



HOUSE OF REPRESENTATIVES

H. No. 11439

BY REPRESENTATIVES ARENAS, GO (M.), MARIANO-HERNANDEZ, QUIMBO, SALCEDA, SUANSING (M.A.), TY, ALVAREZ (J.), LEGARDA, PALMA, ABALOS, MOMO, ACHARON, REYES, AQUINO-MAGSAYSAY, DAGOOC, CALDERON, CUA AND RODRIGUEZ (R.)

AN ACT
STRENGTHENING THE PANGASINAN STATE UNIVERSITY, EXPANDING ITS CURRICULAR OFFERINGS AND THE COMPOSITION OF THE GOVERNING BOARD, AND APPROPRIATING FUNDS THEREFOR

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

1 **SECTION 1. Short Title.** – This Act shall be known as the “*Revised Pangasinan*
2 *State University Charter*”.

3
4 **SEC. 2. General Mandate.** – The Pangasinan State University (PSU) shall
5 primarily provide advanced instruction and professional training in teacher education,
6 agriculture, fisheries, engineering and technology, science and medicine, law, literature,
7 philosophy, arts, and other relevant fields of study. PSU shall be mandated to undertake
8 research and extension services, in support of the socio-economic development of the
9 Province of Pangasinan and the Ilocos Region.

10
11 The PSU may open new branches or extension campuses in consortium with other
12 academic institutions as it may deem necessary, to improve access to quality education,
13 promote innovation and progress in the academe, and advance its research capabilities,
14 subject to applicable memoranda with other institutions: *Provided*, that PSU shall
15 comply with the policies, standards and guidelines of the Commission on Higher
16 Education (CHED) for the operation of regular or extension campuses: *Provided*,
17 *further*, That no degree program shall be offered without the approval of the CHED
18 before the same shall be approved by the Board of Regents of the PSU.

19
20 The existing laboratory school for early childhood, primary, junior and senior high
21 school in the Bayambang Campus, as well as the existing laboratory schools for junior
22 and senior high school in the Infanta Campus, shall continue to operate under the
23 supervision of the College of Education of the PSU to serve the in-campus requirements
24 of its students.

1 **SEC. 3. Curricular Offerings.** – The PSU shall primarily offer technical-
2 vocational, undergraduate and graduate courses, in the fields of teacher education,
3 agriculture, fisheries, engineering and technology, science and medicine, literature,
4 philosophy, law, arts and humanities, sports and human kinetics, public administration,
5 business administration and management, human resources, social work, tourism, hotel
6 and restaurant management as well as food and nutrition, and other relevant fields of
7 study, as the Board of Regents may deem necessary for the accomplishment of its
8 objectives, and those which respond to the human resource development needs of the
9 Province of Pangasinan and the Ilocos Region: *Provided*, That the PSU shall comply
10 with the policies, standards and guidelines of the CHED for the offering of courses and
11 the introduction of new or revised programs.
12

13 **SEC. 4. Administration.** – The PSU shall have the general powers of a corporation
14 set forth in Republic Act (RA) No. 11232, otherwise known as the “Revised
15 Corporation Code of the Philippines”. The exercise of its corporate powers shall be
16 vested exclusively in the Board of Regents, hereinafter referred to as the Board, and the
17 President of the PSU.
18

19 **SEC. 5. The Governing Board.** – The governing body of the PSU shall be the Board
20 of Regents, hereinafter referred to as the Board. The Chairperson of the Board
21 shall be the Chairperson of the CHED and the Vice-Chairperson shall be the President
22 of the PSU. The following shall be the members:
23

