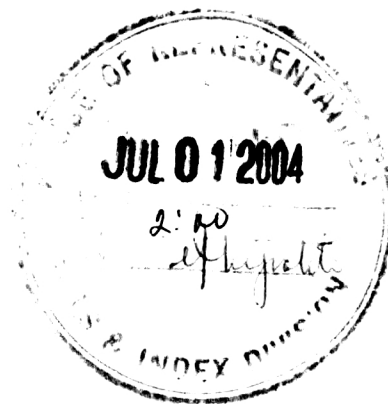


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

13th CONGRESS

First Regular Session

HOUSE BILL NO. 897



Introduced by **HONORABLE ROLEX T. SUPILICO**

EXPLANATORY NOTE

This bill seeks to convert the Don Casimero Andrada National High School in Municipality of Carles, Province of Iloilo, into Polytechnic College to be known as the Don Casimero Andrada Polytechnic College.

Its conversion to a Polytechnic College will provide higher professional, technical and special instructions for special purposes and promote research and extension services, advance studies and progressive leadership in agriculture, forestry, industrial technology, engineering, arts and sciences, specifically for the people of Carles, Iloilo nearby towns. Its conversion will cater eighty (80) percent of all the high school graduating district in the Municipality of Carles.

Hence, through this conversion, it will improve the quality of education of the students thereat. They will be equipped technical and professional know-hows, that will give them an advantage in seeking jobs, locally or overseas.

In view of the foregoing, the approval of this bill is earnestly sought.

A handwritten signature in black ink, appearing to read "R. Suplico", written in a cursive style.

ROLEX T. SUPILICO
Congressman, 5th District of Iloilo

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

13th CONGRESS

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HOUSE BILL NO. 897

Introduced by **HONORABLE ROLEX T. SUPLICO**

AN ACT

CONVERTING THE DON CASIMERO ANDRADA NATIONAL HIGH SCHOOL, IN THE MUNICIPALITY OF CARLES, PROVINCE OF ILOILO INTO POLYTECHNIC COLLEGE, TO BE KNOWN AS THE DON CASIMERO ANDRADA POLYTECHNIC COLLEGE

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

SECTION 1. The Don Casimero Andrada National High School in the municipality of Carles, Province of Iloilo, is hereby converted into a state Polytechnic College to be known as the Don Casimero Andrada Polytechnic College.

SEC. 2. The Polytechnic College shall be comprehensive college and shall primarily provide higher professional, technological and other special instructions for special purposes, promote research and extension, advanced studies, and progressive leadership in education, science, arts services and technology and other fields as may be relevant to the development of both marine-based industries and land-based resources of its service area, and the country.

SEC. 3. Course Offering: The College shall:

- (a) Provide Primary consideration to the integration of research/studies for the development of the Province of Iloilo.
- (b) Offer undergraduate and graduate courses in the field of agriculture, forestry, industrial technology, industrial education, engineering arts and sciences, and other degree courses as the Board of Trustees may deem necessary to carry out its objective; and
- (c) Offer opportunity in short-term technical or vocational courses within its area of specialization to meet the needs of the nation.

SEC. 4. Supervision of the existing high school shall be transferred to the Department of Education, Culture and Sports. Provided, that this high school shall be allowed to remain and operate within the campus of the College until it shall have been transferred to another location or until the students shall have been accommodated in other public or private high schools: Provided, further, that the College may operate a reasonably-sized laboratory school, if it has a college of education.

