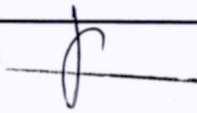


S E N A T E

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COMMITTEE REPORT NO. 144 RECEIVED BY: 

Submitted jointly by the Committees on Science and Technology, Civil Service, Government Reorganization and Professional Regulation and Finance on JUL 31 2017

Re: Senate Bill No. 1534

Recommending its approval in substitution of Senate Bill Nos. 394, 679 and 1333

Sponsor: Senator Paolo Benigno "Bam" Aquino IV

MR. PRESIDENT:

The Committees on Science and Technology, Civil Service, Government Reorganization and Professional Regulation and Finance to which were referred S. No. 394, introduced by Senator Loren Legarda, entitled:

AN ACT AMENDING REPUBLIC ACT NO. 8439, OTHERWISE KNOWN AS AN ACT PROVIDING MAGNA CARTA FOR SCIENTISTS, ENGINEERS, RESEARCHERS AND OTHER SCIENCE AND TECHNOLOGY PERSONNEL IN THE GOVERNMENT

Senate Bill No. 679, introduced by Sen. Paolo Benigno "Bam" Aquino IV, entitled:

AN ACT AMENDING REPUBLIC ACT NO. 8439, OTHERWISE KNOWN AS THE "MAGNA CARTA FOR SCIENTISTS, ENGINEERS, RESEARCHERS AND OTHER S & T PERSONNEL IN THE GOVERNMENT"

and Senate Bill No. 1333, introduced by Sen. Sonny Angara, entitled:

AN ACT EXTENDING THE SERVICES OF A SCIENTIST WHO IS DUE FOR COMPULSORY RETIREMENT FOR A MAXIMUM PERIOD OF FIVE (5) YEARS AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 8439, OTHERWISE KNOWN AS THE MAGNA CARTA FOR SCIENTISTS, ENGINEERS, RESEARCHERS AND OTHER SCIENCE AND TECHNOLOGY PERSONNEL IN GOVERNMENT

have considered the same and have the honor to report them back to the Senate with the recommendation that the attached bill, Senate Bill No. 1534, prepared by the Committees, entitled:

AN ACT AMENDING REPUBLIC ACT NO. 8439, OTHERWISE KNOWN AS THE "MAGNA CARTA FOR SCIENTISTS, ENGINEERS, RESEARCHERS AND OTHER S & T PERSONNEL IN THE GOVERNMENT"

be approved in substitution of Senate Bill Nos. 394, 679 and 1333 with Senators Legarda, Aquino IV and Angara as authors thereof.

Respectfully submitted:



SEN. PAOLO BENIGNO "BAM AQUINO IV"
Chairperson
Committee on Science and Technology
Vice-Chairperson, Committee on Finance
Member, Committee on Civil Service, Government Reorganization and Professional Regulation

SEN. LOREN LEGARDA
Chairperson
Committee on Finance
Member, Committee on Civil Service, Government Reorganization and Professional Regulation and Science and Technology

SEN. ANTONIO "SONNY" F. TRILLANES IV
Chairperson
Committee on Civil Service, Government Reorganization and Professional Regulation
Member, Committee Science and Technology and Finance

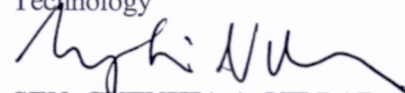
Vice-Chairpersons:

SEN. FRANCIS "CHIZ" G. ESCUDERO
Committee on Civil Service, Government Reorganization and Professional Regulation
Member, Committee on Finance



SEN. SONNY ANGARA
Committee on Finance
Member, Committee on Science and Technology

SEN. PANFILO LACSON
Committee on Finance




SEN. CYTNHIA A. VILLAR
Committee on Finance
Member, Committee on Science and Technology and Civil Service, Government Reorganization and Professional Regulation

Members:




SEN. MARIA LOURDES NANCY S. BINAY
Committee on Finance


SEN. GRACE POE
Committee on Finance




SEN. JOSEPH VICTOR G. EJERCITO
Committee on Science and Technology
Committee on Finance



SEN. WIN GATCHALIAN
Committee on Finance



SEN. JUAN MIGUEL "MIGZ" F. ZUBIRI
Committee on Science and Technology
Committee on Finance



SEN. GREGORIO B. HONASAN II
Committee on Finance
Committee on Civil Service, Government
Reorganization and Professional
Regulation

SEN. EMMANUEL "MANNY" D. PACQUIAO
Committee on Civil Service, Government Reorganization
and Professional Regulation




SEN. RICHARD GORDON
Committee on Finance



SEN. FRANCIS "KIKO" PANGILINAN
Committee on Finance

SEN. JOEL VILLANUEVA
Committee on Finance



SEN. RISA HONTIVEROS
Committee on Finance

Ex-Officio Members:



SEN. FRANKLIN M. DRILON
Senate Minority Floor Leader

SEN. VICENTE C. SOTTO III
Senate Majority Floor Leader



SEN. RALPH G. RECTO
Senate President Pro-Tempore

HON. AQUILINO "KOKO" PIMENTEL III
Senate President

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SENATE
S.B. No. 1534

(In Substitution of Senate Bill Nos. 394, 679 and 1333)

RECEIVED BY.



