

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

SIXTEENTH CONGRESS
FIRST REGULAR SESSION

House Bill No. **93**



Introduced by Honorable Amado S. Bagatsing

EXPLANATORY NOTE

This bill seeks to provide a charter for Philippine Public Safety College (PPSC) and to define its powers and duties.

The Philippine Public Safety College was created pursuant to Section 66 of the Republic Act 6975 otherwise known as the "Department of the Interior and Local Government Act of 1990", as the premier educational institution for the training, human resource development and continuing education of all personnel of the Philippine National Police (PNP), Bureau of Fire Protection (BFP) and the Bureau of Jail Management and Penology (BJMP).

Since PPSC is just a creation of a government agency, it does not have fiscal autonomy and therefore its powers and functions are limited.

By giving PPSC a charter, it will have expanded powers, fiscal autonomy, flexibility and authority. Through this bill it is aimed that our dedicated public servants, our frontline policemen, firemen and jail guards will be better motivated, educated and properly trained.

This bill is a refiled bill of House Bill No. 3161 entitled "An Act Strengthening The Philippine Public Safety College System As The Premier Educational Institution For Training, Human Resource Development And Continuing Education Of All Police, Fire And Jail Personnel, Appropriating Funds Therefor And For Other Purposes", authored by the undersigned together with some of his distinguished colleagues during the 15th Congress. It was approved on third reading by the House of Representatives in January 2011, as House Bill No. 3849, with the following additional authors : Representatives Remulla, Romualdo, Lagman, Angara, Loong, Ong, Loyola, Teodoro, Padilla, Balindong, Mercado, Lazatin, Go (A.), Sakaluran, Kho (A.), Tinga, Bichara, Villafuerte, Cerilles, Sambar, Villarica, Acop, Calixto-Rubiano, Valencia, Velarde, Cortuna, Piamonte, Fortuno, Rodriguez (M.), Aumentado And Cojuangco (E.), per Committee Report No. 422.

Foregoing considered, early approval of this bill is earnestly sought.


AMADO S. BAGATSING
Representative
5th District, Manila

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

SIXTEENTH CONGRESS
FIRST REGULAR SESSION

House Bill No. **93**

Introduced by Honorable Amado S. Bagatsing

AN ACT STRENGTHENING THE PHILIPPINE PUBLIC SAFETY COLLEGE SYSTEM AS THE PREMIER EDUCATIONAL INSTITUTION FOR TRAINING, HUMAN RESOURCE DEVELOPMENT AND CONTINUING EDUCATION OF ALL POLICE, FIRE AND JAIL PERSONNEL, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES

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

SECTION 1. **Short Title.** – This Act shall be known as the “Philippine Public Safety College System Act of 2013”.

SEC. 2. **Declaration of Policy.** – It is hereby declared the policy of the State to provide quality education and training in the field of public safety for the Philippine National Police (PNP), the Bureau of Fire Protection (BFP) and the Bureau of Jail Management and Penology (BJMP), and to develop a highly competent police force that is national in scope, but civilian in character, that shall be primarily tasked with enforcing the law, preventing and controlling crimes, and ensuring public safety and internal security with the active support of the community.

In this regard, the State shall endeavor to strengthen the Philippine Public Safety College System’s (PPSCS) institutional capacity by establishing policies which shall promote the achievement of a more integrated education system that is responsive to present-day requirements and standards of professional competence by granting the PPSCS academic freedom and autonomy as a chartered higher education institution.

SEC. 3. **General Mandate.** – The PPSCS, hereinafter referred to as the College System, shall serve as the premier educational institution for degree and non-degree programs, including training, human resource development and continuing education, for all personnel of the PNP, the BFP and the BJMP, as well as personnel of the College System and other related agencies and organizations.

SEC. 4. **Composition of the College System.** – The College System shall be composed of the present Philippine National Police Academy (PNPA), the Fire National

Training Institute (FNTI), the Jail National Training Institute (JNTI), the Police National Training Institute (PNTI), and its Regional Training Schools (RTSS), the National Police College (NPC), the National Forensic Science Training Institute (NFSTI) and other institutes or special training centers as may be created by the Board of Trustees

SEC. 5. *Administration.* – The College System shall have the general powers of a corporation set forth in Batas Pambansa Blg. 68, as amended, otherwise known as “The Corporation Code of the Philippines”. It shall be attached to the Department of the Interior and Local Government (DILG) for program and policy coordination only.