SEC. 5. The governing body of the College System shall be the Board of Trustees, hereinafter referred to as the "Board", which shall be composed of the following:

- a) The chairman of the Commission of Higher Education (CHED), Chairman;
- b) The President of the College, Vice Chairman;
- c) The chairman of the Committee on Higher Education and Culture of the Senate, member;
- d) The Chairman of the Committee on Education and Culture of the house of Representatives, member
- e) The Regional Director of the National Economic and Development Authority (NEDA) where the main campus is located, member;
- f) The president of the Federation of Faculty Associations of the State University member;
- g) The president of the Federation of the Student Councils of the State University member;
- h) The president of the Alumni Association of the State University, member: and
- i) Two (2) prominent citizens who have distinguished themselves in their professions or fields of specialization of the institution concerned chosen from among a list of at least five (5) persons qualified in the city or the province where the State University is located, as recommended by the search committee constituted by the College President, in consultation with the chairman of the CHED, based on the normal standards and qualifications for the position, members.

The chairman of the Commission on Higher Education, the president of the State University, the education committees, Chairman of the Senate and the House of Representatives, and the Regional director of the National Economic and Development Authority (NEDA) shall have an ex-officio term of offices.

The term of office of the president of the faculty association, the federation of student councils and the president of the alumni association, shall be conterminous with their respective terms of office.

The two (2) prominent citizens shall serve for a term of two (2) years. For the purpose of the provision of this section, the associations of faculty, alumni, and student councils in each campus of the Polytechnic College shall organize themselves to form their respective federations which in turn shall elect their federation officials.

In case of vacancy in the office of the president, the Vice President for Academic Affairs of the State University shall be designated by the board to serve for the unexpired term only.

SEC. 6. The board shall promulgate and implement policies in accordance with the declared policies on education and other pertinent provision of the Philippine

constitution on education, science and technology, arts, culture and sport, as well as the policies, standards and thrusts of the CHED under Republic Act No. 7722.

SEC. 7. The Polytechnic College shall have the general powers of a corporation as set forth in the corporation law. The administration of the College and the exercise of its corporate powers shall be vested exclusively in the Board of Trustees and the president of Polytechnic College insofar as authorized by the Board.

SEC. 8. The Board shall have the following specific powers and duties in addition to the general powers of administration and the exercise of all powers granted to the board of directors of a corporation under existing laws;

(a) To enact rules and regulations not contrary to law, as may be necessary to carry out the purposes and functions of the College;

(b) To receive and appropriate all sums as may be provided for the support of the Polytechnic College in the manner it may, in its discretion, determine to carry out the purpose and functions of the College;

(c) To import duty-free, subject to existing laws, essential commodities, materials and equipment for educational or technological programs, provided such commodities, materials and equipment are not available locally at a comparable price;

(d) To receive in trust legacies, gifts and donations of real and personal properties of all kinds and to administer and dispose the same when necessary for the benefit of the Polytechnic College and subject to the limitations, directions and instructions of the donor existing laws on tax exemptions;

(e) To fix tuition fees and other necessary school charges, as such out not limited to matriculation fees, graduations fees and laboratory fees as the Board may deem proper to impose, after due consultations with the involved sectors;

Such fees and charges, including government subsidies and other income generated by the Polytechnic College, shall constitute special trust funds and shall be deposited in any authorized government depository bank, and all interests that shall accrue there from shall form part of the same funds for the use of the University system.

Any Provision of existing laws, rules and regulations to the contrary notwithstanding, any income generated by the College from tuition fees and other charges, as well as from the operation of auxiliary services and land grants, shall be retained by the College, and may be disbursed by the Board for instruction, research, extension, or other programs/projects of the College. Provided, that all fiduciary fees shall be disbursed for the specific purpose for which they are collected.

