

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

First Regular Session
FIFTEENTH CONGRESS

House Bill No. 3426

Introduced by Hon. Christopher S. Co, Rodel M. Batocabe and Alfredo A. Garbin, Jr.

EXPLANATORY NOTE

This bill seeks for the retention of twenty percent (20%) of the annual income generated from the issuances of the NBI clearance to the National Bureau of Investigation (NBI) for its modernization and development, and five percent (5%) for transportation allowances of NBI agents.

The NBI is the pillar of justice and integrity in the Philippines. NBI assistance is sought whenever a crime is committed or is being committed. However, to ensure that investigations of crimes and the administration of justice are achieved, the NBI must catch up with the modern technologies in crime investigation used in Western countries. This is a gargantuan task, and more difficult if there are budgetary constraints.

Every year, the NBI depends on the budget allocated to them by the Department of Budget and Management (DBM), subject to significant deductions. This results to the difficulty in modernizing equipment and systems used in the speedy administration of justice. Income generated from NBI's administrative and investigative functions, such as the issuance of the NBI clearance and DNA analyses, revert back to the National Treasury. This amounts to an average of Php 500,000,000 a year. Twenty-five percent of this will amount to Php 125,000,000 a year, a meager amount for modernization and allowances, but will be helpful nonetheless.

The modernization and development of the facilities of the NBI should be a top priority of the State. A strong investigating institution is a great deterrent against would-be criminals who will be fearful of getting caught.

The immediate and favorable passage of this bill is earnestly sought.



Hon. **RODEL M. BATOCABE**



Hon. **CHRISTOPHER S. CO**



Hon. **ALFREDO A. GARBIN, Jr.**

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AN ACT
RETAINING TWENTY PERCENT (20%) OF THE ANNUAL INCOME
GENERATED FROM THE ISSUANCES OF THE NBI CLEARANCE TO THE
NATIONAL BUREAU OF INVESTIGATION (NBI) FOR MODERNIZATION AND
DEVELOPMENT PURPOSES, AND FIVE PERCENT (5%) OF THE SAME FOR
TRANSPORTATION ALLOWANCES OF NBI AGENTS

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 "National Bureau of Investigation Retention Fee Act of 2010."

SEC. 2. State Policy. It shall be the policy of the State to promote and pursue a modernized and efficient crime investigation bureau, and to provide financial support for the NBI.

SEC. 3. Retention Fee. Twenty percent (20%) of the annual income generated from the issuances of the NBI clearance shall be retained by the National Bureau of Investigation (NBI) for purposes of modernization.

Five percent (5%) of the same shall also be retained by the NBI for transportation allowances of NBI agents during fieldwork and assignments.

SEC. 4. Modernization. Modernization includes, but is not limited to, the following:

- a) purchase of modern equipment and technologies for the exercise of the NBI's functions;
- b) maintenance and repair of the same;
- c) hiring technicians and/or consultants for purposes of modernization, whether project-based or regular;
- d) creation and establishment of an online NBI clearance issuance system, including the establishment of a hotline center for the same purpose;
- e) website development and maintenance;
- f) other expenditures for purposes of modernization of the NBI for a more efficient administration and exercise of functions.

SEC. 5. *Separability Clause.* If any provision of this Act is declared invalid or unconstitutional, the other provisions not affected thereby shall continue to be in full force and effect.

SEC. 6. *Repealing Clause.* All laws, decrees, executive orders or rules and regulations contrary to or inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SEC. 7. *Effectivity Clause.* This Act shall take effect fifteen (15) days from its publication in the Official Gazette or in at least two (2) newspapers of general circulation.

Approved,