

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

THIRTEENTH CONGRESS

First Regular Session

HOUSE BILL NO. 3404



Introduced by HON. AMADO T. ESPINO, JR.

EXPLANATORY NOTE

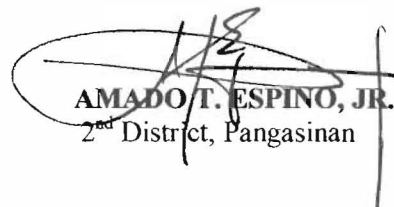
Section 5, Article II, 1987 Constitution provides that: "The maintenance of peace and order, the protection of life, liberty, and property, and the promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy. Related to this State policy is Section 6, Article XVI of the same Constitution, which provides in part, that: "The State shall establish and maintain one police force, which shall be civilian in character, to be administered and controlled by a national police commission."

More than ten (10) years since the establishment of the Philippine National Police (PNP) thru RA No. 6975 and its amendment in 1998 by Republic Act No. 8551, there remain much to be undertaken to further improve the quality of services being rendered by the PNP. The various threats coming from criminal elements and terrorists, demonstrations in the streets, and other forms of lawlessness not only strike fear in the people but also restrain them from the full enjoyment of the blessings of democracy. While the PNP leadership is doing its utmost to fulfill its legislated missions and functions, to maintain the peace, ensure law and order, there are still matters within the law that should be reevaluated and cure its imperfections so that the PNP could be further equipped to respond to all kinds of threats that endanger civil society.

The proposed amendment of the prescribed ranks for PNP key positions and PNP percentage rank distribution is in conformity with the provisions of Republic Act No. 8551 for rationalized promotion system and upgrading of salaries and benefits of PNP personnel. With these mandates, it is imperative that a career path in all ranks be considered vis a vis the tremendous duties and responsibilities attached to every position in the PNP. The allocation of appropriate ranks will provide recognition to the significance and complex functions of the position. As the personnel increases, the span of control increases, necessitating more deserving police officers who could exercise proper supervision and control for effective delivery of police services. Selected RDs maybe given additional responsibilities as Area Police Operations Supervisors (APOS) of clustered regions. APOS will coordinate and integrate all efforts against criminality in his area of responsibility, as well as joint Internal Security Operations and counter-terrorism operations with other law enforcement units and the Armed Forces of the Philippines. This is necessary in providing sound management of an organization that is duty bound to enforce the law, prevent and control crimes, ensure public safety and maintain peace and order which he should fulfill 24 hours a day and 7 days a week to protect the 84 million Filipinos.

It is due to the foregoing that this humble representation seeks the kind indulgence and support of his colleagues for the introduction of the necessary amendments to Republic Act No. 6975. The enactment of these proposed legislative measures is perceived to enhance and maintain the level of organizational effectiveness and individual competence and efficiency of all PNP personnel.

Approval, therefore of this bill is earnestly sought.


AMADO T. ESPINO, JR.
2nd District, Pangasinan

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HOUSE BILL NO. **3404**

Introduced by HON. AMADO T. ESPINO, JR.

AN ACT

AMENDING REPUBLIC ACT NO. 6975 entitled, "AN ACT ESTABLISHING THE PHILIPPINE NATIONAL POLICE UNDER A REORGANIZED DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT, AND FOR OTHER PURPOSES"

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 ‘The Act Amending the PNP Laws’.

SECTION 2. Section 28 of Republic Act No. 6975 is hereby amended to read as follows:

Section 28. Rank Classification AND DISTRIBUTION for purposes of efficient administration, supervision and control, the rank classification of the members of the PNP shall be as follows:

POLICE GENERAL [Director General]
POLICE LIEUTENANT GENERAL [Deputy Director General]
POLICE MAJOR GENERAL [Director]
POLICE BRIGADIER GENERAL [Chief Superintendent]
POLICE COLONEL [Senior Superintendent]
POLICE LIEUTENANT COLONEL [Superintendent]
POLICE MAJOR [Chief Inspector]
POLICE CAPTAIN [Senior inspector]
POLICE LIEUTENANT [Inspector]
POLICE MASTER SERGEANT [Senior Police Officer IV]
POLICE TECHNICAL SERGEANT [Senior Police Officer III]
POLICE STAFF SERGEANT [Senior Police Officer II]
POLICE SERGEANT [Senior Police Officer I]
POLICE CORPORAL [Police Officer III]
PATROLMAN FIRST CLASS [Police Officer II]
PATROLMAN [Police Officer I]

