

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

19TH CONGRESS
First Regular Session

HOUSE BILL NO. 5859



Introduced by Representative Michael L. Romero

EXPLANATORY NOTE

The **National Police Commission (NAPOLCOM)**; is an agency attached to the Department of the Interior and Local Government (**DILG**) responsible for the administration and control of the Philippine National Police (**PNP**). It has the authority to administer police entrance examination, to investigate police anomalies and irregularities, and to summarily dismiss erring police officers.

The NAPOLCOM traces its roots from the creation of the Police Commission (POLCOM) under **Republic Act 4864 (Police Act of 1966)**. It was reorganized as the National Police Commission (NAPOLCOM) in 1972.

The NAPOLCOM was under the Office of the President before being transferred to the Ministry of National Defense in 1975 by virtue of **Presidential Decree 765 (Police Integration Law)**. In 1980, the agency was returned to the Office of the President by *Executive Order No. 1040*.

In 1990, with the establishment of the Philippine National Police (PNP), the present NAPOLCOM was created within the newly reorganized Department of the Interior and Local Government (**DILG**) under **Republic Act No. 6975**. The agency's authority was further strengthened and expanded by **Republic Act No. 8551**, otherwise known as '**Philippine National Police Reform and Reorganization Act of 1998**'. Republic Act 8551 also amended Republic Act 6975, carving NAPOLCOM out of the DILG organization and making it simply an attached agency. The attachment of NAPOLCOM to DILG preserves its independence as the sole administrator and controller of the national police force under **Article XVI, Section 6 of the 1987 Philippine Constitution**.

This House Bill seeks to provide **Modernization Funding** to the **National Police Commission (NAPOLCOM)**, to exercise administrative control and operational supervision over the **PNP**, ensuring a very highly capable, effective and credible police service.

Thus, the early passage of this bill is earnestly requested.

A handwritten signature in black ink, appearing to read 'Michael L. Romero', with a long horizontal stroke extending to the right.

MICHAEL L. ROMERO

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AN ACT

PROVIDING FOR MODERNIZATION FUNDINGFOR THE **NATIONAL
POLICE COMMISSION (NAPOLCOM)**, INCREASING AND
REORGANIZING ITS ADMINISTRATION, TO PROVIDE A HIGHLY
CAPABLE, RESPONSIVE AND CREDIBLE OVERSIGHT OF THE **PNP**
AND FOR OTHER PURPOSES

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

SECTION 1. DECLARATION OF POLICY – It shall hereby be a declared
policy of the State to exercise administrative control and operational supervision
over the **PNP**, ensuring a very highly capable, effective and credible police service.

The **NAPOLCOM** as a collegial body is composed of an ex-officio chairperson,
four regular Commissioners, and the **PNP Chief** as ex-officio member, one of
whom is designated by the President as the vice-chairperson. The **DILG
Secretary** is the **ex-officio chairperson**, while the **vice-chairperson** is the
executive officer of the Commission.

The ex-officio Chairperson and four Commissioners constitute the Commission
Proper which serves as the governing body thereof.

The state shall continually improve the effectiveness of our Quality Management System towards equitable development for improved quality of life for all.

The state shall formulate policies for the efficient and effective administration and management of all manpower, skills and competencies to ensure compliance.

SECTION 2. MODERNIZATION FUNDING. – The amount of Five Hundred Million Pesos (**Php 500,000,000.00**) for the operation and administration of the **National Police Commission (NAPOLCOM)** shall be chargeable against funds for the purpose and other sources recommended by the **Department of Budget and Management (DBM)**. Thereafter, appropriations for the **National Police Commission (NAPOLCOM)** shall be included in the budget proposals under the Department of Interior and Local Government (**DILG**).

The Department of Budget and Management (**DBM**) shall rationalize the existing organizational structure and staffing pattern of the in accordance with the provisions of this Act and relevant compensation and position classification laws, rules and regulations.

Thereafter, the amount needed for the continued implementation of the modernization program, shall be included in the annual General Appropriations Act (**GAA**).

SECTION 3. A NATIONAL POLICE COMMISSION (NAPOLCOM) MODERNIZATION FUND – There is hereby created the (**NAPOLCOM**) *Modernization Fund* to be used exclusively for the (**NAPOLCOM**) *Modernization Program*.

The **(NAPOLCOM)** *Modernization Fund* shall be administered by the Secretary of the **DILG** in accordance with existing government budgeting, accounting and auditing rules and regulations.

