

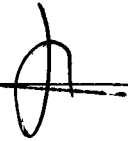
NINETEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
Second Regular Session)

SENATE
Office of the Secretary

23 AUG 29 P5:07

SENATE

RECEIVED BY



COMMITTEE REPORT NO. 116

Submitted by the Committees on Higher, Technical and Vocational Education; Ways and Means; and Finance on AUG 29 2023.

Re: House Bill No. 7412

Recommending the approval of House Bill No. 7412 with amendments

Sponsor: Senator Francis G. Escudero

MR. PRESIDENT:

The Committees on Higher, Technical and Vocational Education; Ways and Means; and Finance to which were referred **House Bill No. 7412**, introduced by Representatives Cari, Go (M.), Salceda, Macapagal-Arroyo, Ty, *et al.*, entitled:

"AN ACT

ESTABLISHING A COLLEGE OF MEDICINE IN THE VISAYAS STATE UNIVERSITY LOCATED IN THE CITY OF BAYBAY, PROVINCE OF LEYTE, TO BE KNOWN AS THE VISAYAS STATE UNIVERSITY-COLLEGE OF MEDICINE, AND APPROPRIATING FUNDS THEREFOR"

have considered the same and have the honor to report it back to the Senate with the recommendation that House Bill No. 7412 be approved with the following amendments:

1. On page 2, line 2, section 4, replace the acronym "VSU" with the word "**COLLEGE**";
2. On the same page, line 5, section 5, delete the phrase "its guidelines on qualification standards" and insert the phrase "**THE GUIDELINES, QUALIFICATIONS AND STANDARDS SET BY THE BOARD, AND UPON THE RECOMMENDATION OF THE PRESIDENT,**";
3. On the same page, line 32, section 6, insert the word "**SEX**" and a comma "(,)" before the word "gender", and delete the word "preference";
4. On the same page, lines 34 to 35, delete the phrase "guidelines on qualification standards" and insert the phrase "**GUIDELINES, QUALIFICATIONS AND STANDARDS**";
5. On the same page, line 36, delete the phrase "church or religious sect" and insert the phrase "**RELIGIOUS DENOMINATION**";
6. On the same page, line 47, section 7, insert the word "**SEX**" and a comma "(,)" before the word "gender";
7. On the same page, line 48, delete the word "or" before the word "ethnic", then after the word "origin" insert a comma "(,)" and the phrase "**OR ANY OTHER FORMS OF DISCRIMINATION**";

8. On page 3, lines 5 to 13, delete the entire Section 9 and replace with the following:

"SEC. 9. LOAN OR TRANSFER OF SUPPLIES, APPARATUSES, OR EQUIPMENT, AND DETAIL OF PERSONNEL TO THE COLLEGE. – HEADS OF NATIONAL GOVERNMENT AGENCIES AND INSTRUMENTALITIES MAY, UPON THE REQUEST OF THE BOARD THROUGH THE PRESIDENT OF THE VSU, LOAN OR TRANSFER SUPPLIES, APPARATUSES, OR EQUIPMENT, AND DETAIL PERSONNEL TO THE COLLEGE: PROVIDED, THAT SUCH LOAN, TRANSFER OR DETAIL SHALL NOT BE DETRIMENTAL TO PUBLIC SERVICE.

"THE PERSONNEL TO BE DETAILED TO THE COLLEGE SHALL PERFORM SUCH DUTIES AS MAY BE DEEMED REQUIRED BY THE DEAN OF THE COLLEGE AND THE TIME SPENT FOR SUCH DUTIES SHALL BE COUNTED AS PART OF THE DETAILED PERSONNEL'S REGULAR SERVICE."

9. On the same page, line 36, insert a new Section 12 to read as follows:

"SEC. 12. COMPLIANCE WITH CHED REQUIREMENTS. – THE VSU, PRIOR TO THE ESTABLISHMENT OF THE COLLEGE AND THE OFFERING OF NEW AND REVISED COURSES AND PROGRAMS RELATED THERETO, SHALL ENSURE COMPLIANCE WITH THE APPLICABLE POLICIES, STANDARDS AND GUIDELINES OF THE CHED."