PROVIDED, THAT THERE SHALL BE A PNP RANK DISTRIBUTION WHICH SHALL BE BASED ON THE POLICIES TO BE PROMULGATED BY THE NAPOLCOM, PROVIDED, FURTHERMORE, THAT THE DISTRIBUTION OF POLICE OFFICERS RANKS FROM POLICE CHIEF SUPERINTENDENT TO POLICE DEPUTY DIRECTOR GENERAL SHALL BE IN ACCORDANCE WITH SCHEDULE OF PERCENTAGES OVER THE PNP AUTHORIZED STRENGTH AS HEREUNDER PRESCRIBED:

DEPUTY DIRECTOR GENERAL	.008%
DIRECTOR	.037%
CHIEF SUPERINTENDENT	.074%
TOTAL	.119%

SECTION 3. Section 29 of RA 6975 is hereby amended to read as follows:

“Section 29. Key Positions. The head of the PNP with the rank of director general shall have the position title of Chief of the PNP. The second in command of the PNP with the rank of deputy director general shall be the Deputy Chief of the PNP for Administration. The third in command with the rank also of deputy director general shall be the Deputy Chief of the PNP for Operations.

At the national office, the head of the directorial staff with the rank of deputy director general shall be known as Chief of the Directorial Staff of the PNP.

The heads of the various staff divisions in the directorial staff shall have the rank of AT LEAST director with the position title of Director of the Directorial Staff of their respective functional divisions. The head of the Inspectorate Division with the rank chief superintendent shall assume the position title of Inspector General. The heads of the administrative and operational support divisions shall have the rank of AT LEAST chief superintendent.

The head of the NCR with the rank of [director] DEPUTY DIRECTOR GENERAL shall assume the position title of NCR Director.

The heads of the regional offices with the rank of [chief superintendent] DIRECTOR shall assume the position title of Regional Director.

The heads of the NCR district offices with the rank of chief superintendent shall have the position title of District Director.

The heads of provincial offices with the rank of AT LEAST senior superintendent shall be known as Provincial Director.

The heads of the district offices with the rank of superintendent shall have the position title of District Director.

The heads of the municipality or city offices with the rank of AT LEAST chief inspector shall be known as Chief of Police.

AREA POLICE OPERATIONS SUPERVISORS MAY BE DESIGNATED FOR A CLOSER REGIONAL COORDINATION AND COOPERATION DURING JOINT INTERNAL SECURITY OPERATIONS WITH OTHER LAW ENFORCEMENT UNITS AND THE ARMED FORCES OF THE PHILIPPINES. THESE SUPERVISORS SHALL HAVE THE RANK OF POLICE DEPUTY DIRECTOR GENERAL.

SECTION 4. Section 35 of Republic Act No. 6975 is hereby amended to read as follows:

SECTION 4. Section 35 of Republic Act No. 6975 is hereby amended to read as follows:

“Section 35. Support Units. The PNP shall be supported by administrative and operational support units. The administrative support units shall consist of the Crime Laboratory, Logistic Units, Communications Unit, Computer Center, Finance Center and Civil Security Unit. The operational support units shall be composed of the Maritime Police Unit, Police Intelligence Unit, Police Security Unit, Criminal Investigation Unit, Special Action Force, Narcotics Units, Aviation Security unit, Traffic Management Unit, the Medical and Dental Centers and the Civil Relations Unit. To enhance police operational efficiency and effectiveness, the Chief of the PNP may constitute such other support units as may be necessary subject to the approval of the Commission: Provided, that no support unit headed by a chief superintendent or a higher rank can be created unless provided by law.

(a) Administrative Support Units. – (1) Crime Laboratory. There shall be established a central Crime Laboratory to be headed by a Director with the rank of AT LEAST chief superintendent, which shall provides scientific and technical investigative aid and support to the PNP and other government investigative agencies. It shall also provide crime laboratory examination, evaluation and identification of physical evidences involved in crimes with primary emphasis on their medical, chemical, biological and physical nature.

There shall be likewise be established regional and city crime laboratory as may be necessary in all regions and cities of the country.

(2) Logistics Unit. – Headed by a Director with the rank of AT LEAST chief superintendent, the Logistics Unit shall be responsible for the procurement, distributions and management of all the logistical requirements of the PNP including firearms and ammunition.

