



Republic of the Philippines
House of Representatives
Quezon City, Metro Manila
Sixteenth Congress
Second Regular Session

House Bill No. **5786**



**Introduced by HON. SITTI DJALIA A. TURABIN-HATAMAN of Anak Mindanao
(AMIN) Party-List**

EXPLANATORY NOTE

Republic Act No. 8292 was passed by Congress and approved on June 6, 1997. The purpose of the law is to separate politics from education sector, particularly, the Commission on Higher Education. One of the notable features of this Act is the removal from the President of the Philippines the authority to appoint the President of state universities and state colleges (SUCS). This authority to vote is now lodged with the board of Regents (for State University) and Board of Trustees (for State College).

Through the years from 1997 to present this had been the system in the selection of Presidents of State Universities and State Colleges. However, we observed that our Muslim Sector and Indigenous Peoples are not equally represented or no representation at all. If there are, they represent not the Muslim/IP Sector but to represent their constituents, such as alumni president, faculty president and president of the Student Council.

In this section, a Private Sector Representative is to be selected following a process. However, looking at the Rosters of these Boards you will not find a single Muslim/IP Representative despite a substantial number of Muslim students are enrolled.

It is with this measure we seek to rectify the present situation to give our Muslim Sectors and Indigenous Peoples guaranteed representation to ensure a more inclusive and participative decision-making in SUCs.

An immediate passage of this bill is highly sought.



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**AN ACT AMENDING SECTION 3 OF REPUBLIC ACT NO. 8292 OTHERWISE
KNOWN AS "THE HIGHER EDUCATION MODERNIZATION ACT OF 1997"
AND OTHER PURPOSES**

SECTION 1. *Section 3 of Republic Act No. 8292, otherwise known as the "The Higher Education Modernization Act of 1997"*

"Section 3. The Governing Boards; manner of appointment. -

(a.) Composition - The governing body of state universities and colleges is hereby in the Board of Regents for Universities and in the Board of trustees for colleges which shall be composed of the following:

- (i)*
- (ii)*
- (iii)*
- (iv)*
- (v)*
- (vi)*
- (vii)*
- (viii)*

(ix)

(x) A representative from the public sector specifically to represent the Muslim/IPs

(xi) A Commissioner from the National Commission on Muslim Filipinos (NCMF) automatically sits in all these Governing Boards where Muslim students population is obviously significant.

(xii) A Commissioner of the Commission on Indigenous Peoples (NCIP) automatically sits in these all Governing Boards of State Colleges and Universities where a significant number of IP students.

SECTION 2. Implementing Rules and Regulations. - Within one hundred eighty (180) days from the effectivity of this Act, CHED, in consultation with the NCMF and NCIP, shall promulgate the regulations necessary to effectively implement the provision of this Act.

SECTION 3. Repealing Clause. - All laws, decrees, executive orders, SUC charters, issuances or regulations inconsistent with the provisions of this Act is hereby deemed revised or amended accordingly.

SECTION 4. Separability Clause. - If any part of this Act is declared unconstitutional or invalid, such part or provisions thereof not so declared shall remain valid.

SECTION 5. Effectivity Clause. - This Act shall take effect upon its approval fifteen (15) days after publication in at least two (2) Newspapers of general circulation.

Approved,


HON. SITTI DJALIA A. TURABIN-HATAMAN