



HOUSE OF REPRESENTATIVES

H. No. 9390

BY REPRESENTATIVES FLORES, ACIDRE, SUANSING (M.A.) AND QUIMBO

AN ACT
ESTABLISHING A COLLEGE OF MEDICINE IN THE BUKIDNON STATE UNIVERSITY
IN MALAYBALAY CITY, PROVINCE OF BUKIDNON AND APPROPRIATING FUNDS
THEREFOR

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

1 **SECTION 1. Establishment.** – There is hereby established a medical school in
2 the Bukidnon State University located in Malaybalay City, Province of Bukidnon, which
3 shall be known as the “*Bukidnon State University-College of Medicine*”.

4
5 **SEC. 2. General Mandate.** – The Bukidnon State University (BukSU)–College of
6 Medicine, hereinafter referred to as the “College”, shall primarily offer a Doctor of Medicine
7 Program, including an Integrated Liberal Arts and Medicine Program, consisting of basic
8 science and clinical courses, and using a learner-centered, competency-based, and
9 community-oriented approach. The primary goal of the College shall be to develop a corps
10 of professional physicians to strengthen the healthcare system of the country, as well as
11 to respond to the human resource development needs of the Province of Bukidnon and
12 the Northern Mindanao Region.

13
14 The College is also mandated to undertake research and extension services and
15 provide progressive leadership in these areas.

16
17 **SEC. 3. Governance.** – Being an integral unit of the BukSU System, the
18 governance of the College shall be vested in the Board of Regents of the BukSU,
19 hereinafter referred to as the Board, whose powers and functions are defined under
20 Republic Act (RA) No. 9456, entitled “An Act Converting the Bukidnon State College in
21 the City of Malaybalay, Province of Bukidnon, Into a State University, to be Known as the
22 Bukidnon State University and Appropriating Funds Therefor”, and other applicable laws
23 and regulations, unless otherwise provided or amended elsewhere in this Act.

24
25 **SEC. 4. Administration.** – The administration of the College shall be vested in
26 the Dean of the College insofar as may be authorized by its Board.

1 **SEC.5. The College Dean.** – The College shall be headed by a Dean who
2 shall be appointed by the Board, subject to the guidelines on qualification standards set by
3 the Board, and upon the recommendation of the President of the BukSU, and pursuant to
4 the policies, standards, and guidelines of the Commission on Higher Education (CHED).
5 The Dean shall render full-time service, serve a term of three (3) years, and may be
6 reappointed to another term.

7
8 Within six (6) months from the effectivity of this Act, the President of the BukSU
9 shall constitute the Search Committee for the Deanship.

10
11 The powers and duties of the Dean of the College, in addition to those specifically
12 provided for in this Act, shall include those usually pertaining to the Office of the Dean of
13 similar state universities and colleges and those delegated by the President.

14
15 The salary of the Dean of the College shall be in accordance with RA 11466, or
16 the “Salary Standardization Law of 2019”, and such other laws amendatory thereto, which
17 may hereinafter be enacted, and shall be comparable to that being received by the
18 Deans of similar educational institutions.

19
20 In case of vacancy in the Office of the Dean by reason of death, compulsory
21 retirement, resignation, removal for cause, or incapacity of the Dean to perform the
22 functions of the office, the Board shall, upon the recommendation of the President,
23 designate an Officer-in-Charge (OIC) of the College, pending the appointment of a
24 new Dean: *Provided*, That the OIC shall serve only during the unexpired portion of the
25 term.

26
27 The Dean of the College shall be assisted by a College Secretary, who shall be
28 appointed by the Board.

29
30 **SEC.6. The Faculty.** – The Board shall, upon the recommendation of the
31 President of the BukSU, appoint the faculty members of the College: *Provided*, That no
32 political belief, sex, gender, cultural or community affiliation or ethnic origin, nor religious
33 opinion or affiliation shall be a matter of inquiry in the appointment of faculty members of
34 the College: *Provided, further*, That said appointment shall be subject to the guidelines
35 on qualification standards set by the Board in accordance with the policies of the CHED:
36 *Provided, finally*, That no member of the faculty shall teach for or against any particular
37 religious denomination.

