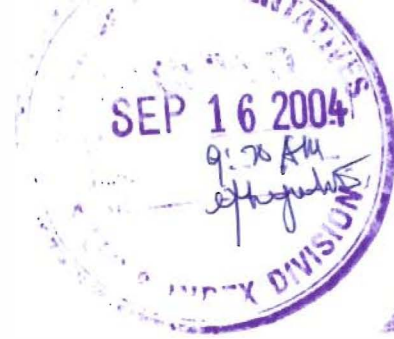


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila



Thirteenth Congress
First Regular Session

House Bill No. 2921

Introduced by Honorable Catalino V. Figueroa

EXPLANATORY NOTE

Equipment for laboratory and research facilities and sub soil exploration activities are not only obsolete and inadequate. They are no longer operational/serviceable for quite sometime now due to insufficiency or lack of funds which maybe immediately available for repairs, maintenance and procurement.

To stress, the Department of Public Works and Highways is now being deprived of its incumbent duty and responsibility to ensure standards and quality of materials used in construction and to provide reliable data on sub soils available only through sub soil explorations done with efficient and competent equipment. The precious resources of players in the construction industry are unnecessary dissipated in inexpensive, unofficial private laboratory and research facilities and sub soil explorations.

In this regard, a system for these equipment to be serviced or replaced is being formulated in order that such actions shall be made faster. Thus, this bill is drafted for such purpose.

For this reason, approval of the bill is earnestly sought.


CATALINO V. FIGUEROA

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

Thirteenth Congress
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AN ACT
SETTING ASIDE A PORTION OF ALL INCOME DERIVED FROM
LABORATORY AND TESTING FEES AND SUB-SOIL EXPLORATION
ACTIVITIES TO BE RETAINED AND CONSTITUTED AS TRUST FUNDS FOR
THE EXCLUSIVE USE OF THE DEPARTMENT OF PUBLIC WORKS AND
HIGHWAYS (DPWH) IN THE REPAIR, MAINTENANCE AND PROCUREMENT
OF RESEARCH, MATERIALS AND SUB-SOIL EXPLORATIONS EQUIPMENT

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

SECTION 1. *Title.* This Act shall be known as “An Act Setting Aside A Portion Of All Income Derived From Laboratory And Testing Fees And Sub-Soil Exploration Activities To Be Retained And Constituted As Trust Funds For The Exclusive Use Of The Department of Public Works And Highways (DPWH) In The Repair, Maintenance And Procurement Of Research, Materials And Sub-Soil Explorations Equipment.”

SECTION 2. *Applicability.* This Act covers all income collected by the DPWH as fees in testing and examinations conducted in its laboratory and testing facilities and sub-soil exploration activities.

SECTION 3. *Functions.* The following are the main functions of this Act:

- a) To provide ready and liquid funds for immediate repairs, maintenance and procurement of equipment in DPWH laboratory and research facilities and sub-soil exploration activities by retention and constitution as Trust Funds of at least fifty percent (50%) of all income generated from receipt of fees of research and laboratory examinations and sub-soil explorations; and
- b) To achieve an increase in the collection of income, without upward adjustment of present rates, from thirty percent (30%) in 2004 to ninety percent (90%) in the following year as a result of equipment repaired and restored operational and acquisition of updated models.

SECTION 4. *Rules and Regulations.* The DPWH shall submit to the DBM, copy furnished the Department of Finance (DOF) and Commission on Audit (COA), a quarterly report of Estimated Income And Utilization (EIU) and a status of Actual Quarterly Income Collection and Utilization (AQICU) as indicated in the forms provided for the purpose respectively, certified

correct by the Chief Accountant and approved by the head of the collecting DPWH Office.

SECTION 5. *Administration.* The Head of the DPWH is directed to strictly implement the provisions of this Act subject to sanctions under applicable laws, rules and regulations.

SECTION 6. *Repealing Clause.* All laws, presidential decrees, executive orders, proclamations and/or administrative regulations which are inconsistent with the provisions of this Act, are hereby amended, modified, superseded or repealed accordingly.

SECTION 7. *Effectivity Clause.* This Act shall take effect fifteen (15) days following the completion of its publication in at least two (2) newspapers of general circulation.

Approved,