(3) Communications Unit. – Headed by a Director with the rank of AT LEAST chief superintendent, the Communications Unit shall be responsible for establishing an effective police communications network.

(4) Computer Center. – Headed by a Director with the rank of AT LEAST Chief superintendent, the Computer Center shall be responsible for the design, implementation and maintenance of a database system for the PNP.

(5) Finance Center. – Headed by a Director with the rank of AT LEAST chief superintendent, the Finance Center shall be responsible for providing finance services to the PNP.

(6) Civil Security Unit. – Headed by a Director with the rank of AT LEAST chief superintendent, the Civil Security Unit shall provide administrative services and general supervision over organization, business operation and activities of all organized private detectives, watchmen, security guard agencies and company guard houses.

The unit shall likewise supervise the licensing and registration of firearms and explosives.

The approval applications for licenses to operate private security agencies, as well as the issuance of licenses to security guards and the licensing of firearms and explosives shall be decentralized to the PNP regional offices.

UNDER THE OFFICE OF THE CIVIL SECURITY UNIT, THE FIREARMS AND EXPLOSIVES OFFICE AND THE SECURITY AGENCIES AND GUARDS SUPERVISORY OFFICE SHALL BE BOTH HEADED BY POLICE OFFICERS WITH THE RANK OF CHIEF SUPERINTENDENT.

(b) Operational Support Units. – (1) Maritime Police Unit. Headed by a Director with the rank of AT LEAST chief superintendent, the Maritime Police Unit shall perform all police functions over Philippine territorial waters and rivers.

(2) Police Intelligence Unit. – Headed by a Director with the rank of AT LEAST chief superintendent, the Police Intelligence Unit shall serve as the Intelligence and counter intelligence operating unit of the PNP.

(3) *Police Security Unit.* – Headed by a Director with the rank of AT LEAST chief superintendent, Police Security Unit shall provide security for government officials, visiting dignitaries and private individuals authorized to be given protection.

(4) *Criminal Investigation Unit.* – Headed by a Director with the rank of AT LEAST chief superintendent, the Criminal Investigation Unit shall undertake the monitoring, investigation and prosecution of all crimes involving economic sabotage, and other crimes of such magnitude and extent as to indicate their commission by highly placed or professional criminal syndicates and organizations.

This unit shall likewise investigate all major cases involving violations of the Revised Penal Code and operate against organized crime groups, unless the President assigns the case exclusively to the National Bureau of Investigation (NBI).

(5) *Special Action Force.* – Headed by a Director with the rank of AT LEAST chief superintendent, the Special Action Force shall function as a mobile strike force or reaction unit to augment regional, provincial, municipal and city police forces for civil disturbance control, counter insurgency, hostage taking rescue operations, and other special operations.

(6) *Narcotics Unit.* – Headed by a Director with the rank of chief superintendent, the Narcotics Unit shall enforce all laws relative to the protection of the citizenry against dangerous and other prohibited drugs and substances.

(7) *Aviation Security Unit.* – Headed by a Director with the rank of AT LEAST chief superintendent, the Aviation Security Unit, in coordination with airport authorities, shall secure all the country's airports against offensive and terroristic acts that threaten civil aviation, exercise operational control and supervision over all agencies involved in airport security operation, and enforce all laws and regulations relative to air travel protection and safety.

(8) *Traffic Management Unit.* – Headed by a Director with the rank of AT LEAST chief superintendent, the Traffic Management Unit shall enforce traffic laws and regulations.

(9) *Medical and Dental Centers.* – Headed by a Director with the rank AT LEAST of chief superintendent, the Medical and Dental Centers shall be responsible for providing medical and dental services for the PNP.

(10) *Civil Relations Units.* – Headed by a Director with the rank of AT LEAST chief superintendent, the Civil Relations Unit shall implement plans and programs that will promote community and citizens' participation in the maintenance of peace and order and public safety.

SECTION 5. Appropriations. – The amount necessary to carry out the provisions of this Act is hereby authorized to be appropriated in the General Appropriations Act of the year following its enactment into law and thereafter.

SECTION 6. Repealing Clause - All laws, presidential decrees, letters of instructions, rules and regulations insofar as they inconsistent with this Act, are hereby repealed or amended accordingly.

SECTION 7. Effectivity Clause - This Act shall take effect after its complete publication in at least three (3) newspapers of general circulation.

Approved,