

15 SEP 22 AM 11:40

SENATE

COMMITTEE REPORT NO. 257

Submitted jointly by the Committees on Local Government; Agriculture and Food; and Finance on SEP 22 2015.

Re: Senate Bill No. 2093

Recommending its approval with amendments.

Sponsor: Senator Marcos, Jr.

MR. PRESIDENT:

The Committees on Local Government; Agriculture and Food; and Finance to which was referred Senate Bill No. 2093, introduced by Senator Manuel "Lito" M. Lapid, entitled:

**"AN ACT
MANDATING THE APPOINTMENT OF MUNICIPAL AGRICULTURISTS IN MUNICIPALITIES WHERE AGRICULTURE IS A SIGNIFICANT INDUSTRY, AMENDING FOR THE PURPOSE SECTIONS 443 AND 482 (A) OF REPUBLIC ACT NO. 7160, AS AMENDED, OTHERWISE KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991"**

have considered the same and have the honor to report it back to the Senate with the recommendation that it be approved with the following amendments:

1. On page 1, line 11, after the word "officer" delete the conjunction "and" and in lieu thereof insert the punctuation mark comma "(,);
2. On the same page and line, after the word "registrar" insert the phrase "**AND A MUNICIPAL AGRICULTURIST**";
3. On the same page, line 14, after the word "officer" delete the phrase "a municipal agriculturist";

4. On the same page, line 17, after the word "officer" delete the punctuation mark colon "(:)" and in lieu thereof insert the punctuation mark period "(.)";
5. On the same page and line, delete the proposed proviso "provided that insofar as municipalities where agriculture is a significant industry or where the main livelihood is agricultural in nature, the appointment of a municipal agriculturist shall be mandatory";
6. On page 2, line 11, after the word "provincial" insert the phrase "**AND MUNICIPAL**";
7. On the same page and line, put a letter "s" in the word "government" to make it plural;
8. On the same page and line, after the word "city" put a punctuation mark period "(.)";
9. On the same page and line, delete the following " and municipal governments: Provided, that insofar as municipalities where agriculture is a significant industry or where the main livelihood is agricultural in nature, the appointment of a municipal agriculturist shall be mandatory."
10. On the same page, delete lines 18 to 25 and renumber the succeeding sections accordingly;
11. The title of the bill should now read as follows:

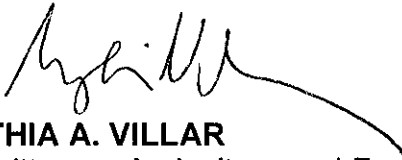
"AN ACT

**MANDATING THE APPOINTMENT OF AGRICULTURISTS IN
MUNICIPALITIES, AMENDING FOR THE PURPOSES SECTIONS 443
AND 482 (A) OF REPUBLIC ACT NO. 7160, AS AMENDED, OTHERWISE
KNOWN AS THE LOCAL GOVERNMENT CODE OF 1991"**

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Respectfully submitted:

Chairpersons:



CYNTHIA A. VILLAR
Committee on Agriculture and Food
Member, Committee on Finance



FERDINAND R. MARCOS, JR.
Committee on Local Government
Member, Committee on Agriculture and Food
Member, Committee on Finance



LOREN LEGARDA
Committee on Finance
Member, Committee on Local Government and
Member, Committee on Agriculture and Food

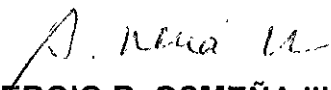
Vice-Chairpersons:



GRACE POE
Committee on Agriculture and Food
Member, Committee on Finance



ANTONIO "SONNY" F. TRILLANES IV
Committee on Local Government
Member, Committee on Agriculture and Food



SERGIO R. OSMEÑA III
Committee on Finance


Members:



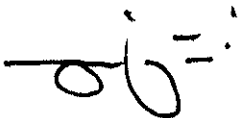
PIA S. CAYETANO
Committee on Local Government
Committee on Finance



MANUEL "LITO" M. LAPID
Committee on Local Government
Committee on Finance



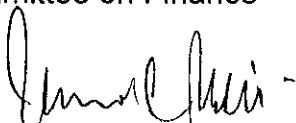
SONNY ANGARA
Committee on Local Government
Committee on Agriculture and Food
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JOSEPH VICTOR G. EJERCITO
Committee on Local Government
Committee on Agriculture and Food
Committee on Finance

RAMON BONG REVILLA, JR.
Committee on Finance

MIRIAM DEFENSOR SANTIAGO
Committee on Finance



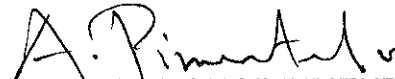
VICENTE C. SOTTO III
Committee on Finance



PAOLO BENIGNO "BAM" AQUINO IV
Committee on Local Government
Committee on Agriculture and Food



GREGORIO B. HONASAN II
Committee on Local Government
Committee on Agriculture and Food
Committee on Finance

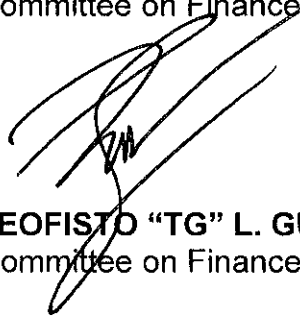


AQUILINO "KOKO" PIMENTEL III
Committee on Local Government
Committee on Finance



MARIA LOURDES NANCY S. BINAY
Committee on Local Government
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Committee on Finance

