

[DepEd, December 20, 2012]

AMENDED IMPLEMENTING RULES AND REGULATIONS OF R.A. NO. 8190 "AN ACT GRANTING PRIORITY TO RESIDENTS OF THE BARANGAY, MUNICIPALITY, OR CITY WHERE THE SCHOOL IS LOCATED, IN THE APPOINTMENT OR ASSIGNMENT OF CLASSROOM PUBLIC SCHOOL TEACHERS"

Pursuant to Section 3 of Republic Act No. 8190 otherwise known as "An Act Granting Priority To Residents of the Barangay, Municipality or City Where The School Is Located, in the Appointment Or Assignment Of Classroom Public School Teachers", the following amended rules and regulations are hereby prescribed:

Section 1. Definition of Terms – As used herein, the following terms shall be understood to mean:

- (a) **Teacher** refers to a person who meets the minimum requirements for the position as required by law and the standards set by the Department who does actual teaching in classrooms and other learning centers.
- (b) **Applicant** refers to a person who holds a valid certificate of registration/professional license as a teacher from the Professional Regulation Commission (PRC) seeking to be appointed to a Teacher I Position.
- (c) **Qualified applicant** refers to a person who meets the evaluation and selection criteria as prescribed by the Department of Education (DepEd), and who is in the registry of the Schools Division and is a bona fide resident.
- (d) **Bona fide resident** refers to a qualified applicant who is, prior to appointment, resident for a period of at least six (6) months of a particular barangay, municipality, city or province where the school is located, as evidenced by legal documents to be identified by the Department.
- (e) **Secretary** refers to the Department of Education Secretary
- (f) **Regional Director** refers to the Department of Education Regional Director
- (g) **Protest** refers to the administrative complaint filed by an aggrieved applicant (complainant) regarding an appointment or assignment to a Teacher I made by an appointing or assigning authority (respondent).
- (h) **Appointment** refers to the issuance of original appointment of teachers.
- (i) **Assignment** refers to the posting of a teacher in a public school or other learning center.
- (j) **Registry** refers to the official list of qualified applicants in the Schools Division.

Section 2. Coverage – These rules and regulations shall apply to appointment or assignment of teachers in all public schools and other learning centers under the Department of Education.

Section 3. Filling Up of Vacant Positions – In the appointment or assignment of teachers to public schools and other learning centers with vacant teaching positions, priority shall be given to bona fide residents of the barangay, municipality, city or province where the school is located, in no particular order.