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Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Fifteenth Congress
Third Regular Session



COMMITTEE REPORT NO. **2492**

Submitted by the Committees on Civil Service and Professional Regulation and Appropriations on **04 DEC 2012**

Re: House Bill No. **6736**

Recommending its approval in substitution of House Bill No. 3852

Sponsors: Representatives Andres D. Salvacion, Jr., Joseph Emilio A. Abaya, Rufus B. Rodriguez, and Maximo B. Rodriguez, Jr.

Mr. Speaker:

The Committees on Civil Service and Professional Regulation and Appropriations to which was referred House Bill No. 3852 introduced by Reps. Rufus B. Rodriguez and Maximo B. Rodriguez, Jr., entitled:

AN ACT

REGULATING THE PRACTICE OF CRIMINOLOGY PROFESSION IN THE PHILIPPINES, REPEALING FOR THE PURPOSE REPUBLIC ACT 6506, OTHERWISE KNOWN, AS "AN ACT CREATING THE BOARD OF EXAMINERS FOR CRIMINOLOGISTS IN THE PHILIPPINES, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES"

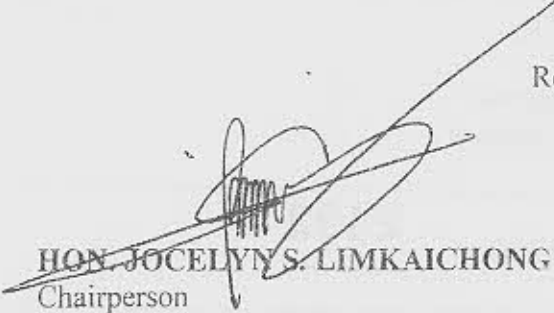
have considered the same and recommend that the attached House Bill No. **6736**, entitled:

AN ACT

REGULATING THE PRACTICE OF CRIMINOLOGY PROFESSION IN THE PHILIPPINES, REPEALING FOR THE PURPOSE REPUBLIC ACT 6506, OTHERWISE KNOWN AS "AN ACT CREATING THE BOARD OF EXAMINERS FOR CRIMINOLOGISTS IN THE PHILIPPINES, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES"

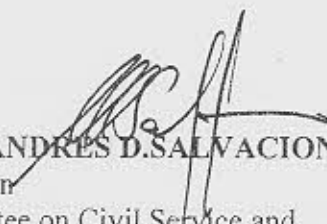
be approved in substitution of House Bill No. 3852, and with Reps. Rufus B. Rodriguez, Maximo B. Rodriguez, Jr., Andres D. Salvacion, Jr., Joseph Emilio A. Abaya, and Bernadette R. Herrera-Dy. as authors thereof.

Respectfully submitted,



HON. JOCELYN S. LIMKAICHONG

Chairperson
Committee on Appropriations



HON. ANDRES D. SALVACION, JR.

Chairman
Committee on Civil Service and
Professional Regulation

THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
QUEZON CITY

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Fifteenth Congress
Third Regular Session

HOUSE BILL NO. **6736**
(In substitution of HB No. 3852)

Introduced by Representatives Rufus B. Rodriguez and Maximo B. Rodriguez, Jr.

AN ACT
REGULATING THE PRACTICE OF CRIMINOLOGY PROFESSION IN THE PHILIPPINES, REPEALING FOR THE PURPOSE REPUBLIC ACT 6506, OTHERWISE KNOWN AS "AN ACT CREATING THE BOARD OF EXAMINERS FOR CRIMINOLOGISTS IN THE PHILIPPINES, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES"

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

Article I

TITLE, POLICY, OBJECTIVES, TERMS, AND PRACTICE

SECTION 1. Title. – This Act shall be known as the "The Philippine Criminology Profession Act of 2012."

SEC. 2. Statement of Policy. – The State recognizes the importance of criminology profession in nation building and development. Hence, it shall develop and nurture competent, virtuous, productive and well-rounded criminologists whose standards of professional practice and service shall be excellent, qualitative, world-class and globally competitive through inviolable, honest, effective and credible licensure examinations and through regulatory measures, programs and activities that foster their professional growth and development.

SEC. 3. Objectives. - This Act shall govern:

- (a) the ~~examination~~, registration and licensure for criminologists;
- (b) the ~~supervision~~, control and regulation of the practice of criminology;
- (c) the ~~standard~~ization and regulation of criminology education;
- (d) the ~~development~~ of the professional competence of criminologists through Continuing Professional Education (CPE); and

1 (e) the integration of all criminology professional groups.

2 **SEC. 4. Definition of Terms.** – As used in this Act, the following terms
3 shall be defined as follows:

4 (a) *APO* refers to the Accredited Professional Organization of
5 Criminologists that the Professional Regulatory Board of Criminology
6 created hereunder and hereinafter referred to as the Board, has
7 recognized as the one and only accredited integrated national
8 organization of criminologists, subject to the approval of the
9 Professional Regulation Commission (PRC) hereinafter referred to as
10 the Commission created under RA No. 8981, otherwise known as "The
11 PRC Modernization Act of 2000".

