL COMPOSE OF EMPLOYEES WHO SHALL ASSIST THE BOARD CARRYING OUT ITS POWERS AND FUNCTIONS, AND PERFORM THE FOLLOWING DUTIES, SUCH AS BUT NOT LIMITED TO: CONDUCTING THE REGULAR AND SPECIAL BOARD MEETINGS, SENDING NOTICES OF MEETING TO THE MEMBERS OF THE GOVERNING BOARD, RECORDING, AND DRAFTING THE MINUTES OF THE MEETINGS, AND COORDINATION OF THE RESOLUTIONS OF THE BOARD TO THE MANAGEMENT FOR IMPLEMENTATION.
- b. OFFICE OF THE EXECUTIVE DIRECTOR (OOED). THE OFFICE OF THE EXECUTIVE DIRECTOR SHALL HAVE THE AUTHORITY AND RESPONSIBILITY FOR THE DAY-TO-DAY MANAGEMENT AND DIRECTION OF THE OPERATIONS OF THE AGENCY, AS PROVIDED UNDER SECTION 9-A OF THIS ACT.
- c. ADMINISTRATIVE AND FINANCIAL MANAGEMENT SERVICE (AFMS). THE ADMINISTRATIVE AND FINANCIAL MANAGEMENT SERVICE SHALL PROVIDE THE AGENCY WITH ECONOMICAL, EFFICIENT, AND EFFECTIVE SERVICES RELATING TO, INFORMATION, RECORDS, DELIVERY AND RECEIPT OF CORRESPONDENCE, SUPPLIES, EQUIPMENT, COLLECTIONS, DISBURSEMENT, SECURITY AND CUSTODIAL WORK.
- d. POLICY AND INDUSTRY RESEARCH SERVICE (PIRS). THE POLICY AND INDUSTRY RESEARCH SERVICE SHALL CONDUCT RESEARCH ON THE PHILIPPINE BOOK INDUSTRY RESULTING IN IDENTIFICATION, FORMULATION, AND PROMULGATION OF POLICIES, RULES AND REGULATIONS AFFECTING THE BOOK PUBLISHING INDUSTRY.
- e. INDUSTRY DEVELOPMENT SERVICE (IDS). THE INDUSTRY DEVELOPMENT SERVICE SHALL COLLABORATE WITH OTHER GOVERNMENT AGENCIES AND THE PRIVATE SECTOR IN BUILDING AND GROWING AREAS WITHIN THE PUBLISHING INDUSTRY VALUE CHAIN BY PROVIDING PROGRAMS AND INITIATIVES THAT WILL LEAD TO AN INCREASE IN INDUSTRY BUSINESS OUTPUT.
- f. CREATIVE AND PROFESSIONAL DEVELOPMENT SERVICE (CPDS). THE CREATIVE AND PROFESSIONAL DEVELOPMENT SERVICE SHALL CREATE AND MANAGE PROGRAMMATIC INTERVENTIONS TAILORED

FOR THE GROWTH OF THE INDUSTRY STAKEHOLDERS AND SHALL ENSURE THAT PUBLISHERS ARE INTEGRATED INTO THE INDUSTRY'S LARGER VALUE CHAIN, RESULTING IN HIGH-QUALITY OUTPUT. IT SHALL MANAGE THE AWARDS AND RECOGNITION GIVEN TO THE MOST OUTSTANDING BOOKS WRITTEN, PUBLISHED, AND DESIGNED IN THE PHILIPPINES, WITH THE GOAL OF BROADENING THEIR AUDIENCE AND ENSURING THAT THESE BOOKS HAVE A PROMINENT PLACE IN PHILIPPINE CULTURE.

- g. READERSHIP DEVELOPMENT SERVICE (RDS). THE READERSHIP DEVELOPMENT SERVICE SHALL IMPLEMENT AND ADMINISTER NATIONAL PROGRAMS WITH PRIMARY FOCUS ON GROWING READERS AND DEVELOPING THE CULTURE OF READING THROUGH PARTNERSHIPS WITH INSTITUTIONS, AGENCIES AND OFFICES IN CREATING READING SPACES ENSURING COMMUNITY ENGAGEMENT IN THE PROCESS.