- 24 (a) Chairperson of the Committee on Higher, Technical and Vocational Education of
25 the Senate;
- 26 (b) Chairperson of the Committee on Higher and Technical Education of the House of
27 Representatives;
- 28 (c) Regional Director of the National Economic and Development Authority (NEDA);
- 29 (d) Regional Director of the Department of Science and Technology;
- 30 (e) Regional Executive Director of the Department of Agriculture;
- 31 (f) President of the federation of faculty associations of the PSU;
- 32 (g) President of the federation of student councils of the PSU;
- 33 (h) President of the federation of alumni associations of the PSU;
- 34 (i) Representative of the nonteaching personnel association of the PSU; and
- 35 (j) Two (2) prominent citizens from the private sector who have distinguished
36 themselves in their professions or fields of specialization.
37

38 The Board shall appoint two (2) prominent citizens who shall be selected from a list
39 of at least five (5) qualified persons from the Province of Pangasinan, as recommended
40 by a Search Committee constituted by the President of the PSU, in consultation with the
41 Chairperson of the CHED and other members of the Board, based on the guidelines,
42 qualifications, and standards for the position set by the Board. They shall serve for a
43 term of two (2) years from the date of appointment.
44

45 The terms of office of the Presidents of the federation of faculty associations,
46 federation of student councils, federation of alumni associations, and the representative
47 of the nonteaching personnel association of the PSU shall be coterminous with their
48 terms of office, as provided under their respective constitutions and bylaws.

1 **SEC. 6. Powers and Duties of the Board.** – The administration of the PSU and the
2 exercise of its corporate powers are vested in the Board, which shall have the following
3 specific powers and duties in addition to its general powers of administration and the
4 exercise of all the powers granted to the board of directors of a corporation under
5 Section 35 of RA No. 11232, the Board shall have the following specific powers and
6 duties:

7
8 (a) Promulgate and implement policies in accordance with the declared State policies on
9 education, other pertinent provisions of the Constitution on education, agriculture,
10 science and technology, and the policies, standards and thrusts of the CHED under RA
11 No. 7722, otherwise known as the “Higher Education Act of 1994”;

12
13 (b) Approve the curricula, instructional programs, and rules on student discipline drawn
14 by the Administrative and Academic Councils, as herein provided;

15
16 (c) Appoint, upon the recommendation of the President of the PSU, the vice presidents,
17 deans, directors, heads of the campuses, faculty members, and other officials of the
18 PSU;

19
20 (d) Prescribe the salaries of faculty members and administrative officials, and employees,
21 subject to the provisions of RA No. 11466, otherwise known as the “Salary
22 Standardization Law of 2019”, and other laws amendatory thereto, civil service rules
23 and regulations governing hours of service and such other requirements and conditions,
24 other pertinent laws, rules and regulations;

25
26 (e) Fix the tuition fees and other necessary school charges, such as matriculation fees,
27 graduation fees, and laboratory fees, as the Board may deem proper to impose, after due
28 consultation with the concerned sectors. The fees and charges, including government
29 subsidies and other income generated by the PSU, shall constitute its funds to be used
30 exclusively in the pursuit of its mandate as a state university, and shall be deposited in
31 any authorized government depository bank. All interests that shall accrue therefrom
32 shall form part of the same funds for the use of the PSU;

33
34 The fees and charges collected by the PSU, including government subsidies and
35 proceeds from other income sources, as well as interests that would accrue therefrom,
36 shall be retained by the University: *Provided*, That in no case shall the said income be
37 used for the payment of allowances and other benefits not authorized by law: *Provided*,
38 *further*, That all fiduciary fees shall be disbursed for the specific purpose for which they
39 were collected;

40
41 If the PSU, for reasons beyond its control, would not be able to pursue any project
42 for which funds have been appropriated and allocated under its approved program of
43 expenditures, the Board may authorize the use of said fund for any reasonable purpose
44 for which it deems necessary and urgent for the attainment of the objectives of the
45 University: *Provided*, That funds collected from students for specific purposes shall not
46 be realigned or reprogrammed to other expenditures;

47
48 (f) Adopt and implement a socialized scheme of tuition and other school fees for greater
49 access of poor but deserving students in accordance with RA No. 10931, or the
50 “Universal Access to Quality Tertiary Education Act”;