12 (b) *Criminology* refers to the scientific study of crimes, causes of crimes,
13 victims of crimes, and criminals, in relation to society which sets and
14 defines rules and regulations for themselves and for the common
15 good.

16 (c) *Profession* refers to the art, science and discipline in the practice of
17 criminology.

18 (d) *Registered Criminologist* refers to a natural person who holds a valid
19 certificate of registration and a valid professional identification card as
20 criminologist issued by the Board and the Commission pursuant to this
21 Act.

22 **SEC. 5. Scope of Practice.** – The practice of criminology shall include,
23 but shall not be limited to acts or activities performed:

24 (a) in line with the practice of profession or occupation as a law
25 enforcement administrator, executive, adviser, consultant, officer,
26 agent or employee in any private or government agencies performing
27 law enforcement and quasi-police functions, at the Philippine National
28 Police, National Bureau of Investigation, Bureau of Internal Revenue,
29 Bureau of Customs, Bangko Sentral ng Pilipinas, other government
30 banks, Philippine Postal Corporation, National Intelligence
31 Coordinating Agency, Intelligence Service of the Armed Forces of the
32 Philippines, and other intelligence service or agencies of the
33 government exercising similar functions;

(b) in line with the practice of teaching profession such as those performed by a professor, instructor or teacher in any university, college or school duly recognized by the government of any of the following professional subjects of the criminology program: (1) Criminal Jurisprudence and Procedure; (2) Criminalistics; (3) Law Enforcement Administration; (4) Crime Detection and Investigation; (5) Correctional Administration; and (6) Criminal Sociology and Ethics, and other technical and specialized subjects in the criminology curriculum provided for by the Commission on Higher Education (CHED);

c) as a technician, examiner/criminalist, or specialist in dactyloscopy, DNA, lie detection, firearms identification, forensic photography, forensic chemistry and other scientific crime detection and investigation;

d) as a correctional administrator, executive supervisor, or officer in any correctional and penal institutions;

e) as a counselor, consultant, adviser, or researcher in any government or private agency on any aspect of criminal research or project involving the causes of crime, juvenile delinquency, treatment of offenders, police operations, law enforcement administration, scientific criminal investigation, or public safety administration;

f) as a private investigator, administrator, consultant or agent, or detective in any private security and investigation agency organized under the laws of the Philippines.

The Board, in consultation with the APO and subject to the approval of the Commission, may revise, exclude from or add to the above-enumerated acts or activities as the need arises to conform with the latest trends in the practice of criminology.

ARTICLE II

PROFESSIONAL REGULATORY BOARD FOR CRIMINOLOGISTS

SEC. 6. Creation and Composition of the Professional Regulatory Board for Criminologists. - There is hereby created a Professional Regulatory Board for Criminologists, a collegial body under the administrative supervision and control of the Commission, to be composed of a chairperson and two (2)

1 members appointed by the President of the Philippines from a list of three (3)
2 recommendees for each position, chosen and ranked by the Commission from a
3 list of five (5) nominees for every position indorsed by the integrated and
4 accredited professional organization. The new Board shall be organized not later
5 than six (6) months from the effectivity of this Act.

6 **SEC. 7. Qualifications of the Chairperson and Members of the Board.**

7 – The Chairperson and each member shall, at the time of appointment, possess
8 all these qualifications:

- 9 (a) Must be a natural born Filipino citizen and a resident of the Philippines;
10 (b) Must be of good moral character, good reputation and of sound mind
11 and body;
12 (c) Not convicted by a court of competent jurisdiction of any offense
13 involving moral turpitude;
14 (d) Must be a lawyer in good standing or a holder of a Post-Graduate
15 Degree in Criminology recognized by the government through the
16 Commission on Higher Education (CHED);
17 (e) Must be a registered criminologist with a valid certificate of registration
18 and a valid professional identification card having at least ten (10)
19 years of practice of the profession prior to appointment including a no
20 less than two (2)-year teaching experience of criminology or law
21 subjects in a duly recognized college of criminology or of law
22 recognized by the government through the CHED;
23 (f) Must be a member in good standing of the APO but not an officer or
24 trustee thereof; and
25 (g) Must not be a member of the faculty of any school, college or
26 university where a regular/review course in criminology is offered, nor
27 a member of a staff of reviewers in a review school or center, and must
28 not have any direct or indirect pecuniary interest in any such institution.

29 **SEC. 8. Term of Office.** – The Chairperson and Members of the Board
30 shall hold office for a term of three (3) years ~~from the~~ date of appointment or until
31 their successors shall have been qualified ~~and~~ appointed. They may be
32 reappointed to the same office for another ~~term~~ of three (3) years immediately
33 after the expiry of their term: *Provided, That the* holding of such position shall not

1 be more than two (2) terms nor more than six (6) years, whichever is longer:
2 *Provided, further,* That the first Board under this Act shall hold these terms of
3 office: the chairperson for three (3) years, the first member for two (2) years, and
4 the second member for one (1) year: *Provided, furthermore,* That any appointee
5 to a vacancy with an unexpired period shall only serve such period. The
6 chairperson and the members shall duly take their oath of office.