THE STRUCTURE AND STAFFING PATTERN OF THE MANAGEMENT SHALL BE APPROVED BY THE BOARD UPON RECOMMENDATION OF THE EXECUTIVE DIRECTOR. THE BOARD SHALL SUBMIT THE APPROVED STRUCTURE AND STAFFING PATTERN TO THE DEPARTMENT OF BUDGET AND MANAGEMENT (DBM) FOR REVIEW AND APPROVAL.

THE BOARD MAY CREATE, ABOLISH, MERGE, OR OTHERWISE REORGANIZE POSITIONS THEREIN AS MAY BE NECESSARY FOR THE ECONOMICAL, EFFECTIVE AND EFFICIENT DISCHARGE OF ITS FUNCTIONS AND RESPONSIBILITIES SUBJECT TO EXISTING LAWS.”

SECTION 8. Section 10 of Republic Act (R.A.) No. 8047 is hereby amended to read as follows:

“SECTION 10. *PUBLIC SCHOOL AND TEXTBOOK PUBLISHING* - THE DEPED SHALL CONSULT WITH THE BOARD IN PRESCRIBING THE GUIDELINES, RULES AND REGULATIONS IN PREPARING THE MINIMUM LEARNING COMPETENCIES AND/OR PROTOTYPES AND OTHER SPECIFICATIONS FOR BOOKS REQUIRED BY PUBLIC ELEMENTARY AND SECONDARY SCHOOLS.

THE DEPED SHALL CONFINE ITSELF TO:

- a. PREPARATION OF THE MINIMUM LEARNING COMPETENCIES, AND/OR PROTOTYPES AND OTHER SPECIFICATIONS FOR BOOKS AND/OR MANUSCRIPTS CALLED FOR;
- b. TESTING, EVALUATION, AND SELECTION AND APPROVING THE MANUSCRIPTS OR BOOKS TO BE SUBMITTED BY THE PUBLISHERS FOR MULTIPLE ADOPTION;

- c. PROVISION OF ASSISTANCE IN THE DISTRIBUTION OF TEXTBOOKS TO THE PUBLIC SCHOOL SYSTEMS; AND
- d. JOINT FORMULATION OF THE NATIONAL TEXTBOOK AND LEARNING RESOURCE PLAN WITH THE BOARD.

THE PRINTING OF PUBLIC ELEMENTARY AND SECONDARY SCHOOL TEXTBOOKS SHALL BE DONE ON A REGIONAL OR PROVINCIAL LEVEL, WHENEVER ECONOMICALLY FEASIBLE.

THE DEPED SHALL WITHIN A PERIOD OF NOT MORE THAN THREE (3) YEARS FROM THE EFFECTIVITY OF THIS ACT PHASE OUT ITS ELEMENTARY AND SECONDARY TEXTBOOK PUBLICATION AND DISTRIBUTION FUNCTIONS AND SHALL SUPPORT THE PHASING IN OF PRIVATE SECTOR PUBLISHERS TO ASSUME THESE FUNCTIONS HERE. FOR ITS PART, THE BOARD SHALL MONITOR AND CONDUCT AN ANNUAL EVALUATION OF THE PROGRESS OF THE SHIFT OF FUNCTIONS FROM THE DEPED TO THE PRIVATE SECTOR.”

SECTION 9. A new Section 10-A is hereby inserted to read as follows:

SECTION 10-A. THE NATIONAL TEXTBOOK AND LEARNING RESOURCES PLAN - THE BOARD AND THE DEPARTMENT OF EDUCATION SHALL JOINTLY FORMULATE AND IMPLEMENT THE NATIONAL TEXTBOOK AND LEARNING RESOURCES PLAN (TEXTBOOK PLAN), WHICH SHALL INCLUDE SPECIFIC POLICIES, GUIDELINES, AND MEASURES ON THE PROVISION OF PUBLIC SCHOOL TEXTBOOKS AND LEARNING RESOURCES.