38
39 **SEC.7. Scholarship Programs and Admission.** – The College shall provide
40 scholarships and other affirmative action programs to assist poor, but deserving students
41 who qualify for admission to the College. Students who have availed themselves of the
42 scholarship program under RA 11509, or the “*Doktor Para sa Bayan Act*”, shall render a
43 return service in accordance with the said law. Students availing themselves of other
44 nationally-funded scholarship programs to complete the medicine degree program under
45 the College may be required to render a return service depending on the contract to be
46 signed between the student and the College.

47
48 No student shall be denied admission to the College by reason of sex, gender,
49 religion, cultural or community affiliation, physical disability, ethnic origin, or any other
50 forms of discrimination.

1 **SEC. 8. Academic Freedom.** – The College shall enjoy academic freedom
2 pursuant to Paragraph 2, Section 5 of Article XIV of the Constitution.

3
4 **SEC. 9. Loan or Transfer of Supplies, Apparatuses, or Equipment, and Detail**
5 **of Personnel to the College.** – Heads of national government agencies and
6 instrumentalities may, upon the request of the Board through the President of the BukSU,
7 loan or transfer of supplies, apparatuses, or equipment, and detail personnel to the
8 College: *Provided*, That such loan, transfer or detail shall not be detrimental to public
9 service.

10
11 The personnel to be detailed to the College shall perform such duties as may be
12 deemed required by the Dean of the College and the time spent for such duties shall be
13 counted as part of the detailed personnel's regular service.

14
15 **SEC. 10. Assets, Liabilities, and Personnel.** – All appropriations, assets, both
16 real and personal, personnel, and records of the College, as well as its liabilities or
17 obligations, shall be titled or named after the BukSU.

18
19 All parcels of land belonging to the government to be occupied by the College shall
20 be the property of the BukSU and titled under its name: *Provided*, That should the
21 BukSU cease to exist or be abolished or such aforementioned parcels of land be no
22 longer needed by the BukSU, the same shall revert to the local government unit
23 concerned or to the Republic of the Philippines, as the case may be.

24
25 **SEC. 11. Duty and Tax Exemptions.** – The importation by the College of medical
26 books or publications, medical equipment or instruments which are for medical, laboratory
27 or scientific purposes shall, upon certification by the CHED, be exempt from customs
28 duties in accordance with the provisions of RA 10863, or the "Customs Modernization
29 and Tariff Act (CMTA)".

30
31 All grants, bequests, endowments, donations, and contributions made to and used
32 actually, directly, and exclusively for educational purposes by the College, shall be
33 exempt from donor's tax and the same shall be considered as allowable deductions from
34 gross income for purposes of computing the taxable income of the donor in accordance
35 with the provisions of the National Internal Revenue Code of 1997, as amended.

36
37 **SEC. 12. Compliance with the CHED Requirements.** – The provisions of this Act
38 notwithstanding, the establishment of the medical program shall become effective only
39 upon determination and declaration by the CHED that the institution has substantially
40 complied with the policies, standards, and guidelines of the CHED for the Doctor of
41 Medicine Program.

42
43 **SEC. 13. Supplementary Application.** – The provisions of RA 8292, otherwise known
44 as the "Higher Education Modernization Act of 1997", shall form part of this Act.

45
46 **SEC. 14. Appropriations.** – The amount necessary to carry out the provisions of
47 this Act shall be included in the annual General Appropriations Act.

48
49 **SEC. 15. Implementing Rules and Regulations.** – Within sixty (60) days from the
50 approval of this Act, the Board shall, in consultation with the CHED, issue rules and
51 regulations to implement its provisions.

1 **SEC. 16. *Separability Clause.*** – If, for any reason, any part or provision of this
2 Act is declared invalid or unconstitutional, the remaining parts or provisions not affected
3 are in full force and effect.
4

5 **SEC. 17. *Repealing Clause.*** – All laws, presidential decrees, executive orders,
6 rules and regulations, and other issuances contrary to or inconsistent with the provisions
7 of this Act are amended, repealed, or modified accordingly.
8

9 **SEC. 18. *Effectivity.*** – This Act shall take effect fifteen (15) days after its complete
10 publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,