7 **SEC. 9. Compensation, Allowances and other Benefits.** – The
8 chairperson and members of the Board shall receive compensation, allowances
9 and other benefits comparable to that being received by the chairpersons and
10 members of other professional regulatory boards under the Commission as
11 provided for under Section 10 of R.A. No. 8981 and other existing laws.

12 **SEC. 10. Powers, Functions, Duties and Responsibilities of the**
13 **Board.** – The Board shall exercise executive, administrative, rule-making, and
14 quasi-judicial powers in carrying out the provisions of this Act. It shall be vested
15 with the following specific powers, functions, duties and responsibilities:

- 16 (a) To supervise and regulate the registration, licensure and practice of
17 criminology in accordance with the provisions of this Act;
- 18 (b) To promulgate and issue rules and regulations implementing the
19 provisions of this Act;
- 20 (c) To promulgate and adopt a Code of Ethics and a Code of Good
21 Governance for the practice of criminology;
- 22 (d) To adopt an official seal of the Board;
- 23 (e) To prescribe and promulgate guidelines on the conduct of a continuing
24 professional education (CPE) program for criminologists in consultation
25 with the accredited professional organization (APO);
- 26 (f) To promulgate, adopt or amend the syllabi and tables of specifications
27 of the subjects for the licensure examination/s in consultation with the
28 academe and the Commission on Higher Education (CHED), prepare
29 questions for the licensure examination which shall strictly be within
30 the scope of the syllabi of the subjects for examination, as well as
31 administer and correct and release the results of the licensure
32 examinations;

- 1 (g) To issue, suspend, revoke or reinstate the certificate of registration of
2 registered criminologist or cancel temporary or special permit granted
3 to foreign criminologist;
- 4 (h) To register with or without licensure examination/s qualified persons for
5 the practice of criminology and issue thereto certificates of registration
6 and professional identification cards: *Provided, That in case of*
7 *registration without examination, the person is a graduate of BS*
8 *Criminology and had been in the practice of the criminology profession*
9 *for ten (10) years prior to the conduct of the first Board Examination in*
10 *1988;*
- 11 (i) To administer oaths in the performance of its functions, such as but not
12 limited to, the oath of a professional to successful examinees in
13 licensure examination for criminologists in appropriate mass oath
14 taking ceremony to be held for the purpose;
- 15 (j) To monitor the conditions affecting the practice of criminology and
16 whenever necessary, adopt such measure as may be deemed proper
17 for the enhancement of the profession and the maintenance of high
18 professional, ethical and technical standards; for this purpose, the
19 members of the Board, duly authorized by the Commission, may
20 conduct ocular inspection of establishments where criminology is
21 practiced, and in coordination with CHED in case of schools;
- 22 (k) To ensure, in coordination with the CHED or other authorized
23 government offices, that all higher educational instruction and offering
24 of criminology shall comply with the policies, standards and
25 requirements of the program as prescribed by the CHED or other
26 authorized government offices in the areas of program administration,
27 faculty, library, physical facilities and equipment, curriculum and
28 research and education;
- 29 (l) To hear and investigate cases on violations of this Act, its
30 implementing rules and regulations, the Code of Ethics, the Code of
31 Good Governance and other policies, and for this purpose, to issue
32 summons, *subpoena ad testificandum* and *subpoena duces tecum* to
33 alleged violators and/or witnesses to compel their attendance in such

1 hearings or investigations and the production of documents in
2 connection therewith;

3 (m) To delegate to the Commission the hearing or investigation of cases
4 against the alleged violators: *Provided*, That the hearing or
5 investigation of cases wherein the issue or question involved strictly
6 concerns the technical practice of criminology shall be presided over
7 by at least one (1) member of the Board assisted by a Legal or Hearing
8 Officer of the Commission;

9 (n) To recommend to the Commission the endorsement of cases involving
10 criminal violations of this Act, its implementing rules and regulations,
11 and other laws to the Prosecution Office or appropriate government
12 agency; for investigation and appropriate action;

13 (o) To hear and decide administrative cases against examinees or
14 registered criminologists: *Provided*, That if they are found guilty, to
15 cancel their examination papers and/or preclude them from taking
16 another licensure examination, or to revoke/suspend their certificates
17 of registration and cause the surrender of their professional
18 identification card: *Provided, further*, That the decision of the Board
19 shall, unless appealed to the Commission, become final and executory
20 after fifteen (15) days from receipt of notice of judgment or decision;

21 (p) To conduct through the Legal or Hearing Officers summary
22 proceedings against examinees who commit violation of this Act, its
23 implementing rules and regulations, any of the Codes aforementioned,
24 including violation of the General Instructions to Examinees committed
25 by examinees, and to render summary judgment thereon which shall,
26 unless appealed to the Commission, become final and executory after
27 fifteen (15) days from receipt of notice of judgment or decision;

28 (q) To prepare an annual report of accomplishments on programs,
29 projects and activities of the Board for submission to the Commission
30 after the close of each calendar year and make appropriate
31 recommendations to the Commission on issues or problems affecting
32 the criminology profession; and

1 (r) To exercise such other powers as may be provided by law as well as
2 those which may be implied from, or which are incidental or necessary
3 to the effective carrying out of the express powers granted to the Board
4 to achieve the objectives and purposes of this Act.