THE FORMULATION OF THE PLAN SHALL INCLUDE:

- a. FORECASTING, PLANNING, AND PREPARATION OF BUDGET FOR THE PROCUREMENT OF PUBLIC TEXTBOOKS;
- b. IDENTIFICATION OF AREAS WHERE THERE ARE GAPS AS TO THE NEEDS OF THE CURRICULUM AND AVAILABLE TEXTBOOKS, AND ADDRESSING THOSE GAPS BY BUILDING EXPERTISE THROUGH CAPACITY BUILDING AND IDENTIFICATION OF LOCAL EXPERTS, AND PLANNING FOR THEIR ACQUISITION;
- c. ESTABLISHING INSTITUTIONAL MECHANISMS FOR THE REGULAR REVIEW OF THE TEXTBOOKS, AND FOR MONITORING AND EVALUATION OF THE IMPLEMENTATION OF THE TEXTBOOK PLAN;
- d. INSTITUTIONALIZATION OF CONSULTATIVE MECHANISMS AMONG THE BOOK PUBLISHING INDUSTRY, NBDB, AND DEPED ON THE DEVELOPMENT OF PUBLIC TEXTBOOKS, WHICH SHALL INCLUDE, AMONG OTHERS, THE FORMULATION AND PROMULGATION OF

POLICIES, STANDARDS, AND GUIDELINES FOR BOOK LEARNING RESOURCES, AND THE POLICIES AND GUIDELINES FOR THE PROVISION OF LEARNING MATERIALS FOR THE LEARNERS WITH DISABILITIES IN ACCORDANCE WITH THE INTERNATIONAL TREATIES OF WHICH THE REPUBLIC OF THE PHILIPPINES IS A PARTY TO, AND THE GENERAL PRINCIPLES OF INTERNATIONAL LAW;

- e. DETERMINATION OF THE ORGANIZATIONAL LEVEL, STRUCTURE, AND DUTIES AND RESPONSIBILITIES OF THE TEXTBOOK REVIEW COMMITTEE, RESPONSIVE TO THE NEEDS OF THE IMPLEMENTATION OF THE TEXTBOOK PLAN.

PUBLIC TEXTBOOKS SHALL BE REVIEWED, EVALUATED, AND IF THE NEED ARISES, REVISED TO BE RESPONSIVE TO THE NEEDS OF THE LEARNERS, REGULARLY EVERY FIVE YEARS.

WITHIN THIRTY (30) DAYS UPON THE EFFECTIVITY OF THIS ACT, THE BOARD AND THE DEPED SHALL PROMULGATE A JOINT ADMINISTRATIVE CIRCULAR WHICH SHALL PROVIDE THE GUIDELINES FOR THE IMPLEMENTATION OF THE NATIONAL TEXTBOOK AND LEARNING RESOURCE PLAN.”

SECTION 10. A new Section 10-B is hereby inserted to read as follows:

SECTION 10-B. *TEXTBOOK REVIEW COMMITTEES* - THE DEPED SHALL ESTABLISH *TEXTBOOK REVIEW COMMITTEES*, WHICH SHALL BE CHARGED WITH THE EVALUATION AND SELECTION OF TEXTBOOKS AND TEACHERS MANUALS FOR PROCUREMENT AND USE IN THE PUBLIC SCHOOLS UNDER THE RESPECTIVE *TEXTBOOK REVIEW COMMITTEE'S* SUPERVISION. THE *TEXTBOOK REVIEW COMMITTEES* SHALL BE ESTABLISHED AT THE REGIONAL, DIVISION OR SCHOOL LEVEL, AS DETERMINED BY THE NATIONAL TEXTBOOK AND LEARNING RESOURCES PLAN.

WITHIN THIRTY (30) DAYS UPON THE ISSUANCE OF THE JOINT ADMINISTRATIVE CIRCULAR ON THE NATIONAL TEXTBOOK AND LEARNING RESOURCES PLAN, THE BOARD AND THE DEPED SHALL ISSUE A JOINT ADMINISTRATIVE ORDER ON THE GENERAL GUIDELINES OF THE POWERS, FUNCTIONS, AND DUTIES OF THE TEXTBOOK REVIEW COMMITTEES, INCLUDING THE CRITERIA FOR SELECTIONS OF ITS MEMBERS, AND THEIR HONORARIA, SUBJECT TO THE GOVERNMENT ACCOUNTING AND AUDITING RULES AND REGULATIONS.

