



REPUBLIC OF THE PHILIPPINES
Senate
Pasay City

Journal

SESSION NO. 33
Monday, October 11, 2010

FIFTEENTH CONGRESS
FIRST REGULAR SESSION

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CALL TO ORDER

At 3:40 p.m., the Senate President, Hon. Juan Ponce Enrile, called the session to order.

PRAYER

Sen. Loren Legarda led the prayer, to wit:

Dear Lord, never before in history have humans proactively worked together to avert a global catastrophe as what we now attempt to achieve with the challenge of climate change. In many parts of the world, this is a real life and real time crisis, and the Region of Asia and the Pacific bears much of the brunt as it accounts for more than 80% of the global loss of life due to disasters.

It is a clear injustice to witness the devastating impact of climate change being borne by the poorest groups with the least responsibility for having caused it and the least capacity to adapt.

We pray that industrialized nations must compensate for this inequality; that they will commit deep cuts in their greenhouse emissions and to support adaptation work in vulnerable nations. Together, we can relive the humanitarian spirit within us that wants

to change the world and to make it a better place to live in.

While gifted with intelligence, insight and the power of the human will, we have the power to reverse the onslaught to life, to usher the surge of forested mountains, clean air, clean rivers and a safe future we owe the next generations.

And let it be said that during our time and during our watch, we did our share. And maybe, just maybe, we will make a little difference.

Thank You, Lord.

God bless.

Amen.

NATIONAL ANTHEM

The Manila City Hall Chorale led the singing of the national anthem and thereafter rendered the song, entitled "*May Ibong Kakanta-kanta.*"

SUSPENSION OF SESSION

With the permission of the Body, the Chair suspended the session.

It was 3:46 p.m.

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RESUMPTION OF SESSION

At 3:48 p.m., the session was resumed.

At this juncture, Senate President Enrile relinquished the Chair to Senate President Pro Tempore Ejercito Estrada.

ROLL CALL

Upon direction of the Chair, the Secretary of the Senate, Emma Lirio-Reyes, called the roll, to which the following senators responded:

Angara, E. J.	Lapid, M. L. M.
Cayetano, C. P. S.	Legarda, L.
Drilon, F. M.	Pangilinan, F. N.
Ejercito Estrada, J.	Revilla Jr., R. B.
Enrile, J. P.	Sotto III, V. C.
Escudero, F. J. G.	Zubiri, J. M. F.
Honasan, G. B.	

With 13 senators present, the Chair declared the presence of a quorum.

Senators Osmeña, Recto and Villar arrived after the roll call.

Senators Arroyo, Cayetano (A) and Marcos were on official mission, the latter abroad.

Senators Guingona and Lacson were absent.

Senator Defensor Santiago was on sick leave.

Senator Trillanes was unable to attend the session as he was under detention.

APPROVAL OF THE JOURNAL

Upon motion of Senator Sotto, there being no objection, the Body dispensed with the reading of the Journal of Session No. 32 (October 6, 2010) and considered it approved.

MANIFESTATION OF SENATOR PANGILINAN

Senator Pangilinan informed the Body that he would have voted in favor of Proposed Senate Resolution No. 217 had he been present during the consideration of the resolution last Wednesday. He explained that at the time, he was in Geneva,

Switzerland as the country's representative in the Committee on Justice and Human Rights of the Inter-Parliamentary Union, before which the case of Senator Trillanes was incidentally presented.

ACKNOWLEDGMENT OF THE PRESENCE OF GUESTS

At this juncture, Senator Sotto acknowledged the presence in the gallery of the Society of English Education Students (SEEDS) from the Rizal Technological University, as well as Bataan Provincial Board Member Dexter Dominguez a.k.a. Teri Onor.

Senate President Pro Tempore Ejercito Estrada welcomed the guests to the Senate.

REFERENCE OF BUSINESS

The Deputy Secretary for Legislation, Atty. Edwin B. Bellen, read the following matters and the Chair made the corresponding referrals:

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Letters from Speaker Feliciano Belmonte Jr. of the House of Representatives, all dated 21 September 2010, designating the following Representatives as House members to the following Oversight Committees:

Representatives Garcia (A.R.), Marafion III (A.), Evardone (B.), Mendoza (M.L.) and Singson Jr. (E.) to the Congressional Oversight Committee on the Tobacco Regulation Act;

Representatives Mercado (R.), Madrona (E.J.), Fabian (E.B.), Sarmiento (C.) and Radaza (A.) to the Congressional Oversight Committee on the Civil Aviation Authority; and

To the Committee on Rules

Representatives Garcia (A.R.), Evardone (B.), Castro (J.) and Mercado-Revilla (L.) to the Congressional Oversight Committee on the Optical Media Board.