5 The resolutions, rules and regulations and other policies issued and
6 promulgated by the Board shall be subject to review and approval by the
7 Commission. However, the Board's decisions, resolutions or orders rendered in
8 an administrative case shall be subject to review only if on appeal.

9 **SEC. 11. Grounds for Removal or Suspension of Board**
10 **Chairperson/Member.** – The President of the Philippines, upon the
11 recommendation of the Commission, after due process and administrative
12 investigation conducted by the Commission, may remove or suspend the
13 chairperson or member of the Board on any of the following grounds:

- 14 (a) Gross neglect, incompetence or dishonesty in the discharge of one's
15 duty;
16 (b) Commission of any of the causes/grounds and the prohibited acts
17 provided in this Act and the offenses in the Revised Penal Code, the
18 Anti-Graft and Corrupt Practices Act, and other laws;
19 (c) Manipulation or rigging of the results in the licensure examination for
20 criminologists, disclosure of secret and confidential information on the
21 examination questions prior to the conduct thereof, or tampering of
22 grades; and
23 (d) Conviction with final judgment of any crime involving moral turpitude.

24 The Commission, in the conduct of the investigation, shall be guided by
25 Sec. 7 (s) of R.A. No. 8981, the rules on administrative investigation, and the
26 applicable provisions of the New Rules of Court.

27 **SEC. 12. Administrative Supervision of the Board; Provision of**
28 **Support Services.** – The Board shall be under the administrative supervision of
29 the Commission. The Commission shall keep all records of the Board including
30 applications for examination, examination papers and results, minutes of
31 deliberation and administrative cases. The Commission shall designate the
32 secretary of the Board and shall provide the other support services to the Board
33 in order to implement the provisions of this Act.

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3 **ARTICLE III**

4 **EXAMINATION, REGISTRATION, CERTIFICATION AND LICENSURE**

5 **SEC 13. Passing of Licensure Examination Requirements.** – Except
6 as otherwise specifically allowed under this Act, applicants for registration for the
7 practice of criminology shall be required to pass a licensure examination as
8 provided for in this Act, in such places and dates as the Commission may
9 designate in the Resolution thereof on the Master Schedules for all licensure
10 examinations in accordance with Sec. 7 (d) of R.A. No. 8981.

11 **SEC. 14. Qualifications of an Applicant for the Licensure**
12 **Examination.** – An applicant for the licensure examination for criminologists shall
13 satisfactorily prove that one possesses the following qualifications:

- 14 (a) Must be citizen of the Philippines or a foreign citizen whose
15 country/state has reciprocity with the Philippines in the practice of
16 criminology;
17 (b) Must be of good moral character, good reputation, and of sound mind
18 and body;
19 (c) Must hold a bachelor's degree in criminology duly accredited by the
20 CHED and conferred by a school/college/university duly authorized by
21 the government or its equivalent degree obtained by either a Filipino or
22 foreign citizen from an institution of learning in a foreign country/state:
23 *Provided, That it is duly recognized and/or accredited by the CHED:*
24 *Provided, further, That a holder of a Master's or Doctoral degree in*
25 *criminology shall be allowed to qualify within five (5) years from the*
26 *effectivity of this Act; and*
27 (d) **Must not have been convicted of an offense involving moral turpitude**
28 **by the court of competent jurisdiction.**

29 **SEC. 15. Subjects for Licensure Examination.** – The licensure
30 examination for criminologists shall include, but shall not be limited to, the
31 following:
32
33

SUBJECTS	RELATIVE WEIGHTS
(a) CRIMINAL JURISPRUDENCE AND PROCEDURE	
Criminal Law (Book I); Criminal Law (Book II);	
Criminal Procedure; Criminal Evidence; Court	
Testimony.....	20%
(b) LAW ENFORCEMENT ADMINISTRATION	
Police Organization and Administration with	
Police Planning; Police Patrol Operations with	
Police Communication System; Police Intelligence;	
Police Personnel and Records Management;	
Comparative Police Systems; Industrial Security	
Management.....	20%
(c) CRIME DETECTION AND INVESTIGATION	
Fundamentals of Criminal Investigation;	
Special Crime Investigation; Fire Technology and	
Arson Investigation; Traffic Management and Accident	
Investigation; Drug Education and Investigation;	
Vice Control	15%
(d) CRIMINALISTICS	
Forensic Photography; Personal Identification;	
Forensic Medicine; Polygraphy; Examination;	
Forensic Ballistics; Questioned Documents.....	20%
(e) CORRECTIONAL ADMINISTRATION	
Institutional Corrections; Non-Institutional	
Corrections.....	10%
(f) CRIMINAL SOCIOLOGY	
Introduction to Criminology and Psychology of Crimes;	
Philippine Criminal Justice System; Ethics and	
Values; Juvenile Delinquency and Crime Prevention;	
Human Behavior and Crisis Management;	
Criminological Research and Statistics.....	15%