The administration of the College System and the exercise of its corporate powers shall be vested exclusively in the Board of Trustees and the President of the College System.

SEC. 6. *The Board of Trustees.* – The governance of the College System is hereby vested in the Board of Trustees, hereinafter referred to as the Board, which shall be composed of the following:

- (a) The Secretary of the DILG as Chairperson;
- (b) The Chairperson of the Commission on Higher Education (CHED) as Co-Chairperson;
- (c) The President of the College System as Vice Chairperson;
- (d) The Chairperson of the Senate Committee on Education, Arts and Culture, member;
- (e) The Chairperson of the House Committee on Higher and Technical Education, member;
- (f) The Director-General of the Technical Education and Skills Development Authority (TESDA), member;
- (g) The Chief of the PNP, member;
- (h) The Chief of the BFP, member; and
- (i) The Chief of the BJMP, member.

SEC. 7. *Powers and Duties of the Board.* – The administration of the College System and the exercise of its corporate powers are vested in the Board. The Board shall exercise the following specific powers and duties:

(a) Promulgate policies in accordance with the declared State policies on education and other pertinent provisions of the Philippine Constitution on education, as well as the policies, standards and thrusts of the CHED under Republic Act No. 7722, otherwise known as the “Higher Education Act of 1994”;

(b) Formulate such academic programs, curricula and standards for degree and non-degree courses of study, including the conduct of distance education and training programs in line with the qualifications and service upgrading program for public safety services, compatible with their mandated roles and institutional vision to attain competent standards of public safety education and training, in coordination, when necessary, with the CHED and the TESDA;

(c) Prescribe the rules and regulations for its own governance and the discipline of the faculty and other personnel, and to enact for the governance of the College System such

general policies, rules and regulations, not contrary to law, as are consistent with the purposes and functions of the College System;

(d) Grant and confer academic degrees and diplomas and proficiency certificates for degree and non-degree courses;

(e) Set policies on admission, graduation and discipline of students;

(f) Receive and appropriate all sums as may be provided for the support of the College System in the manner it may determine, in its discretion, to carry out the purposes and functions of the College System;

(g) Recommend to the President of the Philippines the appointment of the President of the College System selected through the proper search process and act on the appointment of other key officials in accordance with the provisions of pertinent laws;

(h) Receive in trust, legacies, gifts and donations of real properties of all kinds and to administer and dispose the same when necessary for the benefit of the College System, subject to the limitations, directions and instructions of the donor, if any;

(i) Import duty-free economic, technical and cultural books and/or publications, upon certification by the CHED that such imported books and/or publications are for academic and related purposes, in accordance with the provisions of the Tariff and Customs Code of the Philippines, as amended;

(j) Determine the tuition fees and other necessary school charges, after due consultation with the heads of the College System's constitutive institutions in conformity with the CHED guidelines on tuition fees and other charges.

Such fees and charges, and other income generated by the College System, shall constitute a special trust fund and shall be deposited in any authorized government depository bank, and all interests that shall accrue therefrom shall form part of the same funds for the use of the College System;

(k) Adopt and implement a socialized scheme of tuition and school fees for greater access to poor but deserving students;

(l) Provide local and international fellowships, scholarships and grants and to award the same to faculty, staff and students based on merit;

(m) Authorize the construction or repair of its buildings, machinery, equipment and other facilities and support systems, and the purchase and acquisition of real and personal properties, including the necessary supplies, materials and equipment;

(n) Determine and adjust salaries of faculty members and administrative officials and employees, subject to the provision of the Revised Compensation and Position Classification System and other pertinent budget and compensation laws governing hours of service, and such other duties and conditions as it may deem proper; to grant them, at its discretion, leaves of absence under such regulations as it may promulgate, any

provision of existing law to the contrary notwithstanding; and to remove them for cause in accordance with the requirements of due process of law;

(o) Use all income generated by the College System and its constitutive institutions at its discretion: Provided, That all such disbursements shall be for the professional growth and development, health, welfare and other benefits of faculty members and other personnel; the acquisition, construction, maintenance and repair of urgently needed instructional and auxiliary facilities, equipment, buildings and other infrastructure, and such other expenditures necessary for the attainment of its purpose under this Act: Provided, further, that such income shall not be used to augment appropriations for personal services expenditures;

(p) Establish research and extension centers of the College System where such will promote development and provide for adequate guidelines on the protection, utilization and commercialization of intellectual creations owned by the College System;