10. Finally, renumber the succeeding sections accordingly.


Respectfully Submitted:

Chairpersons:



SEN. FRANCIS G. ESCUDERO

*Committee on Higher, Technical and Vocational Education
Member, Committee on Finance
Member, Committee on Ways and Means*



SEN. SONNY ANGARA

*Committee on Finance
Vice Chairperson, Committee on Ways and Means*

SEN. WIN GATCHALIAN

*Committee on Ways and Means
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Vice Chairperson, Committee on Finance*

Vice Chairpersons:



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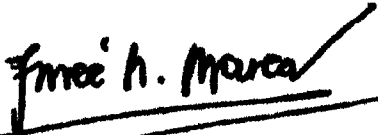
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Senior Vice Chairperson, Committee on Finance

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Majority Leader


SEN. AQUILINO "KOKO" PIMENTEL III
Minority Leader


HON. JUAN MIGUEL F. ZUBIRI
Senate President

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Senior Vice Chairperson, Committee on Finance

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Minority Leader

HON. JUAN MIGUEL F. ZUBIRI

Senate President



HOUSE OF REPRESENTATIVES

H. No. 7412

BY REPRESENTATIVES CARI, GO (M.), SALCEDA, MACAPAGAL-ARROYO, TY, LUISTRO, ORDANES, DAGOC,
SALO, MAGSINO, VERGARA, CRUZ (A.), ROBES, CALDERON, CABREDO, ROMULO, CO (E.) AND
ROMUALDO, PER COMMITTEE REPORT NO. 385

AN ACT

**ESTABLISHING A COLLEGE OF MEDICINE IN THE VISAYAS STATE UNIVERSITY
LOCATED IN THE CITY OF BAYBAY, PROVINCE OF LEYTE, TO BE KNOWN
AS THE VISAYAS STATE UNIVERSITY-COLLEGE OF MEDICINE, 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 the Visayas
2 State University (VSU) located in the City of Baybay, Province of Leyte, which shall be known as
3 the “*Visayas State University-College of Medicine*”.

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

12
13 The College is also mandated to undertake research and extension services and provide
14 progressive leadership in these areas.

15
16 **SEC. 3. *Governance.*** – The governance of the College shall be vested in the Board of
17 Regents of the VSU, hereinafter referred to as the Board, whose powers are defined under Republic
18 Act No. 9437, entitled, “An Act Renaming the Leyte State University in Barangay Pangasugan,
19 Municipality of Baybay, Province of Leyte as the Visayas State University, Amending for the
20 Purpose Republic Act No. 9158, Entitled “An Act Converting the Visayas State College of
21 Agriculture into a State University to be Known as the Leyte State University, Appropriating Funds
22 Therefor and for Other Purposes”, and other applicable laws and regulations, unless otherwise
23 provided or amended elsewhere in this Act.

1 **SEC. 4. Administration.** – The administration of the College shall be vested in the Dean
2 of the VSU insofar as may be authorized by its Board.
3

4 **SEC. 5. The College Dean.** – The College shall be headed by a Dean who shall be
5 appointed by the Board, subject to its guidelines on qualification standards, following a process of
6 consultation with the constituents of the College. The Dean shall render full-time service, serve
7 a term of three (3) years, and may be reappointed to another term.
8

9 Within six (6) months from the effectivity of this Act, the President of the VSU shall
10 constitute the Search Committee for the Deanship.
11

12 The powers and duties of the Dean of the College, in addition to those specifically provided
13 for in this Act, shall include those usually pertaining to the Office of the Dean of similar state
14 universities and colleges and those delegated by the President.
15

16 The salary of the Dean of the College shall be in accordance with Republic Act No. 11466,
17 otherwise known as the “Salary Standardization Law of 2019”, and such other laws amendatory
18 thereto, which may hereinafter be enacted, and shall be comparable to that being received by the
19 Deans of similar educational institutions.
20

