

REPUBLIC OF THE PHILIPPINES
HOUSE OF REPRESENTATIVES
Quezon City

Eighteenth Congress
Second Regular Session

HOUSE BILL NO. 9492



Introduced by Representative Frederick W. Siao

EXPLANATORY NOTE

This bill seeks to establish a college of medicine in the Mindanao State University-Iligan Institute of Technology (MSU-IIT) in the City of Iligan, Province of Lanao del Norte.

Section 12 of Republic Act (RA) No. 11509, otherwise known as the “Doctors Para sa Bayan Act” *provides that “in order to have a holistic solution and address the scarcity of doctors in the country, the CHED, in coordination with DOH, shall ensure that each region shall have at least one (1) medical school. For this purpose, the CHED shall also streamline the requirements for the application for authority to offer Doctor of Medicine Program. The CHED and DOH shall also issue the appropriate guidelines within sixty (60) days from the effectivity of this Act to facilitate the partnership between SUCs and DOH hospitals with a view of increasing the number of medical schools throughout the country with one (1) region having at least one (1) state-operated medical school: Provided, that within three (3) years from the effectivity of this Act, there shall be a state-operated medical school in at least half of the regions with no existing state-operated medical school: Provided, finally, that within five (5) years from the effectivity of this Act, there shall be at least one (1) state-operated medical school in each region in the country. x x x”*

The establishment of a college of medicine in MSU-IIT supports the plan of the National Government to augment the capacity of existing state universities and colleges (SUCs) that offer Doctor of Medicine programs to accommodate marginalized but deserving students. It also reinforces Senate Bill No. 1850,

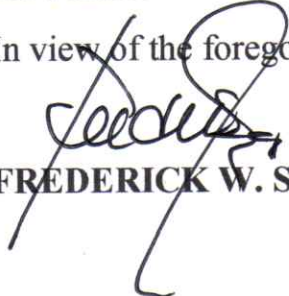
authored by Senator Sonny Angara, entitled “An Act Establishing a Hospital in State Colleges and Universities Offering Medical Degrees Nationwide, and Providing Funds Therefor.” Moreover, the establishment of the college is consistent with the mandate of MSU-IIT to strengthen and expand its extension services to its stakeholders.

This bill is also initiated in response to the deliberation during the Senate budget hearing of the Commission on Higher Education (CHED) and SUCs for the fiscal year 2021 on September 21, 2020. During the budget hearing, Dr. J. Prospero De Vera III, Chairperson of CHED, reported that there are public institutions for higher education in the regions that do not offer Doctor of Medicine programs such as Regions III, IV-A, IV-B, VII, IX, X, XI, XII, and Cordillera Administrative Region. He also mentioned potential SUCs that may offer medical programs, including MSU-IIT located in Region X.

The establishment of a college of medicine in MSU-IIT will provide better opportunities for quality education at affordable costs and will address the shortage of medical doctors in the country.

This bill will also complement House Bill No. 8887, entitled, “An Act Establishing a General Hospital in the City of Iligan, Province of Lanao del Norte, to be known as the Iligan General Hospital, and Appropriating Funds Therefor,” pending now in the Senate.

In view of the foregoing, approval of this bill is earnestly sought.



FREDERICK W. SIAO

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HOUSE BILL NO. 9492

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AN ACT
ESTABLISHING A COLLEGE OF MEDICINE IN THE MINDANAO
STATE UNIVERSITY-ILIGAN INSTITUTE OF TECHNOLOGY IN THE
CITY OF ILIGAN, PROVINCE OF LANA DEL NORTE AND
APPROPRIATING FUNDS THEREFOR

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

SECTION 1. Establishment. – There is established a college of medicine in the Mindanao State University-Iligan Institute of Technology (MSU-IIT) in the City of Iligan, Province of Lanao del Norte to be known as the “MSU-IIT College of Medicine.”

SEC. 2. General Mandate. – The MSU-IIT College of Medicine, hereinafter referred to as the “College,” shall provide advanced instruction and professional training in the field of medicine, medical science, and research. It shall undertake extension services and development programs specifically for Region X. It shall likewise promote research, advance studies and academic leadership in its area of specialization.

SEC. 3. Governance. – Being an integral unit of the Mindanao State University (MSU) system, the governance of the College shall be vested in the Board of Regents of the MSU, whose powers are defined under Republic Act (RA) No. 1387, entitled, “*An Act Providing for the Establishment of the University of*

Mindanao in Dansalan City and Authorizing the Appropriation of Funds Therefor,” as amended.

SEC. 4. Administration. – The administration of the College is vested in the chancellor of MSU-IIT Campus as authorized by the Board of Regents and the president of the MSU.

SEC. 5. College Dean. – The College shall be headed by a dean who shall be appointed by the Board of Regents upon the recommendation of the chancellor. The dean shall render full-time service and shall serve a maximum of two (2) terms. Each term shall constitute a three (3) year period and shall be eligible for reappointment for another term.

In case of vacancy in the Office of the Dean, the successor shall serve only the unexpired portion of the term.

Within one hundred twenty (120) days upon the effectivity of this Act, the chancellor of MSU-IIT shall constitute the Search Committee for the Deanship.

The powers and duties of the dean shall include those usually pertaining to the dean of similar state colleges and universities, and those delegated by the chancellor.

The salary of the dean shall be in accordance with the professorial rank and shall be compensated according to the pertinent laws on compensation.