FRANCIS G. ESCUDERO
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TEOFISTO "TG" L. GUINGONA III
Committee on Finance

JINGGOY EJERCITO ESTRADA
Committee on Finance

Ex-Officio Members:



RALPH G. RECTO
President Pro-Tempore

ALAN PETER "COMPAÑERO" S. CAYETANO
Majority Leader

JUAN PONCE ENRILE
Minority Leader

Hon. FRANKLIN M. DRILON
President
Senate of the Philippines
Pasay City

SIXTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)



14 JAN 28 P5 :06

SENATE

S.B. No. 2093

RECEIVED BY. *J.*

Introduced by Senator Manuel "Lito" M. Lapid

EXPLANATORY NOTE


At present, only provincial governments are mandated to appoint agriculturists in order to ensure effective representation of the agricultural sector in local government planning and coordination. The law permits the appointment of agriculturists by city and municipality governments but does not require the same.

The mandatory appointment of agriculturists at the level of the provincial government reflects the importance vested by the State in the agricultural sector. It likewise reflects recognition that the Philippines remains a largely agricultural country with many citizens dependent on farming, fishing, or husbandry as sources of livelihood.

In light thereof, the optional appointment of agriculturists at the level of smaller local government units, particularly municipalities, should be reviewed. In municipalities where the main industry is agriculture, the appointment of agriculturists to the local government unit should no longer be an option but a necessary prerequisite for local government growth. In such municipalities the interest and voice of the agricultural sector should be of paramount importance in the determination of local planning and development measures. Hence, a qualified expert in the field should be available to address constituent concerns as well as to aid in government decision-making.

The proposed measure will mandate the appointment of municipal agriculturists in municipalities where agriculture is a significant industry.

In view of the foregoing, the passage of this bill is earnestly sought.


MANUEL "LITO" M. LAPID
Senator MCR

14 JAN 28 P5:06

SENATE

S.B. No. 2093

RECEIVED BY *Ji*

Introduced by Senator Manuel "Lito" M. Lapid

AN ACT
MANDATING THE APPOINTMENT OF MUNICIPAL AGRICULTURISTS IN
MUNICIPALITIES WHERE AGRICULTURE IS A SIGNIFICANT INDUSTRY,
AMENDING FOR THE PURPOSE SECTIONS 443 AND 482(A)
OF REPUBLIC ACT NO. 7160, AS AMENDED, OTHERWISE KNOWN AS THE
LOCAL GOVERNMENT CODE OF 1991

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

1 SECTION 1. Section 443 of Republic Act No. 7160, as amended, otherwise
2 known as the Local Government Code of 1991, is hereby amended to read as follows:

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"Section 443. Officials of the Municipal Government. -

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(a) There shall be in each municipality a municipal mayor, a
municipal vice-mayor, sangguniang bayan members, a secretary to the
sangguniang bayan, a municipal treasurer, a municipal assessor, a
municipal accountant, a municipal budget officer, a municipal planning
and development coordinator, a municipal engineer/building official, a
municipal health officer and a municipal civil registrar.

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SEC. 2. Section 482(a) of R.A. No. 7160, as amended, is hereby amended to
read as follows:

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"Section 482. Qualifications, Powers and Duties.

1 (a) No person shall be appointed agriculturist unless he is a citizen
2 of the Philippines, a resident of the local government unit concerned, of
3 good moral character, a holder of a college degree in agriculture or any
4 related course from a recognized college or university and a first grade
5 civil service eligible or its equivalent. He must have practiced his
6 profession in agriculture or acquired experience in a related field for at
7 least five (5) years in the case of the provincial and city agriculturist, and
8 three (3) years in the case of the municipal agriculturist.
9

10 The position of the agriculturist shall be mandatory for the
11 provincial government and optional for the city and municipal
12 governments: **PROVIDED, THAT IN SO FAR AS MUNICIPALITIES**
13 **WHERE AGRICULTURE IS A SIGNIFICANT INDUSTRY OR WHERE**
14 **THE MAIN LIVELIHOOD IS AGRICULTURAL IN NATURE, THE**
15 **APPOINTMENT OF A MUNICIPAL AGRICULTURIST SHALL BE**
16 **MANDATORY."**
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18 **SEC. 3. *Implementing Agency.*** - The Department of Interior and Local
19 Governance (DILG) and the Department of Agriculture (DA), in coordination with local
20 government units, shall promulgate the rules and regulations necessary for the effective
21 implementation of this Act.
22

23 **SEC. 4. *Appropriations Clause.*** - The amount necessary for the effective
24 implementation of this Act shall be included in the general appropriations Act of the
25 year following its enactment.
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27 **SEC. 5. *Repealing Clause.*** - Other relevant provisions of the R.A. No. 7160,
28 insofar as the appointment of agriculturists is concerned, and any law, decree, executive
29 order, and rules and regulations, or portions thereof not consistent with this Act are
30 hereby amended accordingly.
31

32 **SEC. 6. *Separability Clause.*** - Should any part or provision of this Act be
33 declared unconstitutional or invalid, the remaining parts or provisions not affected
34 thereby shall remain in full force and effect.
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36 **SEC. 7. *Effectivity Clause.*** - This Act shall take effect fifteen (15) days after
37 its publication in two (2) newspapers of general circulation.

Approved,