

*19 OCT -2 P 7:21

SENATE

S. No. 1101

RECEIVED



Introduced by SENATOR RONALD "BATO" DELA ROSA

AN ACT

UPGRADING THE RANK CLASSIFICATION STRUCTURE OF THE UNIFORMED MEMBERS OF THE BUREAU OF FIRE PROTECTION (BFP) AND THE BUREAU OF JAIL MANAGEMENT AND PENOLOGY (BJMP) ORGANIZATION, AMENDING FOR THE PURPOSE CERTAIN PROVISIONS OF REPUBLIC ACT NO. 6975, AS AMENDED BY REPUBLIC ACT NO. 8551, AND REPUBLIC ACT NO. 9263 AND FOR OTHER PURPOSES

EXPLANATORY NOTE

Section 2 of Republic Act No. 9263, otherwise known as the "Bureau of Fire Protection (BFP) and Bureau of Jail Management and Penology Professionalization (BJMP) Act of 2004", recognizes the important role of BJMP and BFP uniformed personnel, to wit:

"xxx xxx xxx

Moreover, Section 3 of the Republic Act No. 8551, otherwise known as the "Philippine National Police Reform and Reorganization Act of 1998", provides that in times of national emergency, BFP and the BJMP along with the Philippine National Police (PNP) shall, upon the direction of the President, assist the Armed Forces of the Philippines (AFP) in meeting the national emergency, in addition to the performance of their inherent functions as mandated by law.

It is therefore recognized that the uniformed personnel of the BFP and the BJMP, as member of the uniformed service of the government

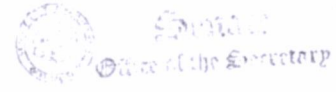
under the Department of the Interior and Local Government (DILG), are required the same amount of sacrifice, service and dedication like their counterparts in the PNP and the AFP to carry out their respective duties to the extent of risking their lives and limbs.

xxx xxx xxx''

Considering the same level of recognition of sacrifice, service and dedication of uniformed personnel of BJMP and BFP with that of the PNP, this bill aims to rectify the inequality in the rank classification among the line bureaus of the DILG. The proper modification of the present rank classification of the BJMP and BFP will motivate them more to provide an effective and efficient fire and jail service.

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


RONALD "BATO" DELA ROSA



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S. No. 1101

REC. 11

Introduced by SENATOR RONALD "BATO" DELA ROSA

AN ACT
UPGRADING THE RANK CLASSIFICATION STRUCTURE OF THE UNIFORMED MEMBERS OF THE BUREAU OF FIRE PROTECTION (BFP) AND THE BUREAU OF JAIL MANAGEMENT AND PENOLOGY (BJMP) ORGANIZATION, AMENDING FOR THE PURPOSE CERTAIN PROVISIONS OF REPUBLIC ACT NO. 6975, AS AMENDED BY REPUBLIC ACT NO. 8551, AND REPUBLIC ACT NO. 9263 AND FOR OTHER PURPOSES

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

1 **SECTION 3.** Section 3 of Republic Act No. 9263, as amended, is hereby amended to
2 read as follows:

3 **"SEC. 3. Organization and Key Positions of the BFP and the**
4 **BJMP.** – The BFP and the BJMP shall be respectively headed by a Chief
5 who shall be assisted by two (2) Deputy Chiefs, one (1) for
6 Administration and one (1) for Operations, all of whom shall be
7 appointed by the President upon recommendation of the Secretary of
8 the DILG from among the qualified officers with at least the rank of
9 [~~senior—superintendent~~] **BRIGADIER GENERAL** in the
10 service: *Provided*, that in no case shall any officer who has retired or is
11 retirable within six (6) months from his/her compulsory retirement age
12 be appointed as Chief of the Fire Bureau or Chief of the Jail Bureau, as
13 the case may be: *Provided, further*, that the Chief of the Fire Bureau and
14 Chief of the Jail Bureau shall serve a tour of duty not to exceed four (4)
15 years: *Provided, however*, that in times of war or other National
16 Emergency declared by Congress, the President may extend such tour
17 of duty.