SEC. 6. Medical Academic Advisory Body. – There shall be a medical academic advisory body consisting of the dean of the College, as chairperson, the College secretary, department chairpersons, representatives from the student body, alumni, medical societies, training hospitals, the Department of Health, and other officials of equal rank within the MSU-IIT, as members. They have the duty to review and recommend to the chancellor the policies governing the administration, management, and development planning of the College.

SEC. 7. Faculty. – The Board of Regents shall confirm the roster of faculty of the College, upon the recommendation of the dean and chancellor of the MSU-IIT: Provided, That no political belief, gender preference, cultural or community affiliation or ethnic origin, nor religious opinion or affiliation shall be a matter of inquiry in the appointment of faculty members of the College: Provided, further, That the appointment shall be subject to the guidelines, qualifications, and

standards set by the Board: Provided, finally, That no member of the faculty shall teach for or against any particular church or religious sect.

SEC. 8. Scholarship Programs and Admission. – The College shall provide scholarships and other affirmative action programs to assist poor but deserving students who qualify for admission to the College, without prejudice to scholarships, grants, and other financial assistance programs offered and sponsored by national or local government and private organizations.

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

SEC. 9. Academic Freedom and Institutional Autonomy. – The College shall enjoy academic freedom and institutional autonomy, pursuant to paragraph 2, Section 5 of Article XIV of the Constitution.

SEC. 10. Authority to Loan or Transfer Apparatus, Equipment or Supplies, and Detail of Personnel. – The heads of the bureaus and offices of the National Government are hereby authorized to loan or transfer, upon the recommendation of the chancellor such apparatus, equipment or supplies as may be needed by the College, and to detail their employees for duty therein when, in the judgment of the heads of bureaus or offices, the apparatus, equipment, supplies or services of their employees can be spared without serious detriment to public service.

The detailed employee shall perform such duties as required of them by the dean of the College, and the time served shall be counted as part of their regular service.

SEC. 11. University Hospital. – A university hospital shall be established in compliance with the requirements of having a base hospital for the program pursuant to existing CHED policies, standards, and guidelines.

SEC. 12. Assets, Liabilities, and Personnel. – All appropriations, assets, both real and personal, personnel, and records of the College, as well as its liabilities or obligations, shall be titled or named after the MSU-IIT. The positions, rights, and security of tenure of the faculty members and personnel employed in MSU-IIT under existing laws or resolutions prior to the enactment of this Act shall be respected.

All parcels of land belonging to the government to be occupied by the College shall be the property of the MSU-IIT, and shall be titled under its name: Provided, That should the College cease to exist or be abolished or should such parcels of

land be no longer needed by the MSU-IIT, the same shall be reverted to the concerned local government unit or in favor of the Republic of the Philippines, as the case may be.

SEC. 13. Tax Exemptions. – The MSU-IIT College of Medicine shall be entitled to the following tax exemptions:

- (a) All revenues and assets of the College used exclusively and solely for educational purposes or in furtherance thereof shall be exempt from all taxes and duties;
- (b) All grants, bequests, endowments, donations, and contributions made to the College to be used actually, directly and exclusively by the College shall be exempt from donor's tax and the same shall be allowed as allowable deductions from the gross income of the donor for purposes of computing the taxable income of the donor following provisions of the National Internal Revenue Code of 1997 (NIRC), as amended;
- (c) Importation of medical books or publications, medical equipment or instruments which are not for medical, laboratory, or scientific purposes made by the College upon certification by the Commission on Higher Education (CHED), shall be exempt from customs duties in accordance with the provisions of Republic Act No. 10863, otherwise known as the "Customs Modernization and Tariff Act";
- (d) The College shall be exempt from value-added tax as provided for in Section 109 (1) (h) of the NIRC, as amended; and
- (e) All educational monetary awards shall be exempt from income tax as prescribed in Section 32 (B) (7) (c) of the NIRC, as amended.

SEC. 14. Development Plan, Management Audit, Organizational or Administrative or Academic Structure. – Within the period of one hundred twenty (120) days after the approval of this Act, the College shall accomplish the following:

- (a) Submit a five (5) - year development plan, including its corresponding program budget to the MSU Board of Regents for corresponding recommendation to the Department of Budget and Management;
- (b) Undergo a management audit in cooperation with the Board of Regents and CHED; and

(c)Accordingly set up its organizational, administrative, and academic structures including the appointment of the key officials of the College.

SEC. 15. Suppletory Application. – The provisions of RA 8292, otherwise known as the “Higher Education Modernization Act of 1997,” shall form part of this Act.

SEC. 16. Appropriations. – The amount necessary for the initial implementation of this Act shall be charged to the current year’s appropriations of the Mindanao State University. Thereafter, such sum as may be necessary for the effective implementation of this Act shall be included in the annual General Appropriations Act.

SEC. 17. Implementing Rules and Regulations. – Within sixty (60) days from the approval of this Act, the Board of Trustees shall, in consultation with the Commission on Higher Education, promulgate the necessary rules and regulations for the effective implementation of this Act.

SEC. 18. Separability Clause. – If any provision or part of this Act is declared invalid or unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

SEC. 19. Repealing Clause. – All laws, decrees, executive orders, rules and regulations inconsistent with any provision of this Act are hereby repealed, amended or modified accordingly.

SEC. 20. Effectivity. – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,