



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

Fifteenth Congress
First Regular Session

HOUSE BILL NO. 1933

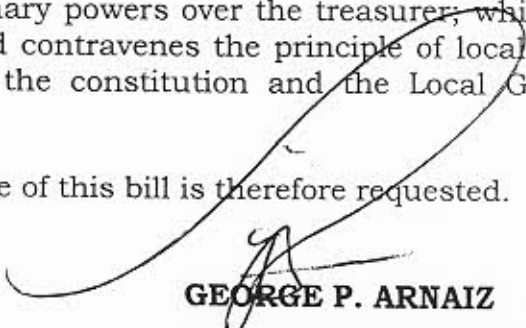
Introduced by: **Honorable George P. Arnaiz**

EXPLANATORY NOTE

The Local Government Code provides that the territorial and political subdivisions of the State shall enjoy genuine and meaningful local autonomy to enable them to attain their fullest development as self-reliant communities and make them more effective partners in the attainment of national goals. Furthermore, it endeavors to provide for a more responsive and accountable local government structure instituted through a system of decentralization whereby local government units shall be given more powers, authority, responsibilities and resources.

This bill proposes to amend Section 470 and 471 of the Local Government Code providing for the appointment, qualifications, powers and duties of the Provincial, City or Municipal Treasurer and the Assistant Treasurer. This measure proposes that the appointment of the Provincial, City and Municipal Treasurer and Assistant Treasurer be vested to the Governor of the Province, or the City or Municipal Mayor concerned. It will allow direct supervision and accountability of the Treasurer to the Governor of the Province, or the City or Municipal Mayor concerned. Furthermore, it is deemed proper that such power of appointment be vested on the Governor of the Province, or the City or Municipal Mayor concerned because treasurers are paid wholly from local funds; yet it is the Secretary of Finance who has the power to discipline, suspend or dismiss the treasurer. In effect, the present status of the law prevents the Governor of the Province, or the City or Municipal Mayor concerned from exercising disciplinary powers over the treasurer, which in itself may be an anomaly and contravenes the principle of local autonomy which is enshrined in the constitution and the Local Government Code.

Immediate passage of this bill is therefore requested.


GEORGE P. ARNAIZ



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AN ACT AMENDING TITLE V, SECTION 470 (A), (B) AND SECTION 471 (A) OF RA 7160, OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991

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

SECTION 1. Section 470 (A) of RA 7160, otherwise known as the Local Government Code of 1991, herein after referred to as the Code, is hereby amended to read as follows:

Section 470. Appointment, Qualifications, Powers, and Duties -
(a) The Treasurer shall be appointed by the GOVERNOR OF THE PROVINCE, OR THE CITY OR MUNICIPAL MAYOR CONCERNED, AS THE CASE MAY BE, subject to civil service law, rules and regulations.

Section 2. Section 470 (B) of RA 7160, otherwise known as the Local Government Code of 1991, herein after referred to as the Code, is hereby amended to read as follow:

Section 470. (b) The treasurer shall be under the DIRECT CONTROL AND SUPERVISION of the governor or mayor, as the case may be, to whom he shall report regularly on the tax collection efforts in the local government unit.

Section 3. Section 471 (A) of RA 7160, otherwise known as the Local Government Code of 1991, herein after referred to as the Code, is hereby amended to read as follows:

Section 471. Assistant Treasurer - (a) An assistant treasurer may be appointed by the GOVERNOR OF THE PROVINCE, OR THE CITY OR MUNICIPAL MAYOR CONCERNED, AS THE CASE MAY BE, subject to civil service law, rules and regulations.

Section 4. Repealing Clause. All laws, rules and regulations, decrees, issuance or any part or parts thereof inconsistent with this act are hereby repealed, modified or amended accordingly.

Section 5. Separability Clause. - If any provision of this Act is held invalid or unconstitutional, the other provisions not affected hereby shall remain valid and subsisting.

Section 6. Effectivity Clause. This Act shall take effect 15 days after its complete publication in the Official Gazette or in at least two (2) newspapers or of general circulation, whichever comes first.

Approved,