1 (g) Establish professorial chairs in the PSU and provide fellowships for qualified faculty
2 members, and academic and athletic scholarships to deserving students;

3
4 (h) Receive and appropriate sums as may be provided by law for the support of the PSU,
5 and all other sums in the manner it may, in its discretion, determine to carry out the
6 purposes and functions of the PSU;

7
8 (i) Set the policies on admission and graduation of students;

9
10 (j) Award honorary degrees upon persons in recognition of their outstanding
11 contributions in the fields of education, public service, arts, science and technology,
12 sports and human kinetics or any field of specialization within the academic competency
13 of the PSU, and authorize the awarding of certificates of completion of nondegree and
14 nontraditional courses;

15
16 (k) Establish research and extension centers to promote the development of the PSU;

17
18 (l) Develop academic arrangements for institutional capability building with appropriate
19 institutions and agencies, whether public, private, local or foreign, and appoint experts
20 or specialists as consultants, part-time, visiting or exchange professors, scholars or
21 researchers, as the case may be;

22
23 (m) Adopt modern and innovative modes of transferring knowledge for the promotion of
24 greater access to education such as the use of information technology, the dual training
25 system, open distance learning, and community laboratory;

26
27 (n) Collaborate with the governing bodies of other state universities and colleges within
28 the Province of Pangasinan and the Ilocos Region, under the supervision of the CHED
29 and in consultation with the Department of Budget and Management (DBM), in
30 restructuring the PSU to make it more efficient, relevant, productive and competitive;

31
32 (o) Absorb non-chartered tertiary education institutions within the Province of
33 Pangasinan and the Ilocos Region as branches, extension campuses, and external
34 centers, in coordination with the CHED and in consultation with the DBM, and offer
35 therein programs or courses to carry out the constitutional mandate of providing equal
36 access to educational opportunities;

37
38 (p) Authorize an external management audit of the PSU, to be financed by the CHED,
39 subject to the rules and regulations of the Commission on Audit, and institute reforms,
40 including academic and structural changes, on the basis of the audit results and
41 recommendations;

42
43 (q) Develop consortia and other economic forms of linkages with local government units
44 as well as public, private, local or foreign institutions and agencies for the furtherance of
45 the purposes and objectives of the PSU;

46
47 (r) Import books or publications, instruments, equipment and apparatuses for economic,
48 technical-vocational, scientific, medical, philosophical, historical, legal or cultural
49 purposes;

1 (s) Enter into joint ventures with business and industry, after consultation with the NEDA
2 for the profitable development and management of economic assets, the proceeds of
3 which shall be used for the development and strengthening of the PSU;
4

5 (t) Receive, in trust, all legacies, gifts, and donations of real and personal properties of
6 all kinds and administer and dispose of the same, when necessary, for the benefit of the
7 PSU and subject to the limitations, directions, and instructions of the donor, if any;
8

9 (u) Delegate any of its powers and duties provided to the President and other officials of
10 the PSU, as it may deem appropriate, so as to expedite the administration of the affairs
11 of the PSU;
12

13 (v) Establish policy guidelines and procedures for participative and transparent decision-
14 making within the PSU;
15

16 (w) Where most advantageous to the PSU, outsource the management of nonacademic
17 services such as health, food, building or grounds or property maintenance, and such
18 other similar activities;
19

20 (x) Authorize the construction or repair of its buildings, machinery, equipment and other
21 facilities, and the purchase and acquisition of real property, including the necessary
22 supplies, materials, and equipment;
23

24 (y) Institutionalize social dialogue and negotiate separately with the accredited faculty
25 association and nonteaching organizations consistent with the International Labor
26 Organizations Convention 151-Public Services Labor Relations Convention; and
27

28 (z) Promulgate rules and regulations, as may be necessary, to carry out the purposes and
29 functions of the PSU.
30

