

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

**THIRTEENTH CONGRESS
First Regular Session**

House Bill No. 4004



Introduced by Honorable Catalino V. Figueroa

EXPLANATORY NOTE

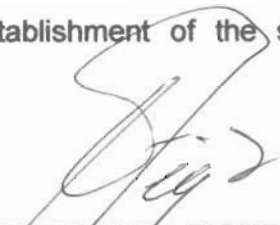
This bill seeks to establish the Ysidoro M. Ferreras Memorial College of Fisheries in the Municipality of Marabut, Province of Samar in honor of the town's first municipal mayor.

The purpose of establishing this college shall primarily serve as a public tertiary educational institution for the high school graduates of the Marabut National High School and other schools in the municipality. This is also being established to give chances to students whose parents cannot afford to send their children to exclusive schools in Catbalogan, Samar or in Tacloban City due to financial difficulties. Since Marabut's population is steadily growing and the student population is experiencing the same growth, it is imperative to open a tertiary learning center where they can better hone their skills in the field of fishery and education.

Not only will the people of Marabut benefit from this. Students who cannot be accommodated in neighboring Basey, Samar and towns in Eastern Samar may enroll in the proposed Ysidoro M. Ferreras Memorial College of Fisheries.

Eventually, the college will have its own elementary and high school departments. These basic education students will be given proper training and exposure so that they will, later on, decide to enroll in the school's college department for their further education.

Considering the importance of the establishment of the said institution, approval of this bill is earnestly recommended.


CATALINO V. FIGUEROA

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**AN ACT
ESTABLISHING THE YSIDORO M. FERRERAS MEMORIAL COLLEGE OF
FISHERIES IN THE MUNICIPALITY OF MARABUT, PROVINCE OF SAMAR,
APPROPRIATING FUNDS THEREFOR AND
FOR OTHER PURPOSES**

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

SECTION 1. General Purposes. There shall be established the Ysidoro M. Ferreras Memorial College of Fisheries herein referred to as the College. The College shall provide programs of instruction at all levels in fishery, education and other related fields, and shall concern itself with research and extension services in all branches of knowledge for the intellectual and physical growth of faculty members, for the advance instruction of students, particularly graduate students.

SECTION 2. The College shall offer undergraduate, graduate, and short-term technical courses, including non-formal education within its field of specialization and the bound of its capabilities as the Board of Regents may deem essential along the line of its objectives.

SECTION 3. Powers of the College. The Ysidoro M. Ferreras Memorial College of Fisheries shall have the general powers set forth in the Corporation Law, and the administration of the College and the exercise of its corporate powers are hereby vested exclusively in the Board of Regents and the president of the College insofar as he or she is authorized by the Board.

SECTION 4. Governing Board. The government of the College is vested in a board to be known as the Board of Regents of the Ysidoro M. Ferreras Memorial College of Fisheries. The Board of Regents shall be composed of the Chairman of the Commission on Higher Education (CHED) who shall be ex-officio Chairman of the Board; President of the College as Vice Chairman; the Chairman of the

Committee on Education, Arts and Culture of the Senate as member; the Chairman of the Committee on Higher and Technical Education of the House of Representatives as member; the President of the Alumni Association (after the association has been established) as member and four other members to be appointed by the President of the Republic of the Philippines with the concurrence of the Commission on Appointments.

The President of the College's Alumni Association cannot serve for more than three consecutive years as a member of the Board. The four additional members shall be selected from actual residents of Marabut, Samar and shall serve for only two years each.

Vacancy in the Board shall be filled by appointment by the President of the Republic of the Philippines with the concurrence of the Commission on Appointments.

In case in the vacancy of the office of the president, the Board may designate an Officer-in-Charge and shall serve the unexpired term only.

The President of the College shall be entitled to full retirement benefits under existing laws.

The members shall serve without compensation, but shall be reimbursed for necessary expenses incurred in attendance of the meetings of the Board or as may be authorized by the Board.

SECTION 5. Powers of the Board of Regents. The Board shall promulgate and implement policies and other pertinent provisions of the Constitution and shall have the following powers and duties in addition to its general powers of administration, and in the exercise of the powers of the corporation:

a) To provide the establishment of colleges or departments or schools in the following fields: arts and sciences degrees; professional degrees in fishery, education and other professional fields;

b) To confer honorary degrees; Provided, that such degree shall not be conferred in consideration of the payment of money or valuable consideration;

c) To enact rules and regulations not contrary to laws in order to carry out the purpose and functions of the College;

d) To establish chairs in the colleges, departments or schools, and to provide for the maintenance or endowment of such chairs;

e) To appoint professors, instructors, lecturers, and other personnel of the university upon prior recommendation of the President of the College, fix their compensation subject to the Revised Compensation and Position Classification System and such other duties and conditions as it may deem proper; to grant them leave of absence; and to remove them for cause after due process.