(q) Establish professorial chair awards and to provide for the maintenance or endowment of such chairs;

(r) Create a culture of excellence and quality service through multi-sectoral linkages, both local and international, faculty and staff development studies;

(s) Authorize an external management audit of the institution and to institute reforms, including academic and structural changes, on the basis of the audit results and recommendations;

(t) Enter into joint ventures with business and industry for the profitable development and management of the economic assets of the College System, the proceeds of which shall be used for its development and strengthening;

(u) Develop consortia and other forms of linkages with local government units, institutions and agencies, both public and private, local and foreign, in furtherance of the purposes and objectives of the College System;

(v) Develop academic arrangements for institutional capability building with appropriate institutions and agencies, public or private, local or foreign, and to appoint experts/specialists as consultants, or visiting or exchange professors, scholars, researchers, as the case may be;

(w) Establish policy guidelines and procedures for participative decision-making and transparency within the College System;

(x) Extend the term of the President of the College System beyond the age of retirement, but not beyond the age of seventy (70), if the performance has been unanimously rated as outstanding by the Board and upon unanimous recommendation by the search committee for the President of the College System;

(y) Delegate any of its powers and duties provided for hereinabove to the President and/or other officials of the College System as it may deem appropriate, so as to expedite the administration of its affairs; and

(z) Exercise such other powers as may be necessary and proper to carry out the objectives of this Act.

SEC. 8. *Meetings of the Board; Quorum.* – The Board shall regularly convene at least once every quarter. The Chairperson of the Board may call a special meeting whenever necessary: Provided, that the members are notified in writing at least three (3) days prior to said meeting.

A simple majority of the actual members of the Board holding office at the time the meeting is called shall constitute a quorum.

In the absence of the Chairperson, the Co-Chairperson shall preside over the meeting.

In case the DILG Secretary and the Chairperson of the CHED shall not be able to attend the Board meeting, they may designate their respective representatives to the said meeting, with all the rights and responsibilities of a regular member of the Board: Provided, That the Vice Chairperson shall preside over the meeting.

In case the Chairpersons of the Congressional Committees on Education shall not be able to attend the Board meeting, they may designate their respective representatives to the said meeting, with all the rights and responsibilities of a regular member of the Board.

SEC. 9. *Compensation.* – The members of the Board shall serve without compensation, but they shall be entitled to per diems and reimbursement for necessary expenses incurred in their attendance of meetings of the Board or in connection with their official business authorized by resolution of the Board, subject to existing laws and regulations

SEC. 10. *The President of the College System.* – The College System shall be headed by a President who shall be its chief executive officer. The President, who shall render full-time service, shall be responsible for the administration and operation of the College System in accordance with its mandate, vision and goals.

The President of the College System must be at least forty (40) years of age, a member of the Philippine Bar or holder of a Master's Degree in Criminology, Public Safety, Public Administration, and National Security Administration, Sociology or other related disciplines, and must have gained reasonable work experience in any branch of the criminal justice system.

The President of the College System shall be appointed by the President of the Philippines, upon recommendation by the Board and after going through a search process. He/She shall hold office for a term of four (4) years and may be reappointed to another term unless sooner removed for cause as provided for under existing civil service law, rules and regulations, or is incapacitated to discharge the duties of the office: Provided, That a College President who has reached the compulsory retirement age may be extended in the

service or reappointed to another term, but not beyond the age of seventy (70): Provided, further, That the incumbent President of the College System shall serve as the first President of the College System under this Act for a four (4)-year term as provided herein.

Within six (6) months before the expiration of the term of office of the President of the College System, the Board shall constitute a search committee to select the next President of the College System or determine the qualification of the incumbent President of the College System for a second term.

SEC. 11. *The Vice Presidents of the College System, Duties and Functions.* – There shall be appointed a Vice President for Administration and a Vice President for Academic Affairs for the College System who shall assist the President in ensuring its smooth and efficient operation.

Both the Vice Presidents for Administration and for Academic Affairs shall be appointed by the Board after going through an appropriate search procedure. They shall hold office for a term of four (4) years and may be reappointed to another term even after reaching the compulsory retirement age, but not beyond the age of seventy (70), upon recommendation of the President of the College System, unless sooner removed for cause as provided for under existing civil service law, rules and regulations. They must be at least forty (40) years of age on the date of assumption of office, members of the Philippine Bar or holders of a Master's Degree in Criminology, Public Safety, Public Administration, National Security Administration, Education, Sociology or other related disciplines, and must have gained reasonable work experience in any branch of the criminal justice system.