31 **SEC. 7. Meetings of the Board.** – The Board shall regularly convene once every
32 three (3) months. The Chairperson of the Board may, however, call a special meeting
33 whenever necessary: *Provided*, That members are notified in writing at least three (3)
34 days prior to the conduct of said meeting.
35

36 A quorum of the Board shall consist of a majority of all its members holding office
37 at the time of the meeting: *Provided, however*, That the Chairperson of the Board or the
38 President of the PSU is among those present in the meeting.
39

40 In case the Chairperson of the CHED cannot attend a meeting of the Board, a
41 CHED Commissioner duly designated by Chairperson of the CHED as representative to
42 the meeting, shall have all the rights and responsibilities of a regular member: *Provided*,
43 That during the meeting, the President of the PSU, as Vice Chairperson, shall be the
44 presiding officer: *Provided, further*, That this provision notwithstanding, the
45 Chairperson of the CHED may designate a CHED Commissioner as the regular
46 Chairperson of the Board, in which case, the said CHED Commissioner shall act as the
47 presiding officer.
48

49 In case the Chairpersons of the Senate Committee on Higher, Technical and
50 Vocational Education and the House Committee on Higher and Technical Education

1 cannot attend the Board meeting, they may designate their respective representatives,
2 who shall have the same rights and responsibilities as regular members of the Board.

3
4 The members of the Board shall not receive any salary, but shall be entitled to
5 reimbursements for actual and necessary expenses incurred, either for their attendance to
6 the meetings of the Board or in connection with other official business authorized by
7 resolutions of the Board, subject to existing laws and regulations.

8
9 **SEC. 8. *The PSU President.*** – The PSU shall be headed by a President who shall
10 be appointed by the Board, subject to the guidelines, qualifications and standards set by
11 the Board, and upon the recommendation of a Search Committee duly constituted for the
12 purpose of selecting the President: *Provided*, That this provision shall not adversely
13 affect the term of the incumbent President.

14
15 The PSU President shall render full-time service for a term of four (4) years, and
16 may be reappointed to another term.

17
18 Within six (6) months before the expiration of the term of office of the President of
19 the PSU, the Board shall constitute the Search Committee for the Presidency, and shall
20 ensure the appointment or reappointment of a president on or before the expiration of
21 the term.

22
23 The powers and duties of the President of the PSU, in addition to those specifically
24 provided for in this Act, shall include those usually pertaining to the Office of the
25 President of similar state universities and colleges and those delegated by the Board.

26
27 The salary of the President of the PSU shall be in accordance with RA No. 11466,
28 and such other laws amendatory thereto, which may hereinafter be enacted, and on the
29 joint circular for state universities and colleges' leveling instruments, and guidelines of
30 the CHED and the DBM.

31
32 In case of a vacancy in the Office of the President by reason of death, compulsory
33 retirement, resignation, removal for cause, or incapacity of the President to perform the
34 functions of the office, the Board shall designate an Officer-in-Charge (OIC) of the
35 PSU, pending the appointment of a new President: *Provided*, That the OIC shall serve
36 only during the unexpired portion of the term.

37
38 The President of the PSU shall be assisted by the following officials: Vice President
39 for Academic Affairs; Vice President for Administration, Planning, and Finance; Vice
40 President for Research, Development, and Extension; Vice President for Linkages,
41 Production, and Research Generation; and the Vice President for Quality Assurance.
42 They shall all be appointed by the Board upon the recommendation of the President of
43 the PSU.

44
45 **SEC. 9. *The Secretary.*** – The Board shall appoint a Secretary who shall serve as
46 such for both the Board and the PSU and shall keep all records and proceedings of
47 meetings of the Board. The Secretary of the PSU shall serve upon each member of the
48 Board the appropriate notice of Board meetings.

1 **SEC. 10. *The Treasurer.*** – The Treasurer of the Philippines shall be the *ex officio*
2 Treasurer of the PSU.