To the Archives

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Letters from the Secretary General of the House of Representatives, informing the Senate that on 4 October 2010, the House of Representatives passed the following House bills in which it requested the concurrence of the Senate:

House Bill No. 80, entitled

AN ACT CHANGING THE NAME OF ORION NATIONAL HIGH SCHOOL IN BARANGAY BALAGTAS, MUNICIPALITY OF ORION, PROVINCE OF BATAAN TO JUSTICE EMILIO ANGELES GANCAAYCO MEMORIAL HIGH SCHOOL

To the Committee on Education, Arts and Culture

House Bill No. 465, entitled

AN ACT STRENGTHENING THE RULES ON THE PROPER USE AND DISPLAY OF OUR NATIONAL SYMBOLS AND THE RENDITION OF THE NATIONAL ANTHEM, AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 8491, OTHERWISE KNOWN AS THE "FLAG AND HERALDIC CODE OF THE PHILIPPINES," AND FOR OTHER PURPOSES

To the Committee on Constitutional Amendments, Revision of Codes and Laws

House Bill No. 1829, entitled

AN ACT CHANGING THE NAME OF BIGNAY ELEMENTARY SCHOOL IN BARANGAY BIGNAY, CITY OF VALENZUELA TO ROBERTA DE JESUS ELEMENTARY SCHOOL

To the Committee on Education, Arts and Culture

House Bill No. 2307, entitled

AN ACT GRANTING PHILIPPINE CITIZENSHIP TO MARCUS EUGENE DOUTHIT

To the Committee on Justice and Human Rights

and House Bill No. 3000, entitled

AN ACT CHANGING THE NAME OF GUSA NATIONAL HIGH SCHOOL IN BARANGAY GUSA, CITY OF CAGAYAN DE ORO, PROVINCE OF MISAMIS ORIENTAL TO GUSA REGIONAL SCIENCE HIGH SCHOOL - X

To the Committee on Education, Arts and Culture

RESOLUTION

Proposed Senate Resolution No. 231, entitled

RESOLUTION CONGRATULATING AND COMMENDING FILIPINO KICKBOXING CHAMPION STEVE "THE RED KNIGHT" GRANDEZA FOR EMERGING VICTORIOUS AT THE K1 WORLD KICKBOXING FEDERATION SUPER WELTER-WEIGHT CHAMPIONSHIPS HELD IN DUBAI, UNITED ARAB EMIRATES ON 1 OCTOBER 2010

Introduced by Senator Lapid

To the Committee on Rules

COMMUNICATIONS

Letter from the National Tax Research Center, dated 2 September 2010, submitting to the Senate the 2009 Tax Reforms and Developments (37th NTRC Annual Report) and the 2009 Fiscal Incentives Review Board (FIRB) Annual Report.

To the Committee on Ways and Means

Letter from the Commission on Audit, dated 29 September 2010, submitting to the Senate the 2009 Annual Financial Report of Government-Owned or -Controlled Corporations (GOCCs), pursuant to Section 4, Article IX-D of the Constitution of the Republic of the Philippines.

To the Committee on Finance

Letter from the *Bangko Sentral ng Pilipinas*, dated 30 September 2010, submitting to the Senate the 2009 Annual Report of the *Bangko Sentral ng Pilipinas* (BSP), pursuant to the provisions of Sections 39 and 40 of Republic Act No. 7653 (The New Central Bank Act).

To the Committee on Banks, Financial Institutions and Currencies

SUSPENSION OF SECTION 40 OF THE RULES OF THE SENATE

Given that there were only three session days left before the Senate goes on recess, Senator Sotto moved for the suspension of Section 40 of the Rules of the Senate the following day to allow the Committee on Finance to hold marathon hearings while the session is ongoing.

Senator Drilon, however, requested that Senator Sotto's motion for the suspension of Section 40 of the Rules be made effective that very moment since the Committee on Finance was scheduled to hear the proposed budget of the Department of Energy in a few minutes.

Upon motion of Senator Sotto, as amended by Senator Drilon, there being no objection, the Body suspended the application of Section 40 of the Rules of the Senate effective immediately.

REQUEST OF SENATOR ZUBIRI

At this juncture, Senator Zubiri requested the suspension of Section 22 of the Rules of the Senate which gives 3-day advance notice to every committee member regarding the holding of committee hearings so that the Committee on Justice and Human Rights could conduct its hearing on House Bill No. 2307 (An Act Granting Philippine Citizenship to Marcus Eugene Douthit) the following day. He explained that the *Samahang Basketbol ng Pilipinas* and other organizations have requested the speedy passage of the bill as time is running out insofar as the submission of the required documents for the Asian Games is concerned. He added that the House of Representatives had already approved the bill, which was transmitted to the Senate last Friday.

SUSPENSION OF THE SESSION

With the permission of the Body, the Chair suspended the session.

It was 3:58 p.m.

RESUMPTION OF SESSION

At 3:58 p.m., the session was resumed.