SECTION 11. Section 11 of Republic Act (R.A.) No. 8047 is hereby amended to read as follows:

“SECTION 11. *PARTICIPATION OF PRIVATE PUBLISHERS IN THE PUBLIC SCHOOL TEXTBOOK PROGRAM* - GUIDED BY THE MINIMUM LEARNING COMPETENCIES FOR THE ELEMENTARY LEVEL, THE DESIRED LEARNING

COMPETENCIES FOR THE SECONDARY LEVEL, AND OTHER SPECIFICATIONS AS AGREED UPON IN THE NATIONAL TEXTBOOK AND LEARNING RESOURCES PLAN, PUBLISHERS SHALL DEVELOP AND SUBMIT TO THE DEPED THOSE SYLLABI AND/OR PROTOTYPES AND MANUSCRIPTS OR BOOKS INTENDED FOR USE IN THE PUBLIC SCHOOLS FOR TESTING, EVALUATION, SELECTION AND APPROVAL.

UPON APPROVAL OF THE MANUSCRIPTS OR BOOKS, PUBLISHERS SHALL PRODUCE AND SUPPLY THE TEXTBOOKS AS ORDERED BY THE DEPED.”

SECTION 12. Section 12 of Republic Act (R.A.) No. 8047 is hereby amended to read as follows:

“SECTION 12. *INCENTIVES FOR BOOK DEVELOPMENT* - INCENTIVES FOR BOOK DEVELOPMENT. PERSONS AND ENTERPRISES ENGAGED IN BOOK PUBLISHING AND ITS RELATED ACTIVITIES DULY REGISTERED WITH THE NBDB SHALL BE ENTITLED TO THE APPLICABLE FISCAL AND NON-FISCAL INCENTIVES AS PROVIDED FOR UNDER EXECUTIVE ORDER NO. 226, OTHERWISE KNOWN AS THE OMNIBUS INVESTMENT CODE, AS AMENDED, SUBJECT TO THE QUALIFICATIONS AND REQUIREMENTS SET BY THE BOARD OF INVESTMENTS (BOI); PROVIDED, THAT BOOK DEVELOPMENT ACTIVITIES SHALL ALWAYS BE INCLUDED IN THE INVESTMENT PRIORITY PLAN (IPP). IN THE CASE OF TAX AND DUTY-FREE IMPORTATION OF BOOKS OR RAW MATERIALS TO BE USED IN BOOK PUBLISHING, THE BOARD AND ITS DULY AUTHORIZED REPRESENTATIVES SHALL STRICTLY MONITOR THE QUALITY AND VOLUME OF IMPORTED BOOKS AND MATERIALS AS WELL AS THEIR DISTRIBUTION AND THE UTILIZATION OF THE SAID IMPORTED MATERIALS. THE BOARD SHALL ALSO RECOMMEND TO THE PROPER PROSECUTING AGENCIES ANY VIOLATIONS OF THE CONDITIONS OF THE DUTY-FREE IMPORTATION. BOOKS, MAGAZINES, PERIODICALS, NEWSPAPERS, INCLUDING BOOK PUBLISHING AND PRINTING, AS WELL AS ITS DISTRIBUTION AND CIRCULATION, SHALL BE EXEMPT FROM THE COVERAGE OF THE EXPANDED VALUE ADDED TAX LAW.”

SECTION 13. Section 15 of Republic Act (R.A.) No. 8047 is hereby amended to read as follows:

“SECTION 15. *TRANSFER OF ASSETS, PROPERTIES, FUNDS, AND LIABILITIES* - ASSETS, PROPERTIES, AND LIABILITIES OF THE INSTRUCTIONAL MATERIAL CORPORATION (IMC) AND THE INSTRUCTIONAL MATERIAL DEVELOPMENT CENTER (IMDC) THAT WERE TRANSFERRED TO THE NBDB SHALL BE ALLOCATED, UTILIZED, AND DISBURSED BY THE BOARD TO IMPLEMENT PROGRAMS AND PROJECTS PURSUANT TO THE IMPLEMENTATION OF THE NATIONAL BOOK DEVELOPMENT PLAN.”

SECTION 14. A new Section 15-A is hereby inserted to read as follows:

“SECTION 15-A. THE BOARD AND THE DEPARTMENT OF BUDGET AND MANAGEMENT (DBM) SHALL JOINTLY DRAFT IMPLEMENTING RULES AND REGULATIONS FOR THE PROCESS OF UTILIZING THE ASSETS AND PROPERTIES FROM THE DEFUNCT INSTRUCTIONAL MATERIALS CORPORATION (IMC) AND THE INSTRUCTIONAL MATERIALS DEVELOPMENT CENTER (IMDC).”

