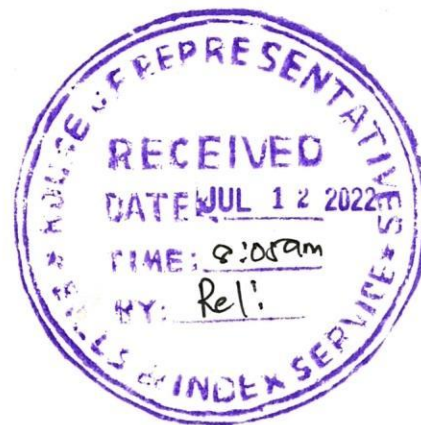




Republic of the Philippines
House of Representatives
Quezon City, Metro Manila



NINETEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 1822

Introduced by **Representative Francisco Jose F. Matugas II**

EXPLANATORY NOTE

This bill was filed by the undersigned in both the 17th and 18th Congresses. It seeks to transfer the supervision and control over all provincial jails from the provincial government to the Bureau of Jail Management and Penology (BJMP).

Peace and order has always been a perennial issue plaguing the national government as well as the local government units. As one of the pillars of our law enforcement system, the Bureau of Jail Management and Penology plays a very crucial role in the rehabilitation of persons who have violated our laws. It helps in transforming criminals into becoming more productive members of our society.

Under Section 61 of Republic Act No. 6975, otherwise known as the "Department of the Interior and Local Government Act 1990," all provincial jails are under the supervision and control of the provincial government while the city and municipal jails are supervised and controlled by the BJMP. With this set up, it is difficult to establish an integrated approach to jail management because you need overall coordination between the national leadership of the BJMP and the provincial government vis-à-vis jail management.

At present, the BJMP has four (4) major areas of rehabilitation: (a) Livelihood Projects; (b) Educational and Vocational Training; (c) Recreation and Sports; and (d) Religious Spiritual Activities. These programs, which are continuously implemented to reform offenders and transform them into

law-abiding citizens, will certainly benefit the inmates of provincial jails.

Since one of the BJMP's main functions is to formulate policies and guidelines in the administration of all district, city, and municipal jails nationwide, the BJMP must also be allowed to implement its policies and programs in provincial jails. This will lead to uniformity in the training of jail personnel, security measures for the control of inmates, jail facilities and even programs that will promote the general welfare of inmates and personnel.

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


FRANCISCO JOSE F. MATUGAS II
Surigao del Norte, First District
(*Siargao Island*)



Republic of the Philippines
House of Representatives
Quezon City, Metro Manila

NINETEENTH CONGRESS
First Regular Session

HOUSE BILL NO. 1822

Introduced by **Representative Francisco Jose F. Matugas II**

AN ACT TRANSFERRING THE SUPERVISION AND CONTROL OVER PROVINCIAL JAILS FROM THE PROVINCIAL GOVERNMENT TO THE BUREAU OF JAIL MANAGEMENT AND PENOLOGY, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 6975, OTHERWISE KNOWN AS THE "DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT ACT OF 1990"

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

1 SECTION 1. Section 61, Chapter V of Republic Act No. 6975 is
2 hereby amended to read as follows:

3 "SEC. 61. *Powers and Functions* - The Jail Bureau shall
4 exercise supervision and control over all **PROVINCIAL**, city
5 and municipal jails. [The provincial jails shall be
6 supervised and controlled by the provincial government
7 within its jurisdiction, whose expenses shall be
8 subsidized by the National Government for not more
9 than three (3) years after the affectivity of this Act]

10 SEC. 2. Section 62, Chapter V of Republic Act No. 6975 is hereby
11 amended to read as follows:

1 “SEC 62. *Organization.* - The Jail Bureau shall be
2 headed by a Chief who shall be assisted by a deputy chief.

3 The jail Bureau shall composed of, **PROVINCIAL**,
4 city and municipal jails, each headed by a **[city or**
5 **municipal]** jail warden: Provided, That, in the case of large
6 cities and municipalities, a district jail with subordinate jails
7 headed by a district jail warden may be established as
8 necessary.

9 The Chief of the Jail Bureau shall recommend to the
10 Secretary the organizational structure and staffing pattern
11 of the Bureau as well as the disciplinary machinery for
12 officers and men of the Bureau in accordance with the
13 guidelines set forth herein and as prescribed in Section 85 of
14 this Act.”

15 SEC. 3. Section 63, Chapter V of Republic Act No. 6975 is hereby
16 amended to read as follows:

17 “Section 63. Establishment of **PROVINCIAL**,
18 District, City or Municipal Jail. - There shall be established
19 and maintained in every **PROVINCE**, district, city and
20 municipality a secured, clean adequately equipped and
21 sanitary jail for the custody and safekeeping of
22 **PROVINCIAL**, city and municipal prisoners, any fugitive
23 from justice, or person detained awaiting investigation or
24 trial and/or transfer to the national penitentiary, and/or
25 violent mentally ill person who endangers himself or the
26 safety of others, duly certified as such by the proper medical
27 or health officer, pending the transfer to a medical
28 institution.

29 “The **PROVINCIAL**, municipal or city jail service
30 shall preferably be headed by a graduate of a four (4) year

1 course in psychology, psychiatry, sociology, nursing, social
2 work or criminology who shall assist in the immediate
3 rehabilitation of individuals or detention of prisoners. Great
4 care must be exercised so that the human rights of these
5 prisoners are respected and protected, and their spiritual
6 and physical well-being are properly and promptly attended
7 to.”

8 SEC. 4. All laws, decrees, executive orders and other presidential
9 issuances which are inconsistent with this Act are hereby repealed,
10 amended or modified accordingly.

11 SEC. 5. This Act shall take effect fifteen (15) days after its publication
12 in the *Official Gazette* or in any newspaper of general circulation.

13 *Approved,*