Prepared Jointly by the Committees on Science and Technology, Civil Service, Government Reorganization and Professional Regulation and Finance with Senators Legarda, Aquino IV and Angara as authors thereof

AN ACT AMENDING REPUBLIC ACT NO. 8439, OTHERWISE KNOWN AS THE "MAGNA CARTA FOR SCIENTISTS, ENGINEERS, RESEARCHERS AND OTHER S & T PERSONNEL IN THE GOVERNMENT"

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

1 **SECTION 1.** Section 1 is hereby amended to read as follows:

2 "Section 1. *Title.* – This Act shall be known as the "Magna Carta for Scientists, Engineers,
3 Researchers and other S & T Personnel in the **PHILIPPINES**"

4 **SEC. 2.** Section 6 is hereby amended to read as follows:

5 "Section 6. *Salaries.* – The existing law on salary scale of government employees shall
6 not apply in determining the salary scale of science and technology personnel as defined
7 in Section 5 of this Act. A new salary scale shall be developed by the Department in
8 consultation with the Department of Budget and Management and the Civil Service
9 Commission, subject to the approval of the President. **IN ADDITION, THERE WILL BE NO**
10 **SET LIMIT TO THE AMOUNT OF ADDITIONAL SALARY OR HONORARIA THAT SCIENTISTS**
11 **CAN RECEIVE AS COMPENSATION FROM INTERNALLY OR EXTERNALLY FUNDED**
12 **GRANTS-IN-AID, PROVIDED THIS IS PART OF A PREVIOUSLY APPROVED BUDGET FROM**
13 **THE FUNDING AGENCY AND DOES NOT ENTAIL ADDITIONAL USUAL EXPENSE TO THE**
14 **GOVERNMENT."**

15 **SEC. 3.** Section 8 is hereby amended to read as follows:

16 "Section 8. *Non-DOST S & T personnel.* – S & T personnel not employed by the
17 Department, who are involved in STA may avail of the benefits under this Act upon
18 certification of the **HEAD OF THEIR AGENCY THAT THEY ARE INVOLVED IN RESEARCH**
19 **AND DEVELOPMENT OR OTHER SCIENTIFIC AND TECHNOLOGICAL ACTIVITIES."**

20 **SEC. 4.** Section 16 is hereby amended to read as follows:

21 "Section 16. *Hiring of retired scientists and technical personnel.* – An employee retired
22 under any existing law, who, in the judgment of the governing board or head of a
23 research agency, possesses technical qualifications and the capability to undertake
24 specific scientific research activities, may be rehired on contractual basis without
25 refunding the unexpired portion of the gratuity and accumulated leave benefits received

26 by him from the Government: Provided, That no qualified science and technology expert
27 is available to undertake said scientific activities.

28 THE SERVICES OF A SCIENTIST WHO IS DUE FOR COMPULSORY RETIREMENT
29 MAY BE EXTENDED FOR A MAXIMUM PERIOD OF FIVE (5) YEARS: *PROVIDED*, THAT
30 THE RESEARCH PROJECT IS WITHIN THE PRIORITY RESEARCH AND DEVELOPMENT
31 PROGRAMS OF THE DOST AND IS IDENTIFIED AS STRATEGIC TO THE NATIONAL
32 DEVELOPMENT AS CERTIFIED BY THE DOST SECRETARY; *PROVIDED, FURTHER*, THAT
33 THE SCIENTIST IS STILL MENTALLY AND PHYSICALLY FIT TO COMPLETE THE PROJECT;
34 *PROVIDED, FINALLY*, THAT THE REQUEST FOR EXTENSION OF SERVICES SHALL BE
35 SUBMITTED TO THE CIVIL SERVICE COMMISSION FOR APPROVAL AT LEAST THREE (3)
36 MONTHS PRIOR TO THE DATE OF THE COMPULSORY RETIREMENT OF THE SCIENTIST.

37 SERVICES RENDERED DURING THE PERIOD OF EXTENSION SHALL BE CREDITED
38 AS PART OF GOVERNMENT SERVICE, AND SUCH EXTENSION SHALL ENTITLE THE
39 EMPLOYEE TO LEAVE CREDITS AND OTHER BENEFITS.”

40
41 **SEC. 5. *Separability Clause.*** – If any provision of this Act is declared invalid or
42 unconstitutional, the remaining provisions shall remain valid and effective.

43 **SEC. 6. *Repealing Clause.*** – Republic Act No. 8439 is hereby amended. All laws,
44 decrees, orders, and issuances, or portions thereof, which are inconsistent with the
45 provisions of this Act, are hereby repealed, amended or modified accordingly.

46 **SEC. 7. *Effectivity.*** – This Act shall take effect fifteen (15) days after its
47 publication in the *Official Gazette* or in two (2) newspapers of general circulation.

48 *Approved,*