SECTION 4. PROGRESS REPORT – The Secretary of **DILG** shall prepare an annual report on the status of the implementation of the **(NAPOLCOM)** *Modernization Programs* which shall be submitted, to the Office of the President and to the Chairpersons of the Committee on Local Government of the Senate and the House of Representatives.

SECTION 5. PERIOD OF IMPLEMENTATION – The modernization program under this Act shall be implemented for an initial period of two **(2)** years:

Provided, that payments for multi-year contract obligations incurred under this Act may extend beyond this period:

Provided, further, That the **National Police Commission (NAPOLCOM)** shall continue to develop, modernize and constantly update its operational capabilities to keep pace with best global practices.

SECTION 6. POWERS AND FUNCTIONS. – The **National Police Commission (NAPOLCOM)** shall continue to exercise and uphold the following powers and functions; but not limited to:

- a) Planning and Research Service **(PRS)** provides technical services to the Commission in areas of overall policy formulation, strategic and operational planning, management systems or procedures, evaluation and monitoring of the Commission's programs, projects and internal operations; and conducts thorough research and analysis on social and economic condition affecting peace and order in the country.

- b)** Legal Affairs Service (**LAS**) provides the Commission with efficient and effective service as legal counsel of the Commission; draft or studies contracts affecting the Commission and submit appropriate recommendations pertaining thereto; and render legal opinions arising from the administration and operation of the Philippine National Police and the Commission.
- c)** Crime Prevention and Coordination Service (**CPCS**) undertakes criminological research and studies; formulates a national crime prevention plan; develop a crime prevention and information program; and provide editorial direction for all criminology research and crime prevention publications. Personnel and Administrative Service (PAS) performs personnel functions for the Commission; administers the entrance and promotional examinations for policemen, provides the necessary services relating to records, correspondence, supplies, property and equipment, security and general services, and the maintenance and utilization of facilities; provides services relating to manpower, career planning and development, personnel transactions and employee welfare.
- d)** Personnel and Administrative Service (**PAS**) performs personnel functions for the Commission; administers the entrance and promotional examinations for policemen, provides the necessary services relating to records, correspondence, supplies, property and equipment, security and general services, and the maintenance and utilization of facilities; provides services relating to manpower, career planning and development, personnel transactions and employee welfare.
- e)** Inspection, Monitoring and Investigation Service (**IMIS**) conducts continuous inspection and management audit of personnel, facilities and operations at all levels of command of the PNP; monitors the implementation of the Commission's programs and

projects relative to law enforcement; and monitors and investigates police anomalies and irregularities.

- f)** Installations and Logistics Service **(ILS)** reviews the Commission's plans and programs and formulates policies and procedures regarding acquisition, inventory, control, distribution, maintenance and disposal of supplies and oversees the implementation of programs on transportation facilities and installations and the procurement and maintenance of supplies and equipment.
- g)** Financial Service **(FS)** provides the Commission with staff advice and assistance on budgetary and financial matters, including the overseeing of the processing and disbursement of funds pertaining to the scholarship program and surviving children of deceased and/or permanently incapacitated PNP personnel.

The ex-officio chairperson and four commissioners constitute the Commission Proper which serves as the governing body of NAPOLCOM. The incumbent **chairperson is DILG Secretary.**

The **NAPOLCOM** also has disciplinary appellate boards and various staff services as well as 17 regional offices which are strategically located in the different regional divisions of the country.

SECTION 7. INCREASE OF PERSONNEL. – The **National Police Commission (NAPOLCOM)** shall maintain the sufficient staffing pattern. Hence, it is authorized to increase its manpower to meet such required and may continue to increase personnel per percentage rate increase of committed mandates annually or as the need arises.

SECTION 8. TRANSITORY PROVISION – Existing industries, businesses and offices affected by the implementation of this Act shall be given six **(6)** months transitory period from the effectivity of the IRR or such other period as may be determined, to comply with the requirements of this Act.

SECTION 9. IMPLEMENTING RULES AND REGULATIONS. – The departments and agencies charged with carrying out the provisions of this Act shall, within sixty **(60)** days after the effectivity of this Act, formulate the necessary rules and regulations for its effective implementation.

SECTION 10. REPEALING CLAUSE. – All laws, decrees, executive orders, rules and regulations, or parts thereof inconsistent with the provisions of this Act are hereby repealed or modified accordingly.

SECTION 11. SEPARABILITY CLAUSE. – If, for any reason, any section or provision of this Act is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

SECTION 12. EFFECTIVITY CLAUSE. – This Act shall take effect after fifteen (15) days from its publication in the Official Gazette or in at least two (2) national newspapers of general circulation whichever comes earlier.

Approved,