(a) The Vice President for Administration shall be responsible for coordinating all services relating to procurement, distribution and storage of supplies, property and equipment, records and correspondence, transportation, communication, custodial and general utility; budgeting, disbursements, accounting and other financial matters; career planning and development; personnel transactions and employees' benefits and welfare; and other related activities, in coordination with the Vice President for Academic Affairs.

(b) The Vice President for Academic Affairs shall be responsible for the supervision of all academic programs, formulation of standards and curricula, development of faculty programs, library services, and conduct of researches in support of curriculum and faculty development programs, and other related matters, in coordination with the Vice President for Administration.

SEC. 12. *The Secretary of the College System and the Board.* – Board shall appoint a Secretary who shall serve as such for the College System and the Board and shall maintain custody and ensure the security of all records of the Board. He/She shall duly notify in writing each member of the Board about the time, place, venue and agenda of each meeting.

SEC. 13. *Vacancy in the Office of the President.* – In case the President of the College System is unable to perform or discharge his/her duties and responsibilities due to death, compulsory retirement, resignation, removal for cause or incapacity, the Board shall designate the Vice President who shall temporarily act as

the President until the new President of the College System shall have been appointed or the incapacity ceases. In case of official absence, the President of the College System shall designate the Vice President who shall serve as Officer-In-Charge until the return of the incumbent President: Provided, That the incumbent Vice President shall continue to serve as such for the remainder of the term as herein stated.

The salary of the President of the College System shall be in accordance with the Revised Compensation and Position Classification System and shall be comparable to that being received by the Presidents of similar educational institutions.

SEC. 14. *The Administrative Council.* – There shall be an Administrative Council composed of the Vice President for Administration as Chairperson, the Directors of the Budget Management Service, Planning Service, Personnel and Records Management Service, and constitutive units, deans and other officials of equal rank as members, whose duty is to review and recommend to the President of the College System policies governing the administration, management and development planning of the College System.

SEC. 15. *The Academic Council.* – There shall be an Academic Council with the Vice President for Academic Affairs as Chairperson, the Director of the Curriculum and Standard Development Service, the Director of the Faculty Development Service and all members of the instructional staff with the rank not lower than assistant professor as members.

The Academic Council shall have the power to review and recommend the curricular offerings, fix the requirements for admission of students as well as for graduation, and the conferment of degrees. It shall also promulgate rules of discipline of the College System subject to appropriate action of the President.

SEC. 16. *Curricular Offerings.* – The College System shall offer a four (4)-year Bachelor of Science in Public Safety Cadetship Degree Program, a post-graduate program in Public Safety Administration, mandatory career courses, other short-term courses in Public Safety and other related fields of study.

SEC. 17. *Faculty.* – The teaching staff of each constitutive unit in the College System shall constitute its faculty and shall be headed by an academic coordinator. All heads of constitutive units shall be appointed by the Board upon nomination and recommendation of the President of the College System.

Police courses shall be taught by instructors who are skilled officers of the PNP with at least seven (7) years of work experience: Provided, That their services as instructors of the College System shall be given equivalent credits for promotion purposes.

SEC. 18. *Heads of Regional Training Schools or Centers.* – The Regional Directors of Regional Training Schools or Centers shall head the campuses or branches of the College System and they shall render full-time service.

SEC. 19. *Scholarship Program Admission.* – The College System shall provide a scholarship program and other affirmative action programs to assist poor but deserving students who qualify for admission to the College System.

No student shall be denied admission to the College System by reason of sex, religion, cultural or community affiliation or ethnic origin.

SEC. 20. *Academic Freedom and Institutional Autonomy.* – The College System shall enjoy academic freedom and institutional autonomy pursuant to paragraph 2, Section 5 of Article XIV of the Constitution of the Republic of the Philippines.

SEC. 21. *Land Grants and Other Real Properties of the College System.* – *The State shall support the College System through general appropriations and other financial benefits, and in kind, through land grants and donations and use of other real properties. To carry out the intent of these grants, income derived from the development of all land grants and real properties shall be used to further the ends of the College System, as may be decided by the Board: Provided, That such income shall not be used to augment appropriations for personal services expenditures.*

Such parcel of land ceded by law, decree or Presidential issuance to the College System, as well as all real property and facilities presently occupied by the College System, are hereby declared reserved for the purposes intended. The absolute ownership of the College System over these landholdings, including those covered by original and transfer certificates of title in the name of the College System and their future derivatives are hereby confirmed. Where the issuance of proper certificates of title is yet pending for these landholdings, the appropriate government office shall expedite the issuance thereof within six (6) months from the date of effectivity of this Act:

Provided, That all registration requirements necessary for the issuance of the said titles have been submitted and complied with.