The Board, in consultation with the academe and subject to the approval of the Commission, may revise or exclude any of the subjects with their

1 corresponding ratings and their syllabi, and add new ones as the need arises to
2 conform with technological changes brought about by developing trends in the
3 profession.

4 **SEC. 16. Persons to Teach Subjects for Licensure Examination.** – All
5 subjects for the licensure examination shall be taught by registered criminologists
6 who hold valid certificates of registration and valid professional identification
7 cards for criminologists and meet other CHED requirements.

8 **SEC. 17. Rating in the Licensure Examination.** – To pass the licensure
9 examination for criminologists, a candidate must obtain a weighted average
10 rating of seventy-five percent (75%) with no grade of less than fifty percent (50%)
11 in any given subject. In case the examinee obtains a weighted average rating of
12 75% but obtains a grade below 50% in any of the subjects, the examinee may be
13 allowed to retake that particular subject once within two (2) years from the date of
14 the examination but shall be required to obtain a grade not lower than 75% on the
15 subject, to be considered to have passed the licensure examination.

16 **SEC. 18. Report of Rating.** – The Board shall submit to the Commission
17 the ratings obtained by the candidate not later than ten (10) days after the last
18 day of the examination, unless the period is extended for a valid cause.

19 **SEC. 19. Oath.** – All successful candidates of the licensure examination
20 and those who have been allowed to register without examination shall take their
21 oath of profession in person before the Board in oath-taking ceremonies held for
22 the purpose prior to entering the practice of the profession. Any successful
23 examinee may, for just and good cause shown, be allowed to take the oath of a
24 profession before any member of the Board or any person authorized by law to
25 administer oaths.

26 **SEC. 20. Issuance of Certificate of Registration and Professional**
27 **Identification Card.** – A certificate of registration shall be issued to those who
28 are registered with or without licensure examination subject to payment of fees
29 prescribed by the Commission. It shall bear the signatures of the Chairperson
30 and the Commissioners of the Commission and the Chairperson and members
31 of the Board, stamped with the official seal of the Commission and of the Board,
32 certifying that the person named therein is entitled to practice the criminology

1 profession with all the privileges appurtenant thereto. It shall remain in full force
2 and effect until withdrawn, suspended or revoked in accordance with this Act.

3 A professional identification card bearing the registration number and date,
4 its validity and expiry duly signed by the Chairperson of the Commission shall
5 likewise be issued to every registrant who has paid the prescribed fee. It shall be
6 reissued after every three (3) years upon payment of the prescribed fees.

7 **SEC. 21. Refusal to Issue Certificate of Registration and Professional**
8 **Identification Card.** – The Board shall not register any successful applicant for
9 registration with or without licensure examination who has been:

- 10 (a) convicted of a crime involving moral turpitude by a court of competent
11 jurisdiction;
12 (b) found guilty of immoral or dishonorable conduct by the Board;
13 (c) summarily adjudged guilty for violation of the General Instruction to
14 Examinees by the Board; and
15 (d) declared of unsound mind by a court of competent jurisdiction.

16 In refusing such registration, the Board shall give the applicant a written
17 statement setting forth the reasons therefor and shall file a copy thereof in its
18 records.

19 **SEC. 22. Revocation or Suspension of the Certificate of Registration**
20 **and Cancellation of Temporary/Special Permit.** – The Board shall have the
21 power, upon notice and hearing, to revoke or suspend the certificate of
22 registration of a registered criminologist or to cancel a temporary/special permit
23 granted to foreign criminologist for the commission of any of the following acts:

- 24 (a) Violation of any provision of this Act, its implementing rules and
25 regulations (IRR), Code of Ethics, Code of Good Governance, or policy
26 of the Board and/or the Commission;
27 (b) Perpetration or use of fraud in obtaining one's certificate of registration,
28 professional identification card, temporary/special permit;
29 (c) Gross incompetence, negligence or ignorance resulting to death or
30 injury of a person, or damage to property;
31 (d) Non-renewal of the professional identification card with the PRC
32 without justifiable cause;

1 (e) Aiding or abetting the illegal practice of a non-registered criminologist
2 by allowing the use of one's certificate of registration and/or
3 professional identification card, or temporary/special permit;

4 (f) Illegally practicing the profession during the suspension from the
5 practice thereof;

6 (g) Addiction to drugs or alcohol impairing one's ability to practice the
7 profession or a declaration by a court of competent jurisdiction that the
8 registrant is of unsound mind;

9 (h) Non-compliance with the CPE requirements, unless one is exempted
10 therefrom, for the renewal of the professional identification card.