18 The Heads of the BFP and the BJMP with the rank of [~~director~~]
19 **GENERAL** shall have the position title of Chief of the Fire Bureau and
20 the Chief of the Jail Bureau, respectively. The second officers in
21 command of the BFP and the BJMP with the rank of [~~chief~~
22 ~~superintendent~~] **LIEUTENANT GENERAL** shall have the position title

1 of Deputy Chief for Administration of the Fire Bureau and Deputy Chief
2 for Administration of the Jail Bureau, respectively. The third officers in
3 command of the BFP and the BJMP with the rank of [~~chief~~
4 ~~superintendent~~] **LIEUTENANT GENERAL** shall have the position title
5 of Deputy Chief for Operation of the Fire Bureau and Deputy Chief for
6 Operation of the Jail Bureau, respectively. The fourth officers in
7 command of the BFP and the BJMP with the rank of [~~chief~~
8 ~~superintendent~~] **LIEUTENANT GENERAL** shall have the respective
9 position title of Chief of Directorial Staff of the Fire Bureau and Chief of
10 Directorial Staff of the Jail Bureau, who shall be assisted by the Directors
11 of the Directorates in the respective National Headquarters Office with
12 at least the rank of [~~senior-superintendent~~] **MAJOR GENERAL**.

13 The BFP and the BJMP shall construct, establish, operate and
14 maintain their respective regional offices in each of the administrative
15 regions of the country which shall be respectively headed by a Regional
16 Director for Fire Protection and a Regional Director of Jail Management
17 and Penology with the rank of [~~senior-superintendent~~] **BRIGADIER**
18 **GENERAL**. He/she shall be respectively assisted by the following
19 officers with the rank of [~~superintendent~~] **COLONEL**: Assistant Regional
20 Director for Administration, Assistant Regional Director for Operations,
21 and Regional Chief of Directorial Staff: **PROVIDED, THAT IN THE**
22 **NATIONAL CAPITAL REGION, THE AFOREMENTIONED**
23 **OFFICERS SHALL HAVE THE RANK OF BRIGADIER GENERAL**.

24 **SECTION 4.** Section 5, paragraph d of Republic Act No. 9263, as amended, is hereby
25 amended to read as follows:

26 **"SEC. 5. Appointment of Uniformed Personnel to the BFP and**
27 **the BJMP.** – The appointment of the BFP and the BJMP shall be effected
28 in the following manners:

29 d) *Fire/ Jail [~~Chief-Superintendent~~] **BRIGADIER GENERAL** to*
30 *Fire/Jail General.* - Appointed by the President upon recommendation of
31 the Secretary of the DILG, with the proper endorsement by the Chairman
32 of the Civil Service Commission (CSC)."

33 **SECTION 5.** Section 7 of Republic Act No. 9263, as amended, is hereby amended to
34 read as follows:

35 **"SEC. 7. Professionalization and Upgrading of Qualification**
36 **Standards in the Designation of Uniformed Personnel of the BFP**
37 **and the BJMP to Key Positions.** -

38 a) No person shall be designated to the following key positions in the
39 BFP unless he/she has met the qualifications provided therein:

1 1) *Municipal Fire Marshal*. – Should have the rank of [senior
2 inspector] **LIUTENANT COLONEL**, who must have finished at
3 least second year Bachelor of Laws or earned at least twelve (12)
4 units in a Master's Degree Program in Public Administration,
5 Management, Engineering, Public Safety, Criminology or other
6 related disciplines from a recognized institution of learning, and
7 must have satisfactorily passed the necessary training or career
8 courses for such position as may be established by the Fire
9 Bureau;

10 2) *City Fire Marshal*. - Should have the rank of [chief inspector]
11 **COLONEL**, who must have finished at least second year Bachelor
12 of Laws or earned at least twenty-four (24) units in a Master's
13 Degree Program in Public Administration, Management,
14 Engineering, Public Safety, Criminology or other related
15 disciplines from a recognized institution of learning, and must
16 have satisfactorily passed the necessary training or career
17 courses for such position as may be established by the Fire
18 Bureau;