SUSPENSION OF SECTION 22 OF THE RULES OF THE SENATE

At the instance of Senator Zubiri, upon motion of Senator Sotto, there being no objection, the Body suspended the application of Section 22 of the Rules of the Senate.

MANIFESTATION OF SENATOR PANGILINAN

Senator Pangilinan manifested that the suspension of the Rules should not be considered a precedent for future actions of the Senate. Senator Sotto agreed.

SENATOR CAYETANO (A) AS ACTING CHAIRMAN

Senator Sotto said that Senator Villar had sent a letter designating Senator Cayetano (A) as acting Chairman of the Congressional Oversight Committee on E-Commerce.

The Chair took note of the letter.

Thereafter, upon motion of Senator Sotto, there being no objection, Senator Cayetano (A) was designated as acting Chairman of the Congressional Oversight Committee on E-Commerce.

COMMITTEE REPORT NO. 3 ON SENATE BILL NO. 138

(Continuation)

Upon motion of Senator Sotto, there being no objection, the Body resumed consideration, on Second Reading, of Senate Bill No. 138 (Committee Report No. 3), entitled

AN ACT REQUIRING MANDATORY BASIC IMMUNIZATION SERVICES AGAINST HEPATITIS-B FOR

MS

INFANTS, AMENDING FOR THE PURPOSE PRESIDENTIAL DECREE NO. 996 AS AMENDED, AND APPROPRIATING FUNDS THEREFOR.

Senator Sotto stated that the parliamentary status was still the period of interpellations.

Thereupon, the Chair recognized Senator Cayetano (P), Sponsor of the measure.

TERMINATION OF THE PERIOD OF INTERPELLATIONS

There being no reservation for interpellation, upon motion of Senator Sotto, there being no objection, the Body closed the period of interpellations and proceeded to the period of committee amendments.

COMMITTEE AMENDMENTS

As proposed by Senator Cayetano (P), there being no objection, the following Committee amendments were approved by the Body, one after the other:

1. On page 1, line 1, after the word "amended," insert the phrase BY REPUBLIC ACT (R. A.) NO. 7846, and after the word "hereby," insert the word FURTHER;
2. On page 2, line 9, replace the words "taken from," with the phrase INCLUDED IN THE GENERAL APPROPRIATIONS ACT OF THE YEAR FOLLOWING ITS ENACTMENT INTO LAW AND THERAFTER: PROVIDED, THAT;
3. On page 2, line 11, before the period (.), insert the phrase SHALL BE USED TO SUPPLEMENT THE EXISTING BUDGET; and
4. Amend the title of the bill to read:

AN ACT REQUIRING MANDATORY BASIC IMMUNIZATION SERVICES AGAINST HEPATITIS-B FOR INFANTS, AMENDING FOR THE PURPOSE PRESIDENTIAL DECREE NO. 996 AS AMENDED BY REPUBLIC ACT (R.A.) NO. 7846, AND APPROPRIATING FUNDS THEREFOR.

TERMINATION OF THE PERIOD OF COMMITTEE AMENDMENTS

There being no other committee amendment, upon motion of Senator Sotto, there being no objec-

tion, the Body closed the period of committee amendments and proceeded to the period of individual amendments.

SUSPENSION OF SESSION

Upon motion of Senator Sotto, the session was suspended.

It was 4:04 p.m.

RESUMPTION OF SESSION

At 4:05 p.m., the session was resumed.

TERMINATION OF THE PERIOD OF INDIVIDUAL AMENDMENTS

There being no individual amendment, upon motion of Senator Sotto, there being no objection, the Body closed the period of individual amendments.

APPROVAL OF SENATE BILL NO. 138 ON SECOND READING

Submitted to a vote, there being no objection, Senate Bill No. 138 was approved on Second Reading.

SUSPENSION OF CONSIDERATION OF SENATE BILL NO. 138

Upon motion of Senator Sotto, there being no objection, the Body suspended consideration of the bill.

CHANGE OF REFERRAL

Upon motion of Senator Zubiri, there being no objection, the Body approved the change of referral of Senate Bill No. 2559 from the Committee on Rules to the Committee on Justice and Human Rights.

SUSPENSION OF SESSION

With the permission of the Body, the Chair suspended the session.

It was 4:07 p.m.

RESUMPTION OF SESSION

At 4:07 p.m., the session was resumed.

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**WITHDRAWAL OF COMMITTEE
MEMBERSHIP**

After conferring with the Minority, upon motion of Senator Sotto, there being no objection, the Body approved the withdrawal of membership of Senator Arroyo from the Committee on Labor, Employment and Human Resources Development.


ADJOURNMENT OF SESSION

Upon motion of Senator Sotto, there being no objection, the Senate President Pro Tempore declared

the session adjourned until three o'clock in the afternoon of Tuesday, October 12, 2010.

It was 4:08 p.m.

I hereby certify to the correctness of the foregoing.


EMMA LIRIO BEYES
Secretary of the Senate

Approved on October 12, 2010