11 The Board shall periodically evaluate the aforementioned grounds and
12 revise or exclude or add new ones as the need arises subject to approval by the
13 Commission.

14 Any person, firm or association may file charge/s in accordance with the
15 provision of this section against any registrant, and the Board may investigate
16 commission of any of the above-mentioned causes. Affidavit-complaint shall be
17 filed together with the affidavits of witnesses and other documentary evidence
18 with the Board through the Legal and Investigation Office. The conduct of an
19 investigation *motu proprio* shall be embodied in a formal charge to be signed by
20 at least majority of the members of the Board. The rules on administrative
21 investigation issued by the Commission shall govern the hearing or investigation,
22 subject to applicable provisions of this Act, R.A. No. 8981, and the Rules of
23 Court.

24 **SEC. 23. Reissuance of Revoked Certificate of Registration,**
25 **Replacement of Lost or Damaged Certificate of Registration, Professional**
26 **Identification Card or Temporary/Special Permit.** – The Board may, upon a
27 verified petition, reinstate or reissue a revoked certificate of registration after two
28 (2) years from the effectivity of the period for revocation, which is the date of
29 surrender of the certificate and/or the professional identification card if still valid to
30 the Board and/or the Commission. The petitioner shall prove to the Board that
31 one has valid reason/s to practice anew the profession. In the granting of the
32 petition, the Board shall issue a Board resolution, subject to approval by the
33 Commission.

1 A certificate of registration, professional identification card or temporary or
2 special permit that has been declared lost may be reissued in accordance with
3 the rules thereon and upon payment of the prescribed fee.

4 **SEC. 24. Non-payment of the Annual Registration Fees.** – The Board
5 shall suspend a registered criminologist from the practice of the profession for
6 non-payment of the registration fees for two (2) consecutive registration periods
7 from the last or previous year of payment. Other surcharges shall be determined
8 and charged by the Commission.

9 **SEC. 25. Renewal of Professional Identification Card.** – The
10 professional identification card shall be renewed only upon the completion of the
11 prescribed minimum units of the CPE program by the registrant from the APO or
12 any provider as accredited by the Board.

13 **SEC. 26. Vested Rights: Automatic Registration.** – All criminologists
14 registered at the effectivity of this Act shall automatically be registered hereunder,
15 subject to the provisions herein set forth as to future requirements.

16 Certificates of registration and professional identification cards or
17 temporary/special permits held by such persons in good standing at such
18 effectivity date shall have the same force and effect as though they were issued
19 on or after the said effectivity.

20 ARTICLE IV

21 PRACTICE OF CRIMINOLOGY

22 **SEC. 27. Lawful Practitioners of Criminology.** – The following persons
23 shall be authorized to practice the criminology profession:

24 (a) Natural persons:

- 25 1) Duly registered criminologists and holders of valid certificates of
26 registration and valid professional identification cards issued by
27 the Board and the Commission pursuant to this Act; and
28 2) Holders of valid temporary/special permits issued by the Board
29 and the Commission to foreign licensed criminologists pursuant
30 to this Act.

31 (b) Juridical persons:

- 32 1) Single proprietorship whose owner and technical staff are
33 registered criminologists;

- 2) Partnership duly registered with the Securities and Exchange Commission (SEC) as professional partnership pursuant to the Civil Code and composed of partners majority of whom are registered criminologists;
- 3) Corporation duly registered with the SEC as engaged in the practice of criminology and with officers and Board of Directors who are all registered criminologists;
- 4) Association and cooperative duly registered with the appropriate government agency as non-stock corporation where majority of the officers, Board of Trustees and members are registered criminologists.

These juridical persons shall also be registered with the Board and the Commission in accordance with the rules and regulations thereon.

SEC. 28. Seal, Issuance and Use of Seal. – There shall be a seal to be exclusively and legitimately used by the practitioners of the criminology profession.

SEC. 29. Foreign Reciprocity. – No foreigner shall be allowed to take the licensure examination for criminologists, register, receive one's certificate of registration and professional identification card, and practice criminology in the Philippines unless the requirements for the licensure examination and/or registration and practice of criminology imposed under the laws and regulations in the foreign country/state are substantially the same as those required and contemplated by the Philippine laws and regulations, and unless the foreign laws and regulations allow Philippine citizens to practice criminology within the territory of the foreign country/state on the same basis and grant the same privileges as those enjoyed by the citizens, subjects or nationals thereof.

SEC. 30. Practice Through Temporary/Special Permit. – Temporary /Special permit may be issued by the Board subject to approval by the Commission and payment of fees the latter has prescribed and charged thereof to the following:

- (a) Registered criminologists from foreign countries/states whose services are rendered either for free or for a fee;

- 1) If they are internationally known criminologists or experts in any branch or specialty of criminology; and
- 2) If their services are urgently and importantly required for lack or inadequacy of available local specialists or experts; or for the promotion or advancement of the practice of criminology through transfer of technology.