19 ~~3) *District Fire Marshal, Provincial Fire Marshal, Assistant Regional*~~
20 ~~*Director for Administration, Assistant Regional Director for*~~
21 ~~*Operations and Regional Chief of Directorial Staff.*~~— Should have
22 the rank of superintendent, who must be a graduate of Bachelor
23 of Laws or a holder of a mater's degree in public administration;
24 management, engineering, public safety, criminology or other
25 related disciplines from recognized institution of learning, and
26 must have satisfactory passed the necessary training or career
27 courses for such position as may be established by the Fire
28 Bureau;

29 ~~4) *District Fire Marshal for the National Capital Region, Regional*~~
30 ~~*Director for Fire Protection and Director of the Directorate of the*~~
31 ~~*National Headquarters Office.*~~— Should have at least the rank of
32 senior superintendent, who must be a graduate of Bachelor of
33 Laws or a holder of master's degree in public administration,
34 management, engineering, public safety, criminology or other
35 related disciplines from a recognized institution of learning, and
36 must have satisfactory passed the necessary training or career
37 course for such position as may be established by the Fire
38 Bureau;

39 3) *District Fire Marshal, District Fire Marshal for the National*
40 *Capital Region, Provincial Fire Marshal, Assistant Regional*
41 *Director for Administration, Assistant Regional Director for*
42 *Operations and Regional Chief of Directorial Staff.* – Should have
43 the rank of Colonel, who must be a graduate of Bachelor of Laws
44 or a holder of a Master's Degree in Public Administration,

1 Management, Engineering, Public Safety, Criminology or other
2 related disciplines from a recognized institution of learning, and
3 must have satisfactorily passed the necessary training or career
4 courses for such position as may be established by the Fire
5 Bureau;

6 **4) REGIONAL DIRECTOR FOR FIRE PROTECTION,**
7 **ASSISTANT REGIONAL DIRECTOR FOR**
8 **ADMINISTRATION (NCR) AND ASSISTANT REGIONAL**
9 **DIRECTOR FOR OPERATIONS (NCR) – SHOULD HAVE AT**
10 **LEAST THE RANK OF BRIGADIER GENERAL, WHO MUST**
11 **BE A GRADUATE OF BACHELOR OF LAWS OR A HOLDER**
12 **OF MASTER'S DEGREE IN PUBLIC ADMINISTRATION,**
13 **MANAGEMENT, ENGINEERING, PUBLIC SAFETY,**
14 **CRIMINOLOGY OR OTHER RELATED DISCIPLINES FROM**
15 **A RECOGNIZED INSTITUTION OF LEARNING, AND MUST**
16 **HAVE SATISFACTORILY PASSED THE NECESSARY**
17 **TRAINING OR CAREER COURSE FOR SUCH POSITION AS**
18 **MAY BE ESTABLISHED BY THE FIRE BUREAU;**

19 **5) DIRECTOR OF THE DIRECTORATE OF THE NATIONAL**
20 **HEADQUARTERS OFFICE AND REGIONAL DIRECTOR FOR**
21 **THE NATIONAL CAPITAL REGION. – SHOULD HAVE AT**
22 **LEAST THE RANK OF MAJOR GENERAL, WHO MUST BE A**
23 **GRADUATE OF BACHELOR OF LAWS OR A HOLDER OF**
24 **MASTER'S DEGREE IN PUBLIC ADMINISTRATION,**
25 **MANAGEMENT, ENGINEERING, PUBLIC SAFETY,**
26 **CRIMINOLOGY OR OTHER RELATED DISCIPLINES FROM**
27 **A RECOGNIZED INSTITUTION OF LEARNING, AND MUST**
28 **HAVE SATISFACTORILY PASSED THE NECESSARY**
29 **TRAINING OR CAREER COURSE FOR SUCH POSITION AS**
30 **MAY BE ESTABLISHED BY THE FIRE BUREAU;**

31 [5] 6) *Deputy Chief for Administration of the Fire Bureau, Deputy*
32 *Chief for Operations of the Fire Bureau and Chief Directorial Staff*
33 *of the Fire Bureau.*- Should have the rank of [superintendent]
34 **LIEUTENANT GENERAL**, who must be a member of the
35 Philippine Bar or a holder of a Master's Degree in Public
36 Administration, Management, Engineering, Public Safety,
37 Criminology or other related disciplines from a recognized
38 institution of learning, and must have satisfactorily passed the
39 necessary training or career courses for such as may be
40 established by the Fire Bureau; and

41 7) *Chief of the Fire Bureau.* – Should have the rank of [director]
42 **GENERAL**, who must be a member of the Philippine Bar or a
43 holder of a Master's Degree in Public Administration,
44 Management, Engineering, Public Safety, Criminology or other

1 related discipline from a recognized institution of learning, and
2 must have satisfactorily passed the necessary training or career
3 courses for such position as may be established by the Fire
4 Bureau.

