

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



Thirteenth Congress
First Regular Session

House Bill No. 3917

Introduced by Honorable Catalino V. Figueroa

EXPLANATORY NOTE

This bill seeks to convert the Basey National High School in the Municipality of Basey, Province of Samar into a polytechnic college to be known as the Basey Polytechnic College.

As a locality, Basey is basically an agricultural community where the people resort to farming as their principal means of livelihood. Those living along the sea coast resort to fishing where its produce are brought and sold to the neighboring towns of Marabut, Sta. Rita, Villareal and reaching as far as Catbalogan and Calbayog City.

The conversion of its national high school into a polytechnic college is necessary in order to make the school more responsive to the needs of the growing population. Because of its strategic location, students come as far as Lapinig and Catarman in Northern Samar and from Jipapad and Borongan in Eastern Samar and even from the neighboring Leyte and Biliran provinces. With the low town out enrollees due to the phasing out of the catholic Divine Word University in Tacloban City, the demand for a college in Basey will be felt.

In view thereof, the approval of this bill is highly recommended.


CATALINO V. FIGUEROA

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**AN ACT
CONVERTING THE BASEY NATIONAL HIGH SCHOOL IN THE
MUNICIPALITY OF BASEY, PROVINCE OF SAMAR INTO A
POLYTECHNIC COLLEGE TO BE KNOWN AS THE
BASEY POLYTECHNIC COLLEGE,
AND APPROPRIATING FUNDS THEREFOR.**

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

SECTION 1. The Basey National High School in the Municipality of Basey, Province of Samar is hereby converted into a polytechnic college to be known as the Basey Polytechnic College herein referred to as the College.

SECTION 2. The College shall offer courses in the fields of agriculture, industry, arts and sciences and other courses as may be relevant to its environment.

SECTION 3. The College shall be headed by a President to be appointed by the President of the Philippines upon the recommendation of the Board of Trustees and shall hold office for a term of six (6) years without reappointment unless he reaches the age of retirement or is earlier removed for cause or incapacitated to discharge the duties of his office.

In case the vacancy in the Office of the President by reason of death, resignation or incapacity of the President to perform the functions of his office or removal for cause, the Board shall have the authority to designate an officer-in-charge of the College pending the appointment of a successor. The new President shall hold office for the unexpired term but in no case shall his term be more than six (6) years subject to the provision of the pending paragraph.

The salary of the President of the College shall be fixed by the Board and shall be comparable to that being received by the President of similar educational institution of like enrollment and standing.

SECTION 4. The governing body of the College is hereby vested in a Board of Trustees hereinafter referred to as the Board and which shall be composed of the following: Chairman of the Commission on Higher Education who shall be the ex-officio chairman of the board and the Chairman of the Committee on Education of the House of Representatives, the President of the College as members. In the absence or inability of the Chairman of the Commission of the Higher Education, any Commissioner that the Chairman appoints shall act as ex-officio Chairman of the Board of Trustees. When both the Chairman or his assigned Commissioner are unable to exercise the powers of the Chairman of the Board, the other members of the Board may elect from among themselves a temporary chairman who shall act as chairman.

The members of the Board shall serve without compensation but shall be entitled to reimbursements for actual necessary expenses incurred in attendance upon meetings of the Board upon other official business

authorized by resolution of the Board subject to existing laws on honoraria and allowances.

SECTION 5. The Board of Trustees shall have all the powers of a Corporation set forth in the Corporation Law. It shall also have the following powers and duties in addition to its general powers of administration:

a) To receive and appropriate to the ends specified by law such sums of money as may be provided by law for the support of the College:

b) To confer the degrees of Bachelor of Science in fields relating to agriculture, industry, arts and sciences: Provided, That it may confer the usual honorary degrees upon any person in recognition of learning statesmanship, leadership, or eminence in agriculture, industry, arts and sciences:

c) To appoint, upon the recommendation of the College, instructors, professors, lecturers, and other employees of the College: to fix their compensation, hours of service and such other duties and conditions as may deemed proper: to grant them at its discretion, leaves of absence under such regulations as it promulgate, any provision of law to the contrary notwithstanding, and to remove them for cause after an investigation and hearing shall have been conducted:

d) To approve the curricula, institutional programs and rules of discipline drawn by the administrative and academic Councils as herein provided:

e) To fix the tuition fees and other necessary school charges, such as but not limited to matriculation fees, production fees, laboratory fees, and all special fees, as the Board may deem proper to impose, and to remit the same:

f) To provide fellowship to qualified faculty members and scholarships to deserving students showing special evidence of merit:

g) To provide rules for its own government, and to enact, for the government of the College such general ordinances and regulations not contrary to law, as are consistent with the purposes of the College:

h) To receive in trust legacies, gifts, donations of real and personal property of all kinds and to administer the same for the benefit of the College or for aid to any student, in accordance with the directions and instructions of the donor, and in default thereof, in such manner as the Board of Trustees may, in its discretion, determine.

