

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

TWENTIETH CONGRESS
First Regular Session

House Bill No. **1207**



Introduced by **Representative Jane T. Castro**

AN ACT
PROVIDING FOR THE INCLUSION OF THE CAPIZ STATE UNIVERSITY
REGULAR CAMPUSES IN THE UNIVERSITY CHARTER

EXPLANATORY NOTE

Section 1, Article XIV of the 1987 Philippine Constitution mandates that “The State shall protect and promote the right of all citizens to quality education at all levels and shall take appropriate steps to make such education accessible to all.” Moreover, Republic Act (RA) No. 7722 or the "Higher Education Act of 1994" provides that the state-supported institutions of higher learning shall gear their programs to national, regional or local development plans, in consonance with the general policy of the State to protect and promote the right of all citizens to affordable quality education that is accessible to all.

Relatedly, RA No. 8292 or the "Higher Education Modernization of 1997" establishes, maintains, and supports a complete, adequate, and integrated system of education relevant to the needs of society. Specifically, said RA modifies the composition of the governing boards of all chartered SUCs to: (a) achieve a more coordinated and integrated system of higher education; (b) render them more effective in the formulation and implementation of policies on higher education; and (c) provide for more relevant direction in their governance, among others.

In line with this constitutional and statutory mandates, and with national focus on education and degree attainment, it is necessary and imperative for Capiz State University (CAPSU) to

ensure that an access to quality education is easily attainable and must be given with utmost importance and priority.

To put this into effect, there is a necessity to revisit the organization and staffing standards of state universities and colleges (SUCs) including CAPSU considering that there had been significant developments in the platforms and policies in the operations of SUCs in the country, which in turn affected significantly higher education.

On May 25, 2022, the Department of Budget and Management (DBM) issued National Budget Circular (NBC) No. 589 pertaining to the Revised Organization and Staffing Standards (OSS) for State Universities and Colleges (SUCs) – Phase I. This will address the current gaps in the organization and staffing structure of SUCs, including Capiz State University (CAPSU).

In its implementation, however, CAPSU experienced a challenge brought by the reservation of the DBM as to the application of the revised organization and staffing standards to its other campuses and satellite colleges. DBM, maintained that the charter of CAPSU, Republic Act No. 9273, only recognized campuses in Burias (Mambusao), Pontevedra, and Poblacion (Mambusao). The legal basis for the integration/conversion of the rest of the campuses such as the Dayao, Pilar, Dumarao, Mambusao, Sigma, and Tapaz is wanting to justify the implementation of NBC No. 589.

CAPSU, for its part, maintains that the conversion of Panay State Polytechnic College (PSPC) into Capiz State University under Section 1 of RA No. 9273 carries with it the conversion and recognition of all its existing campuses and satellite colleges under the doctrine of necessary implication. To support this claim, there is a need to revisit the intent of the legislature in enacting the statute (RA No. 9273). Gleaning from Legislative Digital Resources of the Senate of the Philippines, it shows the legislative history of the statute which emanated from House Bill No. 5534 of the 12th Congress of the Republic. The same House Bill (HB) was authored in Congress by Hon. Fredenil H. Castro. The long title of the HB was:

“AN ACT CONVERTING THE PANAY STATE POLYTECHNIC COLLEGE WITH THE CAPIZ INSTITUTE OF TECHNOLOGY IN THE PROVINCE OF CAPIZ INTO A STATE UNIVERSITY, TO BE KNOWN AS THE PANAY STATE POLYTECHNIC UNIVERSITY AND APPROPRIATING FUNDS THEREFOR (AN ACT CONVERTING THE PANAY STATE POLYTECHNIC COLLEGE IN THE PROVINCE OF CAPIZ, INCLUDING THE THREE (3) AUTONOMOUS ADMINISTRATIVE UNITS IN ROXAS CITY, PONTEVEDRA, MAMBUSAO, AND ITS SATELLITE CAMPUSES AT DUMARAO, TAPAZ, SAPIAN, SIGMA (MAMBUSAO), PILAR (PONTEVEDRA) AND DAYAO (ROXAS CITY), THE COLLEGE EXTENSION INSTITUTE AT MAMBUSAO POBLACION, THE RESEARCH AND EXTENSION LABORATORY AT TAPULANG, MAAYON, AND THE FISHERY LABORATORY AT SAN PEDRO, PONTEVEDRA, ALL LOCATED IN THE PROVINCE OF CAPIZ, INTO A STATE UNIVERSITY, TO BE KNOWN AS THE CAPIZ STATE UNIVERSITY (CAPSU), AND APPROPRIATING FUNDS THEREFOR”

The reading of the long title in its charter's legislative history in Congress indubitably recognizes the actual existence of the different campuses, satellite colleges and other extension sites of the then Panay State Polytechnic College in the province of Capiz. This affirms that the conversion made to PSPC into Capiz State University carries with it the recognition of its campuses and satellite colleges in Roxas City, Pontevedra, Burias-Mambusao, Pilar, Sigma, Dayao, Tapaz, Dumarao, Poblacion-Mambusao, and Sapián. Nevertheless, to provide clarity and to put it expressly in the letter of the statute, an amendment to the charter of CAPSU is in order.

This bill seeks to modify and supplement Section 1 of Republic Act No. 9273, or an "An Act Converting the Panay State Polytechnic College in the Province of Capiz into a State University to be known as the Capiz State University (CapSU) and appropriating funds therefor", by expressly including the existing ten (10) administrative and satellite campuses of Capiz State University in the said Act as part of the conversion that has been brought into existence by the Congress.

In view of the foregoing, the immediate consideration and approval of this bill is earnestly urged.



JANE T. CASTRO
Representative
2nd District of Capiz

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

SECTION 1. The Capiz State University (CapSU) in the Province of Capiz shall be composed of the following regular campuses: CapSU-Roxas City Campus located in Fuentes Drive in the City of Roxas; CapSU-Poblacion Mambusao Campus in Brgy. Poblacion, Municipality of Mambusao; CapSU-Burias Campus in Brgy. Burias in the Municipality of Mambusao; CapSU-Pontevedra Campus in the Municipality of Pontevedra; CapSU-Dayao Campus in Brgy. Dayao in the City of Roxas; CapSU-Pilar Campus in the Municipality of Pilar; CapSU-Dumarao Campus in the Municipality of Dumarao; CapSU-Sigma Campus in the Municipality of Sigma; and CapSU-Tapaz Campus in the Municipality of Tapaz, all in the Province of Capiz. Its main campus shall be in Fuentes Drive, Roxas City, Province of Capiz.

SEC. 2. The provisions of Republic Act No. 8292, otherwise known as the “Higher Education Modernization Act of 1997”, shall form part of this Act.

SEC. 3. Within sixty (60) days from the approval of this Act, the Board shall, in consultation with the Commission on Higher Education, issue rules and regulations to implement its provisions.

SEC. 4. If, for any reason, any part or provision of this Act is declared invalid or unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

SEC. 5. Republic Act No. 9273 entitled “An Act Converting the Panay State Polytechnic College in the Province of Capiz into a State University to be Known as the Capiz State University (CapSU) and Appropriating Funds Therefor” and all other laws, presidential decrees, executive orders, and rules and regulations contrary to or inconsistent with the provisions of this Act are repealed or modified accordingly.

SEC. 6. This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in a newspaper of general circulation.

Approved,