21 In case of vacancy in the Office of the Dean by reason of death, compulsory retirement,
22 resignation, removal for cause, or incapacity of the Dean to perform the functions of the office,
23 the Board shall, upon the recommendation of the President, designate an Officer-in-Charge of the
24 College, pending the appointment of a new Dean: *Provided*, That the Officer-in-Charge shall
25 serve only during the unexpired portion of the term.
26

27 The Dean of the College shall be assisted by a College Secretary, who shall be appointed
28 by the Board.
29

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

38 **SEC. 7. Scholarship Programs and Admission.** – The College shall provide scholarships
39 and other affirmative action programs to assist poor but deserving students who qualify for
40 admission to the College. Students who have availed themselves of the scholarship program under
41 Republic Act No. 11509, otherwise known as the “Doktor Para sa Bayan Act”, shall render a return
42 service in accordance with the said law. Students availing themselves of other nationally-funded
43 scholarship programs to complete the medicine degree program under the College may be required
44 to render a return service depending on the contract to be signed between the student and the
45 College.
46

47 No student shall be denied admission to the College by reason of gender, religion, cultural
48 or community affiliation, physical disability, or ethnic origin.

1 **SEC. 8. *Academic Freedom and Institutional Autonomy.*** – The College shall enjoy
2 academic freedom and institutional autonomy, pursuant to Section 5, Paragraph 2 of Article XIV
3 of the Constitution.
4

5 **SEC. 9. *Authority to Loan or Transfer Apparatus, Equipment or Supplies, and Detail***
6 ***of Personnel.*** – Upon the request of the Board, through the President of the VSU, the heads of
7 the bureaus and offices of the national government may loan or transfer to the college such
8 apparatus, equipment or supplies as may be needed by it, and detail employees for duty therein
9 when, in the judgment of the head of bureau or office, the apparatus, equipment, supplies or
10 services of such employees can be spared without serious detriment to public service.
11

12 The employees so detailed shall perform such duties as required of them by the Dean of
13 the College, and the time so served shall be counted as part of their regular service.
14

15 **SEC. 10. *Assets, Liabilities, and Personnel.*** – All appropriations, assets, both real and
16 personal, personnel, and records of the College, as well as its liabilities or obligations, shall be
17 titled or named after the VSU.
18

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

24 **SEC. 11. *Duty and Tax Exemptions.*** – The importation by the College of medical books
25 or publications, medical equipment or instruments which are for medical, laboratory or scientific
26 purposes shall, upon certification by the Commission on Higher Education (CHED), be exempt
27 from customs duties in accordance with the provisions of Republic Act No. 10863, otherwise
28 known as the “Customs Modernization and Tariff Act”.
29

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

36 **SEC. 12. *Suppletory Application.*** – The provisions of Republic Act No. 8292, otherwise
37 known as the “Higher Education Modernization Act of 1997”, shall form part of this Act.
38

39 **SEC. 13. *Appropriations.*** – The amount necessary to carry out the provisions of this Act
40 shall be included in the annual General Appropriations Act.
41

42 **SEC. 14. *Implementing Rules and Regulations.*** – Within sixty (60) days from the
43 approval of this Act, the Board shall, in consultation with the CHED, issue rules and
44 regulations to implement its provisions.
45

46 **SEC. 15. *Separability Clause.*** – If, for any reason, any part or provision of this Act is
47 declared invalid or unconstitutional, the remaining parts or provisions not affected are in full force
48 and effect.

1 **SEC. 16. *Repealing Clause.*** – All laws, presidential decrees, executive orders, and rules
2 and regulations contrary to or inconsistent with the provisions of this Act are amended, repealed,
3 or modified accordingly.

4
5 **SEC. 17. *Effectivity.*** – This Act shall take effect fifteen (15) days after its publication in
6 the *Official Gazette* or in a newspaper of general circulation.

Approved,