SECTION 15. Section 18 of Republic Act (R.A.) No. 8047 is hereby amended to read as follows:

“SECTION 18. *THE BOOK ACADEMY* - AN INSTITUTE CALLED “THE BOOK ACADEMY” (HEREINAFTER CALLED THE ACADEMY) IS HEREBY ESTABLISHED, WHICH SHALL SERVE AS A TRAINING INSTITUTION FOR PUBLISHING PROFESSIONALS AND PEOPLE ASPIRING TO WORK IN THE BOOK PUBLISHING INDUSTRY AND RELATED ACTIVITIES. THE NBDB SHALL BE ITS PRINCIPAL IMPLEMENTOR, IN CONSULTATION AND COLLABORATION WITH THE COMMISSION ON HIGHER EDUCATION (CHED), AND THE TECHNICAL EDUCATION AND SKILLS DEVELOPMENT AUTHORITY (TESDA).

AFTER THE ENACTMENT OF THIS LAW, NBDB, CHED, AND TESDA SHALL JOINTLY ISSUE IMPLEMENTING RULES AND REGULATIONS WHICH SHALL INCLUDE GUIDELINES ON THE SELECTION OF TRAINEES OF THE INSTITUTE, THE TRAINORS AND FACULTY, ITS CURRICULUM, AND THE SOURCE OF ITS FUNDING, AMONG OTHERS.”

SECTION 16. Section 19 of Republic Act (R.A.) No. 8047 is hereby amended to read as follows:

“SECTION 19. *READING CENTERS* - NBDB SHALL UNDERTAKE THE ESTABLISHMENT AND MANAGEMENT OF READING CENTERS IN INACCESSIBLE COMMUNITIES IN THE COUNTRY, WHICH SHALL SERVE AS READING HUBS FOR CHILDREN, PARENTS, AND COMMUNITIES, AND SHALL PROVIDE ACCESS POINTS TO PHILIPPINE-PUBLISHED BOOKS PRIMARILY WRITTEN IN THE MOTHER TONGUE ACROSS THE COUNTRY. AN ANNUAL BUDGETARY ALLOCATION SHALL BE EARMARKED FOR THIS PURPOSE.

UPON THE ENACTMENT OF THIS LAW, NBDB SHALL ISSUE ITS IMPLEMENTING RULES AND REGULATIONS WHICH SHALL PROVIDE FOR THE CREATION, ESTABLISHMENT, AND IMPLEMENTATION OF THE READING CENTERS, INCLUDING ITS SOURCE OF FUNDING.”

SECTION 17. Section 20 of Republic Act (R.A.) No. 8047 is hereby amended to read as follows:

“SECTION 20. *REGIONAL BOOK FAIRS* - NBDB SHALL ORGANIZE AND MAINTAIN ANNUAL REGIONAL BOOK FAIRS WHICH SHALL SHOWCASE PHILIPPINE-PUBLISHED BOOKS AND ENJOIN THE PARTICIPATION OF PUBLIC AND PRIVATE BOOK PUBLISHERS. AN ANNUAL BUDGETARY ALLOCATION SHALL BE EARMARKED FOR THIS PURPOSE.

UPON THE ENACTMENT OF THIS LAW, NBDB SHALL ISSUE ITS IMPLEMENTING RULES AND REGULATIONS WHICH SHALL PROVIDE FOR THE CONDUCT AND IMPLEMENTATION OF THE REGIONAL BOOK FAIRS.”

SECTION 18. Transitory Provision - Within the year of the enactment of this law, the amount needed for the creation and initial operation of the Academy shall be charged against the current appropriations of the NBDB. Thereafter, such amount necessary for the continued and effective operation of the Academy shall be included in the General Appropriations Act of the year following the enactment of this law.

SECTION 19. Separability Clause - If any part or section of this Act is declared unconstitutional for any reason whatsoever such declaration shall not in any way affect other parts or sections of this Act.

SECTION 20. Repealing Clause - Section 3, 7, 8, 9, 10, 11, 12, 15, 18, 19 and 20 of R.A 8047 are hereby amended. Section 17 of R.A 8047 is hereby repealed. All other laws, decrees, rules, regulations, and other administrative issuances or provisions thereof which are contrary to or inconsistent herewith are hereby repealed or modified accordingly.

SECTION 21. Effectivity. This Act shall take effect after fifteen (15) days after its publication in the Official Gazette or in any newspaper of general circulation.

Approved.