SECTION 6. A quorum of the Board shall consist of a majority of all members holding office at the time of the meeting. The Board shall convene regularly once every two (2) months. The Chairman of the Board may call a special meeting whenever necessary.

SECTION 7. On or before the fifteenth day of the second month after the opening of regular classes each year, the Board shall file with the office of the President of the Philippines through the Chairman of the Commission on Higher Education and to both Houses of Congress a detailed report on the progress, conditions needs of the College.

SECTION 8. There shall be an Administrative Council consisting of the President of the College, as Chairman, the deans, directors, and other officials of equal rank, whose duty is to implement the policies governing the administration, management and development planning of the College as approved by the Board.

SECTION 9. There shall be an Academic Council with the President of the College as Chairman and all members of the instructional staff with rank of not lower than assistant Professor as member. The Academic Council shall have the power to prescribe curricular offering subject to the approval of the Board. It shall fix the requirements for admission to the College as well as for graduation and the conferring of degrees subject to review and/or approval by the Board through the President of the College. It shall also have disciplinary power through the President over the students within the limits prescribed by the Rules of Discipline as approved by the Board.

SECTION 10. The body of the instructors and professors of the College shall constitute the faculty of the College. In the appointment of professors or instructors of the College, no religious test shall be applied nor shall religious opinions or affiliations of any of the faculty members be made a matter of examination or inquiry: Provided, however, that no instructor or professor in the college shall inculcate sectarian tenets in any of his teaching, nor shall he attempt, either directly or indirectly, under penalty of dismissal to influence students for or against any particular church or religious sect.

SECTION 11. Members of the faculty of the College shall be exempt from any civil service examination or regulation as a requisite for appointment.

SECTION 12. There shall be a Secretary of the College who shall be appointed by the Board upon the recommendation of the President of the College. The Secretary shall keep such records of the College as may be determined by the Board.

SECTION 13. The Treasurer of the Philippines shall be the ex-officio Treasurer of the College, and all accounts and expense of the College shall

be audited by the Commission on Audit or his duly authorized representatives, and all disbursements shall be made in accordance with the rules and regulations prescribed by the Commission.

SECTION 14. Heads of Bureaus and offices of the national government are hereby authorized to loan or transfer, upon request of the President of the College such apparatus, equipment or supplies as may be needed by the College, and detail employees for duty thereto, when in the judgement of the head of the bureau or office, such apparatus, equipment, supplies or services of such employee can be spared without detriment to the public service. The employees so detailed shall perform such duties as required of them by the President of the College, and the time so employed shall be counted as part of their regular service.

SECTION 15. The incumbent head of the Basey National High School, if qualified under the rules and regulations of the Commission on Higher Education shall be the officer-in-charge of the College pending the appointment of the President.

SECTION 16. All the assets, fixed and movable personnel and records of the Basey National High School as well as liabilities or obligations, are hereby transferred to the College: Provided, however, That the position, right and security of tenure of personnel therein employed under existing have prior to the conversion of College are not impaired: Provided, further, That the incumbent of the positions shall remain in the same status until otherwise provided by the Board. All parcels of land belonging to the government occupied by the Basey National High School are hereby declared to be the property of the Basey Polytechnic College and shall be titled under that name:

Provided, That should such parcels of land aforementioned be no longer needed by the College, the same shall revert to the Province of Samar.

SECTION 17. The amount necessary for the implementation of this Act shall be charged to the appropriations for the Commission on Higher Education under the General Appropriations Act. Thereafter, such amount as may be necessary for the operation and maintenance of the College shall be included in the annual budget of the Municipality of Basey.

SECTION 18. All laws, presidential decrees, executive orders, rule and regulations contrary to or inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SECTION 19. This Act shall take effect upon its approval.

Approved,