If, for reason beyond its control the College shall not be able to pursue any projects for which funds have been appropriated and allocated under its approved program of expenditures, the board may authorize the use of said funds for any reasonable purpose which in its discretion, may be necessary and urgent for the attainment of the objectives and goals of the College;

(f) To authorize the construction or repair of its buildings, machinery, equipment, and other facilities and the purchase and acquisition of real and personal properties including necessary supplies, materials and equipment;

(g) To appoint, upon the recommendation of the president of the College, Vice presidents, chancellors, Deans, Directors, Heads of Departments, faculty members and other officials and employees;

(h) To fix and adjust salaries of faculty members and administrative officials and employees subject to the provisions of the revised compensation and position classification system and other pertinent budget and compensation; laws governing hours of service, and such other duties and conditions as it may deem proper; to grant them, at its discretion, leaves of absence under such regulations as it promulgate, any provisions of existing laws to the contrary notwithstanding; and to remove them for cause in accordance with the requirements of due process of law;

(i) To approve the curricula, instructional programs and rules of discipline drawn by the administrative and academic councils as hereinafter provided;

(j) To confer degrees upon successful candidates for graduation; to award honorary degrees upon persons in recognition of outstanding contribution in the fields of education or in any field of specialization of the College; and to authorize the awarding of certificates for completion of non-degree and nontraditional courses;

(k) To establish branches with the service area if and when it becomes essential and necessary where there is no existing school offering similar programs or courses to promote and carry out equal access in educational opportunity as mandated by the constitution. The College shall negotiate for the donation of properties, real or personal, from the municipalities and local government units for such purpose, and;

(l) To establish chairs in the College and to provide fellowship for qualified faculty members and administrative staff and scholarships to deserving students.

SEC. 9. The Board of Trustees shall convene regularly at least once every two (2) months. The chairman of the Board of Regents may, upon three (3) days prior written notice, call a special meeting wherever necessary.

A quorum of the board shall consist of a majority of all members holding office at the time of the meeting. Provided, however, that the chairman of the CHED, who is the chairman of the board or the president of the College is among those present in the meeting.

In the absence of the chairman of the CHED, a commissioner of the CHED duly designated by him, shall represent him in the meeting. Provided, that during this meeting, the president of the College as Vice Chairman shall be the presiding officer.

The members of the board shall not receive any salary but shall be entitled to reimbursements for actual and necessary expenses incurred either in their attendance to meetings of the board or in connection with other official business authorized by resolution of the board, subject to pertinent existing laws and regulations.

SEC. 10. It shall be the concern of the Board of Trustees of the College to develop the distinctive competence of each campus, supportive of its mandate and purposes.

Towards this end an Institutional Development Planning Center shall be established to take charge of the responsibility to develop long-term/strategic plans of the College. The center shall be headed by the Director, Planning and Development who shall be designated by the College President, subject to confirmation by the Board of Trustees.

SEC. 11. The College shall be headed by a president who shall render full-time service. He shall be appointed by the board upon the recommendation of a duly constituted search committee. He shall hold office for a term of four (4) years, subject to reappointment for another term.

In case of vacancy in the office of the president by reason of death, compulsory retirement, resignation, removal for cause or incapacity of the president to perform the functions of his office the Vice President for Academic Affairs shall act as interim president until the appointment of a regular president.

The powers and duties of the president of the Polytechnic College, in addition to those specifically provided in this Act, shall be those usually pertaining to the office of the president of similar universities, and those delegated by the Board.

The salary of the president of the Polytechnic College shall be in accordance with the Revised Compensation and Position Classification System and shall be comparable to that being received by the presidents of similar educational institutions of like enrollment and standing.

SEC. 12. There shall be an administrative council of the Polytechnic College consisting of the president of the College, as chairman; the Vice Presidents, Chancellors, Deans, Directors, and other officials of equal rank, as members, whose duty shall be implement policies governing the administration, management and development planning of the Polytechnic College, subject to the approval of the Board.

SEC. 13. There shall be an academic council with the president of the as chairman and all the members of the instructional staff with the rank of not lower than assistant professors as members.

The academic council shall have the power to prescribe the curricula and rules of discipline of the, subject to the approval of the Board. It shall fix the requirements for the admission of the Polytechnic College graduation and the conferring of degrees, subject to the review of the Board. The council likewise have the power to recommend students to be recipients of degrees.