3
4 **SEC. 11. *The Administrative Council.*** – There shall be an Administrative Council
5 consisting of the President of the PSU as Chairperson, and the vice presidents, deans,
6 directors, and other officials of equal rank, as members. The Administrative Council
7 shall review and recommend to the Board the policies that shall govern the
8 administration, management, and development planning of the PSU.

9
10 **SEC. 12. *The Academic Council.*** – There shall be an Academic Council, which shall
11 formulate academic policies. It shall be composed of the President of the PSU, who shall
12 act as Chairperson, and all academic staff with the rank of at least an assistant professor,
13 as members.

14
15 The Academic Council shall review and recommend the curricular offerings and
16 rules on student discipline, subject to the approval of the Board. It shall fix the
17 requirements for the admission of students, as well as for their graduation and
18 conferment of degrees, subject to the review and approval of the Board through the
19 President of the PSU.

20
21 It shall exercise disciplinary power over the students of the PSU and formulate rules
22 and regulations on student discipline, subject to the approval of the Board.

23
24 **SEC. 13. *Heads of PSU Campuses.*** – The campuses of the PSU shall each be
25 headed by a Campus Director who shall serve as head or administrator of each of the
26 campuses and shall render full-time service for a term of two (2) years and may be
27 reappointed to another term.

28
29 The Campus Director shall be appointed or designated by the Board, upon the
30 recommendation of the Search Committee and the PSU President, subject to the
31 guidelines, qualifications and standards set by the Board: *Provided*, That upon the
32 effectivity of this Act, the incumbent Campus Directors of the existing campuses of the
33 PSU shall continue to serve as such.

34
35 **SEC. 14. *The Faculty.*** – No political belief, sex, gender, cultural or community
36 affiliation, ethnic origin, or religious opinion or affiliation shall be a matter of inquiry in
37 the appointment of faculty members of the PSU: *Provided*, That said appointment shall
38 be subject to the guidelines, qualifications and standards set by the Board: *Provided*,
39 *further*, That no member of the faculty shall teach for or against any particular religious
40 denomination.

41
42 **SEC. 15. *Academic Freedom.*** – The PSU shall enjoy academic freedom pursuant
43 to Paragraph 2, Section 5 of Article XIV of the Constitution.

44
45 **SEC. 16. *Scholarship Programs and Admission.*** – The PSU shall provide
46 scholarship programs and other affirmative action programs to assist poor but deserving
47 students who qualify for admission to the PSU.

48
49 No student shall be denied admission to the PSU by reason of sex, gender,
50 religion, cultural or community affiliation, physical disability, ethnic origin, or any other
51 forms of discrimination.

1 **SEC. 17. *Loan or Transfer of Supplies, Apparatuses, or Equipment, and Detail of***
2 ***Personnel.*** – Heads of national government agencies and instrumentalities may, upon
3 the request of the Board through the President of the PSU, loan or transfer of supplies,
4 apparatuses, or equipment, and detail personnel to the PSU: *Provided*, That such loan,
5 transfer or detail shall not be detrimental to public service.
6

7 The personnel to be detailed to the PSU shall perform such duties as may be
8 deemed required by the President of the PSU and the time spent for such duties shall be
9 counted as part of the detailed personnel’s regular service.
10

11 **SEC. 18. *Management of Personnel, Assets and Records.*** – All assets, both real
12 and personal, personnel and records of the PSU, as well as its liabilities or obligations,
13 shall remain under the name of the PSU: *Provided*, That the positions, rights, and
14 security of tenure of faculty members and personnel therein employed under existing
15 laws shall be respected: *Provided, further*, That the incumbents occupying the positions
16 shall remain in the same status until otherwise provided for by the Board: *Provided,*
17 *finally*, That the PSU shall also accordingly upgrade or increase its human resource
18 component as may be deemed appropriate by the Board.
19