(b) Registered criminologists from foreign countries/states whose services shall be free and limited to indigent patients in a particular hospital, center or clinic;

(c) Registered criminologists from foreign countries/states employed as exchange professors in a branch or specialty of criminology in schools, colleges or universities offering the course of criminology.

The permit shall, among other things, contain these limitations and conditions for a period of not more than one (1) year subject to renewal: the branch or specialty of criminology and the specific place of practice such as clinic, hospital, center, school, college or university offering the course of criminology. The Board, subject to the approval of the Commission, shall promulgate rules and regulations on the implementation of this particular section.

SEC. 31. Indication of Numbers: Certificate of Registration, Professional Tax Receipt, and APO Membership. – The practitioner of the criminology profession shall be required to indicate the certificate of registration number and date of issuance, the expiry of the current professional identification card, the professional tax receipt number and date, and the APO membership number and date with official receipt number and date of membership payment (annual/lifetime) on the documents one signs, uses or issues in connection with the practice of the profession.

SEC. 32. Roster of Registered Criminologists. – The Board shall prepare and maintain a roster showing the names, residence and/or office address of all registered criminologists, which shall be updated annually in cooperation with the APO, indicating therein the status of the certificate of registration, professional identification card, and APO membership. The roster shall be made available to any party as may be deemed necessary.

1 **SEC. 33. Integration of Registered Criminologists.** – The registered
2 criminologists shall be integrated into one (1) national organization of
3 criminologists that is duly registered with the Securities and Exchange
4 Commission (SEC). The Board, subject to the approval by the Commission, shall
5 accredit the organization as the one and only integrated and accredited national
6 organization of criminologists: *Provided*, That its continued accreditation is
7 subject to compliance with the periodic requirements and standards set forth by
8 the Commission. All criminologists whose names appear in the Registry Book of
9 Criminologists shall *ipso facto* or automatically become members thereof and
10 shall receive therefrom all the benefits and privileges upon payment of APO
11 membership fees and dues.

12 Membership in an affiliate organization of criminologists shall not be
13 barred.

14 15 **ARTICLE V**

16 **PRIVILEGES OF REGISTERED CRIMINOLOGISTS**

17 **SEC. 34. Privileges of Registered Criminologists.** – All registered
18 criminologists shall be exempt from taking any other entrance or qualifying
19 government or civil service examinations and shall be considered civil service
20 eligible to the following government positions, among others: (1) Dactylographer;
21 (2) Ballistician; (3) Questioned Document Examiner; (4) Forensic Photographer;
22 (5) Polygraph Examiner; (6) Probation Officer; (7) Parole Officer; (8) Special
23 Investigator; (9) Special Agent; (10) Investigative Agent; (11) Intelligence Agent;
24 (12) Law Enforcement Evaluation Officer; (13) NAPOLCOM Inspector; (14)
25 Traffic Operation Officer; (15) Associate Graft Investigation Officer; (16) Special
26 Police Officer; (17) Penal Institution Program Officer; (18) Sheriff; (19) Security
27 Officer; (20) Criminal Investigator; (21) Warden; (22) Penal Institution Officer; (23)
28 Firefighter; (24) Fire Marshall; (25) Jail Officer up to the rank of Jail
29 Superintendent; and (26) Police Officer up to the rank of Police Superintendent.

30 **SEC. 35. Preference of Appointment in Government Criminal Justice**
31 **and Other Government Institutions.** – Registered criminologists shall enjoy
32 priority of appointment and shall not be required to ~~take~~ qualifying or entrance
33 examinations in the Philippine National Police (PNP), National Bureau of

Investigation (NBI), Bureau of Jail Management and Penology (BJMP), Bureau of Fire Protection (BFP), Land Transportation Office (LTO) and other government positions related to criminology, police and law enforcement work, investigations and security, corrections and public safety of the following bureaus, departments, institutions or agencies of the government: Department of Justice; Human Rights Commission; Office of the Ombudsman; Philippine Ports Authority; Commission on Elections; Bureau of Treasury; Philippine Amusement and Gaming Corporation; Department of Environment and Natural Resources; Department of Tourism, Department of Trade and Industry; Armed Forces of the Philippines; Bureau of Immigration; Bureau of Customs; Department of Transportation and Communications; Air Transportation Office; Bangko Sentral ng Pilipinas; Bureau of Internal Revenue; Commission on Higher Education; City/Municipal Security Office; Provincial Jail; Provincial Security Office; Metro Manila Development Authority; Supreme Court and lower courts; Security Consultation; Social Security System; National Police Commission; Autonomous Region for Muslim Mindanao; Optical Media Board; Intellectual Property Rights Office; Philippine Drug Enforcement Agency; Public Attorney's Office; Philippine Postal Corporation; government-owned and -controlled corporations and other government agencies with positions involving the practice of criminology.