Through the president of the Polytechnic College or his duly authorized representative, the council shall have disciplinary power over the students within the limits prescribed by the rules of discipline as approved by the board.

SEC. 14. No religious opinion or affiliation shall be a matter of inquiry in the appointment of faculty members of the Polytechnic College. Provided, however, that no member of the faculty shall teach for or against any particular church or religious sect.

SEC. 15. No student shall be denied admission to the Polytechnic College by reason of gender, nationality, religion, or political affiliation.

SEC. 16. No member of the faculty of the Polytechnic College shall attempt directly or indirectly, under penalty of dismissal by the Board of Trustees, influence students or any person in the Polytechnic College towards any ideology, political or otherwise, which agitates the overthrow of the duly constituted government.

SEC. 17. The incumbent superintendent(s) of institution(s) integrated under this Act shall continue to serve as designated Chancellor(s) of their respective campus. CPSPU BVC shall be also headed by a designated Chancellor.

SEC. 18. The treasurer of the Philippines shall be the ex-officio treasurer of the Polytechnic College and all accounts and expenses thereof shall be audited by the Commission on Audit or his duly authorized representative.

SEC. 19. On or before the fifteenth (15th) day of the second month after the opening of the regular classes each year, the board shall submit to both Houses of Congress and the Commission on Higher Education, an annual report setting forth the conditions, progress and needs of the Polytechnic College.

SEC. 20. All assets, fixed and movable, personnel and records of the Don Casimero National High School, as well as liabilities or obligations, of the same are hereby transferred to the Polytechnic College.

SEC. 21. The heads of bureaus and offices of the national government are hereby authorized to loan or transfer, upon request of the president of the Polytechnic College, such apparatus, equipment or supplies as may be needed by the Polytechnic College and to detail employees for duty therein when, in the judgement of the bureau or office, such apparatus, equipment, supplies or services of such employees can be spared without serious detriment of the public service. The employees so detailed shall perform such duties as required of them by the president of the College system, and the time so employed shall be counted as part of their regular services.

SEC. 22. It shall be the continuing policy of the Polytechnic College to accept the affiliation and/or integration within its operation of any existing CHED-supervised government colleges whose programs can contribute largely and effectively to the attainment of its objectives. Provided, however, that in case of integration, the Chairman of the CHED is hereby authorized to determine and approve the affiliation and/or integration of the specific existing CHED-supervised government college. In such case, all funds, properties and other assets, as well as obligations of the integrated shall be transferred to the Polytechnic College.

SEC. 23. The provisions of Republic Act No. 8292, otherwise known as the "Higher Education Modernization Act of 1997", shall form an integral part of this Act and together with this Act shall serve as the governing charter of the Polytechnic College.

SEC. 24. The amount necessary for the implementation of this Act shall be charged against the current year's appropriations of the Don Casimero National High School.

Thereafter, such sums as may be necessary for the continued operation and maintenance of the Don Casimero Polytechnic College shall be included in the next Annual General Appropriations Act. Provided that budget/appropriations of each integrated institutions shall be purposely spent for the respective campus(s), and the

university president shall not realign the said budgets without the approval of the Board of Trustees.

SEC. 25. If, for any reason, any part or provision of this Act is declared invalid or unconstitutional, the remaining parts or provisions not affected thereby, shall remain in full force and effect.

SEC. 26. All provisions of law inconsistent with the provisions of this Act are hereby repealed, amended, or modified accordingly.

SEC. 27. Immediately after the approval of this Act, the institutions concerned are hereby permitted to use the name of DON CASIMERO ANDRADA POLYTECHNIC COLLEGE. However, in order to have a systematic and rational implementation of the provisions of this Act, the Board of Trustees shall require the college president to submit a Five-year Strategic Plan of the Polytechnic College.

SEC. 28. This Act shall take effect fifteen (15) days following its publication in the official gazette or in two (2) newspapers of general circulation, whichever comes first.

Approved,