20 All parcels of land belonging to the government that are occupied by the PSU and
21 all its campuses are declared as property of the PSU and shall be titled under its name:
22 *Provided*, That should the PSU cease to exist or be abolished or should such
23 aforementioned parcels of land be no longer needed by the PSU, the same shall revert to
24 the local government units concerned or to the Republic of the Philippines, as the case
25 may be.
26

27 **SEC. 19. *Duty and Tax Exemptions.*** – The importation of books or publications,
28 instruments, equipment and apparatuses which are for economic, technical, vocational,
29 scientific, medical, philosophical, historical, legal or cultural purposes made by the PSU,
30 upon certification by the CHED, shall be exempt from customs duties in accordance
31 with the provisions of RA No. 10863, otherwise known as the “Customs Modernization
32 and Tariff Act (CMTA)”.
33

34 All grants, bequests, endowments, donations, and contributions made to and used
35 actually, directly, and exclusively for educational purposes by the PSU, shall be exempt
36 from donor’s tax and the same shall be considered as allowable deductions from gross
37 income for purposes of computing the taxable income of the donor in accordance with
38 the provisions of the National Internal Revenue Code of 1997, as amended.
39

40 **SEC. 20. *Development Plan, Management Audit, and Organizational,***
41 ***Administrative, and Academic Structure.*** – Within one hundred twenty (120) days after
42 the approval of this Act, the PSU shall accomplish the following:
43

- 44 (a) Submit a five (5)-year development plan, including its program budget to the CHED
45 for recommendation to the DBM;
46
47 (b) Set up its organizational, administrative, and academic structure, including the
48 appointment of key officials of the PSU; and

1 (c) Undergo a management audit in coordination with the CHED.
2

3 **SEC. 21. *Filing of Report.*** – On or before the fifteenth (15th) day of the second (2nd)
4 month after the opening of regular classes each year, the Board shall file a detailed
5 report on the progress, condition, and needs of the PSU with the Office of the President
6 of the Philippines and both Houses of Congress, through the Chairperson of the CHED.
7

8 **SEC. 22. *Supplementary Application.*** – The provisions of RA No. 8292, otherwise
9 known as the “Higher Education Modernization Act of 1997”, shall form part of this Act.
10

11 **SEC. 23. *Parity Clause.*** – All other powers, functions, privileges, responsibilities,
12 and limitations under existing laws shall be deemed granted to or imposed upon the PSU
13 and its officials, whenever appropriate.
14

15 **SEC. 24. *Appropriations.*** – The amount necessary to carry out the initial
16 implementation of this Act shall be charged against the current year’s appropriation of
17 the PSU. Thereafter, such sums as may be necessary for the continued implementation
18 of this Act shall be included in the annual General Appropriations Act.
19

20 **SEC. 25. *Implementing Rules and Regulations.*** – Within ninety (90) days from the
21 effectivity of this Act, the Board shall, in consultation with the CHED, formulate rules
22 and regulations to implement its provisions.
23

24 **SEC. 26. *Separability Clause.*** – If, for any reason, any part or provision of this Act
25 is declared invalid or unconstitutional, the remaining parts or provisions not affected are
26 in full force and effect.
27

28 **SEC. 27. *Repealing Clause.*** – Presidential Decree No. 1497, entitled, “Establishing
29 a State University in the Province of Pangasinan to be Known as the Pangasinan State
30 University by Transferring All College Level Courses of the State-Supported
31 Institutions of Higher Learning Thereat Into Said Institution/University, Providing a
32 Charter for this Purpose, and Appropriating Funds Thereto”, and other laws, presidential
33 decrees, executive orders, and rules and regulations contrary to or inconsistent with the
34 provisions of this Act are amended, repealed, or modified accordingly.
35

36 **SEC. 28. *Effectivity.*** – This Act shall take effect fifteen (15) days after its
37 publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,