The Board may plan, design, approve and/or cause the implementation of land leases and prohibit the sale of any existing real property of the College System: Provided, That such mechanisms and arrangements shall sustain and protect the environment in accordance with the law, and be exclusive of the academic core zone of the campuses of the College System: Provided, further, That such mechanisms and arrangements shall not conflict with the academic mission of the College System.

The Board may allow the use of income coming from real properties of the College System as security for transactions to generate additional revenue when needed for educational purposes.

Any plan to generate revenue from other sources, land grants and other real properties entrusted to the College System shall be consistent with the academic mission and orientation of the College System: Provided, That such programs, projects or mechanisms shall be approved by the Board, subject to a transparent and democratic process of consultation with the constituents of the College System: Provided, further, That funds generated from such programs, projects or mechanisms shall not be meant

to replace, in part or in whole, the annual appropriations provided by the national government to the College System.

SEC. 22. *Tax Exemptions.* – The College System shall be entitled to the following tax and duty exemption privileges:

- (a) All income received by the College System shall be exempt from income tax, pursuant to Section 30(I) of the National Internal Revenue Code (NIRC) of 1997, as amended;
- (b) Equipment and supplies used directly and exclusively for educational purposes by the College System shall be entitled to exemption from value-added tax and customs duties on its importation;
- (c) Gifts and donations of real and personal properties of all kinds shall be exempt from the donor's tax and the same shall be considered allowable deductions from the gross income in the computation of the income tax of the donor, in accordance with the provisions of the NIRC of 1997, as amended; and
- (d) Importation of economic, technical and cultural books and/or publications upon certification by the CHED that such imported books and/or publications are for economic, technical, vocational, scientific, philosophical, historical or cultural purposes shall be exempt from customs duties, in accordance with the provisions of the Tariff and Customs Code of the Philippines, as amended.

SEC. 23. *Authority to Loan or Transfer Apparatus/Equipment/Supplies and Detail of Personnel.* – The heads of bureaus and offices of the national government are hereby authorized to loan or transfer, upon request of the President of the College System, such apparatus, equipment or supplies as may be needed, and to detail employees for duty therein when, in the judgment of the bureau or office, such apparatus, equipment, supplies or services of such employees can be spared without serious detriment to public service. Employees so detailed shall perform such duties as required of them by the President of the College System and the time so employed shall be counted as part of their regular service.

SEC. 24. *Appropriations.* – The amount necessary to initially implement the provisions of this Act shall be charged against the current year's appropriation of the College System. Thereafter, such sums as may be necessary for the continued operation and maintenance of the College System shall be included in the annual General Appropriations Act.

SEC. 25. *Reportorial Requirements and Auditing of Accounts.* – The College System shall submit an annual report to Congress containing its financial statements, including a statement of assets and liabilities, projected income from tuition fees and other revenue sources, contracts and investments entered into pursuant to Section 21 hereof and programs of expenditure. All accounts and disbursements of the College System shall be audited by the Commission on Audit.

SEC. 26. *Rules of Construction.* – No statutory or other issuance shall diminish the powers, rights, privileges and benefits accorded to the College System under this Act or enjoyed at present by the College System under other issuances not otherwise modified or

repealed under this Act, unless subsequent legislation expressly provides for their repeal, amendment or modification. Any doubt in the interpretation of any of the provisions of this Act shall be resolved in favor of the academic freedom and fiscal autonomy of the College System

SEC. 27. **Implementing Rules and Regulations.** – The Board shall formulate the rules and regulations to fully implement the provisions of this Act within ninety (90) days after its effectivity.

SEC. 28. **Separability Clause.** – Should any provision herein be declared unconstitutional, the same shall not effect the validity of the other provisions of this Act.

SEC. 29. **Repealing Clause.** – All laws, presidential decrees, executive orders, rules and regulations inconsistent with the provisions of this Act are hereby repealed, amended or modified accordingly.

SEC. 30. **Effectivity.** – This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved,