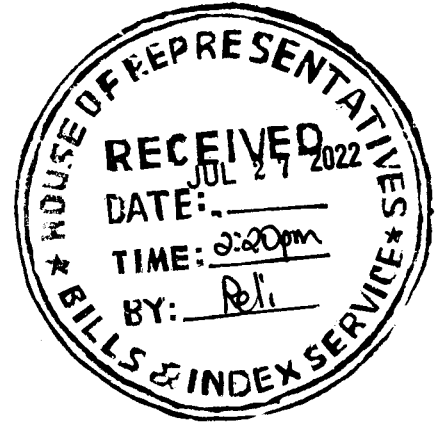


Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City, Metro Manila

NINETEENTH CONGRESS
1st Regular Session

House Bill No. 2502



Introduced by Representative DANTE GARCIA

EXPLANATORY NOTE

The *Don Mariano Marcos Memorial State University* (DMMMSU) was created by virtue of Presidential Decree No. 1778, which was signed by President Ferdinand E. Marcos on January 15, 1981. It is the lone state university in La Union that offers quality and accessible world-class education to the residents of La Union and nearby provinces.

The Mid-La Union Campus (MLUC) of DMMMSU is situated in the City of San Fernando. In the campus, several colleges offering education, technology, engineering, and related fields share in the cramped space. The College of Law, Institute of Criminal Justice Education, and the Political Science Program also share in the tight space of the MLUC. These latter three do not have space for further growth as colleges because of the very limited resources they have. Demand for these three programs had been increasing and the current resources of MLUC cannot cater to the demand.

To address the problem and to give these three programs opportunities for growth and development, an East La Union Campus (ELUC) is envisioned to be established in the municipality of Naguilian, in the province of La Union. This bill seeks to establish the Don Mariano Marcos Memorial State University – East La Union Campus in the municipality of Naguilian, province of La Union. This shall provide an opportunity for the College of Law, the Institute of Criminal Justice Education, and the Political Science Program currently located in MLUC to grow and cater to more students.

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


DANTE GARCIA
2nd District, La Union

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

NINETEENTH CONGRESS
1st Regular Session

House Bill No. 2502

Introduced by Representative DANTE GARCIA

AN ACT
ESTABLISHING THE DON MARIANO MARCOS MEMORIAL STATE
UNIVERSITY (DMMMSU) CAMPUS IN THE MUNICIPALITY OF
NAGUILIAN, PROVINCE OF LA UNION, TO BE KNOWN AS THE DMMMSU
EAST LA UNION CAMPUS (ELUC), APPROPRIATING FUNDS THEREFOR

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

SECTION 1. Establishment. There is hereby established the Don Mariano Marcos Memorial State University (DMMMSU) – East La Union Campus (ELUC) in the Municipality of Naguilian, Province of La Union, to be known as the “DMMMSU-ELUC”. It shall be an autonomous unit of the DMMMSU System.

SEC. 2. General Mandate. The DMMMSU-ELUC, hereinafter referred to as the “Campus” shall primarily provide advanced instruction and professional training in law and other related fields of study. The primary goal of the Campus shall be to develop a corps of lawyers, criminologists, and political scientists to strengthen, uphold, defend, and execute the laws of the land. It shall also undertake research, extension services, and production activities in support of the socio-economic development of the Province of La Union and provide progressive leadership in its areas of specialization in the Province of La Union and in Region I.

SEC.3. Curricular Offerings. The Campus shall offer undergraduate, graduate, and post-graduate courses within its areas of competency and specialization in the field of law and other degree courses, as the DMMMSU Board of Regents of DMMMSU, hereinafter referred to as the “Board”, may deem necessary to carry out its objectives, and those which respond to meet the human resource development needs of the Province of La Union and Region I.

SEC. 4. Governance. Being an institution within the DMMMSU System, the governance of the Campus shall continue to be vested in the Board, whose powers are defined under Presidential Decree No. 1778, otherwise known as "Establishing the Don Mariano Marcos Memorial State University by Merging the Don Mariano Marcos Memorial State College; the Southern Ilocos Polytechnic State College, the La Union School of Arts and Trades and the La Union Community College and likewise Integrating the Sampilang Elementary School into the State University: Providing a Chapter for this Purpose and Appropriating Funds Thereof", and other applicable laws and regulations, unless otherwise provided or amended elsewhere in this Act.

SEC. 5. Administration. The administration of the Campus shall be vested in the Chancellor of DMMMSU-ELUC insofar authorized by the Board and the President of the University.

SEC. 6. The Chancellor. The Campus shall be headed by a Chancellor who shall be appointed by the Board, subject to its guidelines on qualifications and standards, and based on the recommendation by the University President, following a process of consultation with the constituents of the Campus. The Chancellor shall render full-time service, serve a term of three (3) years, and may be reappointed to another term.

Within six (6) months of the effectivity of this Act, the President of DMMMSU shall constitute the Search Committee for the Chancellorship.

The powers and duties of the Chancellor, in addition to those specifically provided for in this Act, shall include those usually pertaining to the Office of the Chancellor of similar state universities and colleges and those delegated by the President.

The salary of the Chancellor shall be in accordance with Republic Act No. 11466 or the "Salary Standardization Law of 2019", and such other laws amendatory thereto, which may hereinafter be enacted, and shall be comparable to that being received by the Chancellors of similar educational institutions.

In case of a vacancy in the Office of the Chancellor by reason of death, compulsory retirement, resignation, removal for cause, or incapacity of the Chancellor to perform the functions of the office, the Board, upon the recommendation of the President, shall designate an Officer-in-Charge of the Campus, pending the appointment of a new Chancellor: *Provided*, That the Officer-in-Charge shall serve only during the unexpired portion of the term.

The Chancellor of the Campus shall be assisted by a Vice Chancellor, who shall be appointed by the Board.

SEC. 7. *Transfer.* The DMMMSU Mid-La Union Campus (MLUC) College of Law, the DMMMSU MLUC Institute of Criminal Justice Education, and the DMMMSU MLUC College of Arts and Sciences Political Science Program are hereby transferred.

The Institute of Criminal Justice Education and the Political Science Program shall be converted into the College of Criminal Justice Education and the College of Arts and Sciences, respectively.

All functions, equipment, facilities, supplies, records and personnel of the Colleges in MLUC are hereby transferred to the Colleges in ELUC.

SEC. 8. *The College Dean.* Each College shall be headed by a Dean who shall be appointed by the Board, subject to its guidelines on qualifications and standards, and based on the recommendation by the University President, following a process of consultation with the constituents of the College. The Dean shall render full-time service, serve a term of three (3) years, and may be reappointed to another term.

The powers and duties of the Dean of the College, in addition to those specifically provided for in this Act, shall include those usually pertaining to the Office of the Dean of similar state universities and colleges and those delegated by the President and the Chancellor.

The salary of the Dean of the College shall be in accordance with Republic Act No. 11466, and such other laws amendatory thereto, which may hereinafter be enacted, and shall be comparable to that being received by the Deans of similar educational institutions.

In case of a vacancy in the Office of the Dean by reason of death, compulsory retirement, resignation, removal for cause, or incapacity of the Dean to perform the functions of the office, the Board, upon the recommendation of the President, shall designate an Officer-in-Charge of the College, pending the appointment of a new Dean: *Provided*, That the Officer-in-Charge shall serve only during the unexpired portion of the term.

The Dean of the College shall be assisted by a College Secretary, who shall be appointed by the Board.

SEC. 9. *The Faculty.* The Board shall appoint, upon the recommendation of the Chancellor and the nomination of the President of the University, the faculty members of the Colleges: *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 Colleges: *Provided, further*, That said 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. 10. *Scholarship Programs and Admission.* The Colleges shall provide scholarships and other affirmative action programs to assist poor but deserving students who qualify for admission to the Colleges.

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

SEC. 11. *Academic Freedom and Institutional Autonomy.* The Campus shall enjoy academic freedom and institutional autonomy, pursuant to paragraph 2, Section 5 of Article XIV of the Constitution.

SEC. 12. *Authority to Loan or Transfer Apparatus, Equipment or Supplies and Detail of Personnel.* Upon the recommendation of the Chancellor and the request of the Board, through the President of DMMMSU, the heads of the bureaus and offices of the national government may loan or transfer to the Campus such apparatus, equipment or supplies as may be needed by it, and detail employees for duty therein when, in the judgment of the head of bureau or office, the apparatus, equipment, supplies or services of such employees can be spared without serious detriment to public service.

The employees so detailed shall perform such duties as required of them by the Chancellor and the Dean of the Colleges, and the time so served shall be counted as part of their regular service.

SEC. 13. *Assets, Liabilities and Personnel.* All existing appropriations, assets, both real and personal, personnel, and records of the Campus and the Colleges, as its liabilities or obligations, shall continue to be titled or named after DMMMSU: *Provided*, That the positions, rights, and security of tenure of faculty members and personnel therein employed under existing laws prior to the enactment of this Act shall be respected: *Provided, further*, That the employees currently holding the said positions shall remain in the same status until otherwise provided by the Board: *Provided, finally*, That the Campus and the Colleges shall upgrade or increase its human resource component as may be deemed appropriate by the Board.

All parcels of land belonging the government occupied by the Campus shall be the property of DMMMSU, and shall be titled under its name: *Provided*, That should the Campus or the Colleges cease to exist or be abolished or should such aforementioned parcels of land be no longer needed by DMMMSU, the same shall revert to the concerned local government unit or to the Republic of the Philippines, as the case may be.

SEC. 14. *Duty and Tax Exemptions.* The importation by the Campus or the Colleges of books or publications, equipment or instruments which are for educational, laboratory or scientific purposes shall, upon

certification by the Legal Education Board (LEB) or the Commission on Higher Education (CHED), be exempt from customs duties in accordance with the provisions of Republic Act No. 10863, otherwise known as the "Customs Modernization and Tariff Act (CMTA)".

All grants, bequests, endowments, donations, and contributions made to and used actually, directly and exclusively for educational purposes by the College, shall be exempt from donor's tax and the same shall be considered as allowable deduction from gross income for purposes of computing the taxable income of the donor in accordance with the provisions of the National Internal Revenue Code of 1997, as amended.

SEC. 15. *Suppletory Application.* The provisions of Republic Act No. 8292, otherwise known as the "Higher Education Modernization Act of 1997", shall form part of this Act.

The provisions of Republic Act No. 7662, otherwise known as the "Legal Education Reform Act of 1993", and memoranda orders, circulars, and other issuances of the LEB shall form part of this Act, in so far as the governance and administration of the College of Law.

In case of inconsistency in the application between Republic Act No. 8292 and Republic Act No. 7662 and LEB issuances, the latter shall prevail in so far as the College of Law is concerned.

SEC. 16. *Parity Clause.* All other powers, functions, and privileges, responsibilities, and limitations under existing laws shall be deemed granted to or imposed upon the Campus and its officials, whenever appropriate.

SEC. 17. *Appropriations.* The amount necessary to carry out the provisions of this Act shall be included in the annual General Appropriations Act.

SEC. 18. *Implementing Rules and Regulations.* Within ninety (90) days from the approval of this Act, the Board shall, in consultation with the LEB and CHED, issue the rules and regulations to fully implement the provisions of this Act.

SEC. 19. *Separability Clause.* If, for any reason, any part or provision of this Act is declared invalid or unconstitutional, the remaining parts or provisions not affected are in full force and effect.

SEC. 20. *Repealing Clause.* All laws, presidential decrees, executive orders, and rules and regulations contrary to or inconsistent with the provisions of this Act are amended, repealed, or modified accordingly.

SEC. 21. *Effectivity.* This Act shall take effect fifteen (15) days after its publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,