SEC. 36. Lateral Entry of Registered Criminologists in the Philippine National Police (PNP) and Bureau of Jail Management and Penology (BJMP). – Registered criminologists shall be eligible and given preference for appointment as Police or Jail Inspectors: *Provided*, That they possess the general qualifications for appointment as provided in the existing laws on appointment of police officers in the Philippine National Police and jail officers in the Bureau of Jail Management and Penology (BJMP): *Provided, further*, That those who are already in the police/jail service as non-commissioned officers and who are already registered and licensed criminologists shall be given utmost preference for lateral entry.

SEC. 37. Penal Clause. – A fine of not less than One Hundred Thousand Pesos (P100,000.00) nor more than Five Hundred Thousand Pesos (P500,000.00), or imprisonment for not less than one (1) year nor more than six

1 (6) years, or both, at the discretion of the court shall be imposed upon any person
2 who shall commit any of the following acts:

3 (a) Practicing criminology without valid certificate of registration and a
4 valid professional identification card or a valid temporary/special
5 permit;

6 (b) Attempting to use the seal, certificate of registration and professional
7 identification card of a registered criminologist or temporary/special
8 permit issued to a foreign criminologist;

9 (c) Abetting the illegal practice of criminology by an unregistered or
10 unauthorized person;

11 (d) Securing through false information or fraudulent means certificate of
12 registration and professional identification card or temporary/special
13 permit;

14 (e) Impersonating a registered criminologist or a holder of a temporary/
15 special permit; and

16 (f) Violating any provision of this Act or the implementing rules and
17 regulations thereof.

18 Where the violator is a juridical person, the Board of Directors and other
19 responsible officers of the corporation shall be held liable.

20 **SEC. 38. Enforcement.** – In carrying out the provisions of this Act, the
21 Board shall be assisted by the Commission, the accredited professional
22 organization, duly constituted government agencies and authorities and private
23 organizations in the industry.

24 **SEC. 39. Appropriations.** The Chairperson of the Professional
25 Regulation Commission shall immediately include in the Commission's programs
26 the implementation of this Act, the funding of which shall be included in the
27 annual General Appropriations Act.

28 **SEC. 40. Transitory Provision.** – The incumbent Board shall, in an
29 interim capacity, continue to operate or ~~function~~ by carrying out the provisions of
30 the Act without need of new appointments of the chairperson and members
31 thereof until the first Board created under this Act shall have been constituted or
32 organized pursuant thereto.

1 **SEC. 41. Implementing Rules and Regulations.** Within ninety (90) days
2 from the effectivity of this Act, the Board, subject to approval by the Commission
3 and in coordination with the APO, shall prescribe, promulgate and issue a Board
4 resolution on the implementing rules and regulations of this Act and which shall
5 be effective fifteen (15) days after their publication in the Official Gazette or in any
6 newspaper of general circulation.

7 **SEC. 42. Separability Clause.** – If any provision, section, or part of this
8 Act shall be declared unconstitutional or invalid, such judgment shall not affect,
9 invalidate or impair any other provisions, sections or parts hereof.

10 **SEC. 43. Repealing Clause.** – Republic Act No. 6506, known as “An Act
11 Creating the Board of Examiners for Criminologists of the Philippines and for
12 Other Purposes”, is hereby repealed. All other laws, decrees, orders, letters of
13 instructions, rules and regulations, or other issuances, and parts thereof
14 inconsistent with the provisions of this Act are likewise repealed or modified
15 accordingly.

16 **SEC. 44. Effectivity Clause.** – This Act shall take effect fifteen (15) days
17 after its publication in the Official Gazette or in any newspaper of general
18 circulation.

19 Approved

FACT SHEET

House Bill No. 3852 by Reps. Rufus B. Rodriguez and
Maximo B. Rodriguez, Jr.

AN ACT REGULATING THE PRACTICE OF CRIMINOLOGY PROFESSION IN THE PHILIPPINES, REPEALING FOR THE PURPOSE REPUBLIC ACT 6506, OTHERWISE KNOWN AS "AN ACT CREATING THE BOARD OF EXAMINERS FOR CRIMINOLOGISTS IN THE PHILIPPINES, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES"

Committee Referral: **COMMITTEE ON CIVIL SERVICE AND
PROFESSIONAL REGULATION**

Committee Chairperson: **REP. ANDRES D. SALVACION, JR.**

OBJECTIVE:

- To reform the criminology profession and strengthen it by setting standards of practice and service which are excellent, world class and globally competitive; and to further empower the Board by providing it with quasi-judicial powers in addition to its executive, administrative and rule-making powers.

KEY PROVISIONS:

- Develops and upgrades the subjects for licensure examination.
- Implements the Continuing Professional Education (CPE).
- Provides new powers, functions, duties and responsibilities of the Professional Regulatory Board of Criminologists.
- Provides a new rating system in the licensure examination.

RELATED LAW:

- R.A. No. 6506, "an Act Creating the Board of Examiners for Criminologists in the Philippines" or the "Criminology Act of 1972"