f) To fix tuition fees and other school charges, including matriculation fees, graduation fees, and laboratory fees as the Board may be appropriately evaluated and after consultation with school associations. Such fees and charges and other income and interest thereon generated by the College shall constitute special trust funds and disbursed by the Board. Provided, that all fiduciary fees shall be disbursed for their specific purpose/s.

g) To adopt, access, and implement altruistic tuition and other fees for the poor but deserving students.

h) To adopt modern and innovative information technology, dual system, open learning; develop consortia and other forms of linkages with any government units and institutions; enter into joint venture with business and industry and civil society for the profitable management of the economic resources of the College;

i. To appoint the vice presidents, deans, directors and heads of departments, faculty members and other officials and employees of the College, fix their salaries subject to the Revised Compensation and Position Classification System, grant them leaves of absences and to remove them for cause in accordance with the requirements of due process of law provided with the concurrence of the Board.

j). To approve the curricula, institutional programs and rules of discipline formulated by the administrative and academic councils, set policies on admission and graduation, develop academic arrangements with appropriate institutions and agencies, local and foreign, and appoint experts/specialists as consultants or visiting exchange professors, scholars, researchers, in the absence of the capability of the academic personnel of the College.

SECTION 6. Quorum. Service of Process. A quorum of the Board of Regents shall consist of simple majority of the members of the Board, all processes against the Board shall be served to the President of the College or the secretary thereof.

SECTION 7. Administration. (a) The administration of the College shall be vested in the President of the College who shall render full-time service. The President of the College shall be elected by the Board shall also have a fixed salary in accordance with the Revised Compensation and Position Classification System. He/she shall hold office for a term of four years, extendable to another full term. In case of vacancy by reason of death, resignation, retirement, removal for cause or incapacity, the Board shall have authority to designate an officer-in-charge until a new president is appointed.

b) The President of the College shall be assisted by three vice presidents: one Executive Vice President, one Vice President for Academic Affairs, one Vice President for External Affairs who shall be appointed by the Board on the recommendation of the President of the College, and the Board shall fix his/her salary in accordance with the Revised Compensation and Position Classification System.

SECTION 8. Powers of the President of the College. The powers, duties and responsibilities of the President of the College shall be the same with those of other presidents of universities, in addition to those provided by this Act. On or before the fifteenth day of the second month after the opening of the regular classes each, the Board shall submit to the Chairmen of the Congressional Committees on Education a detailed report on the progress, condition and essential requirements of the College.

SECTION 9. Admission. No student shall be denied admission to the College by reason of age, sex, nationality, religious belief or political affiliation. The College shall enjoy academic freedom.

SECTION 10. Administrative Council. There shall be a College Council headed by the President of the College, the vice presidents, deans, all instructors holding the ranks of professor and assistant professors and other officials of equal rank who shall have the power to recommend students to be recipient of degrees, with disciplinary powers over the students, and to implement policies governing the administration, management and development of the College as approved by the Board.

SECTION 11. Academic Council. There shall be an academic council with the President of the College as Chairman and all instructors with the rank not lower than assistant professor, as member. It shall have the power to prescribe curricular offerings, fix the requirements for admission to the College, as well as for graduation and the conferring of degrees, subject to review/or approval by the Board through the President of the College.

SECTION 12. Appointments of Deans. The body of instructors of each college, department or school shall constitute its faculty and as presiding officer of each faculty there shall be a dean elected from among the members of such faculty by the Board as recommended by the President of the College.

SECTION 13. No religious opinion or affiliation shall be a matter of inquiry in the appointment of faculty members of the College vis-a-vis no members of the faculty shall teach or influence for or against any particular church or religious sect.

SECTION 14. Appointment of the Secretary of the College. The Board shall appoint a secretary who shall serve both the Board and the College in keeping minutes of meetings or proceedings of the Board, keep records and communicate to each member of the Board notice of meetings and other matters.

SECTION 15. The Treasurer of the Philippines shall be the ex-officio treasurer of the College; and all accounts and expenses thereof shall be subject to audit by the Commission on Audit, and all disbursements shall be made in accordance with the rules and regulations prescribed by the Commission on Audit.

SECTION 16. Appropriations. The sum equivalent to the total appropriations for the College in this Act is hereby authorized to be appropriated for the College and to be expended at the discretion of the Board. Additional appropriations is likewise authorized for the full operation of the College, and thereafter such sums shall be included in the annual General Appropriations Act of the year following its enactment into law and thereafter.

SECTION 17. The provision 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 shall serve as the governing charter of the College.

SECTION 18. Implementing Rules and Regulations. The Board of Trustees shall formulate the guidelines to fully implement the provisions of this Act.

SECTION 19. All laws, presidential decrees, executive orders, rules and regulations contrary or inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SECTION 20. This Act shall take effect upon its approval.

Approved,