5 b) No person shall be designated to the following key positions of the
6 BJMP unless he/she has met the qualification provided therein:

7 1) *Municipal Jail Warden.* – Should have the rank of [~~chief~~
8 ~~inspector~~] **LIEUTENANT COLONEL**, who have finished at least
9 second year Bachelor of Laws or earned at least twelve (12) units
10 in a Master' Degree Program in Management, Public
11 Administration, Public Safety, Criminology, Penology, Sociology,
12 National Security Administration, Defense Studies, or other
13 related disciplines from a recognized institution of learning, and
14 must have satisfactorily passed the necessary training or career
15 courses for such position as may be established by the Jail
16 Bureau;

17 2) *City Jail Warden.* – Should have the rank of [~~chief-inspector~~]
18 **COLONEL**, who must have finished at least second year Bachelor
19 of Laws or earned at least twenty four (24) units in Master's
20 Degree Program in Management, Public Administration, Public
21 Safety, Criminology, Penology, Sociology, National Security
22 Administration, Defense Studies or related disciplines from a
23 recognized institution of learning and must have satisfactorily
24 passed the necessary training or career courses for such position
25 as may be established by the Jail Bureau: *Provided*, that in City
26 Jails with a population of one thousand (1,000) or more inmates,
27 the City Jail Warden shall the rank and qualification of a District
28 Jail Warden;

29 3) *District Jail Warden, Provincial Jail Administrator, Assistant*
30 *Regional Director for Administration, Assistant Regional Director*
31 *for Operations and Regional Chief of Directorial Staff.* – Should
32 have the rank of [~~senior-superintendent~~] **COLONEL**, who must
33 be a graduate of Bachelor of Laws or a holder of a Master's
34 Degree in Management, Public Administration, Public Safety,
35 Criminology, Penology, Sociology, National Security
36 Administration, Defense Studies or other related discipline from a
37 recognized institution of learning, and must have satisfactorily
38 passed the necessary training or career courses for such position
39 as may be established by the Jail Bureau;

40 4) *Regional Director for Jail Management and Penology, and*
41 *[Directorate-of-the-National-Headquarters-Office]* **ASSISTANT**
42 **REGIONAL DIRECTOR FOR ADMINISTRATION (NCR) AND**
43 **ASSISTANT REGIONAL DIRECTOR FOR OPERATIONS**

1 **(NCR).** – Should have the rank of [~~senior superintendent~~]
2 **BRIGADIER GENERAL**, who must be a graduate of Bachelor of
3 Laws or a holder of a Master's Degree in Management, Public
4 Administration, Public Safety, Criminology, Penology, Sociology,
5 National Security Administration, Defense Studies or other related
6 discipline from a recognized institution of learning, and must have
7 satisfactorily passed the necessary training or career courses for
8 such position as may be established by the Jail Bureau;

9 **5) DIRECTOR OF THE DIRECTORATE OF THE NATIONAL**
10 **HEADQUARTERS OFFICE AND REGIONAL DIRECTOR FOR**
11 **THE NATIONAL CAPITAL REGION. – SHOULD HAVE THE**
12 **RANK OF MAJOR GENERAL, WHO MUST BE A GRADUATE**
13 **OF BACHELOR OF LAWS OR A HOLDER OF A MASTER'S**
14 **DEGREE IN MANAGEMENT, PUBLIC ADMINISTRATION,**
15 **PUBLIC SAFETY, CRIMINOLOGY, PENOLOGY,**
16 **SOCIOLOGY, NATIONAL SECURITY ADMINISTRATION,**
17 **DEFENSE STUDIES OR OTHER RELATED DISCIPLINE**
18 **FROM A RECOGNIZED INSTITUTION OF LEARNING, AND**
19 **MUST HAVE SATISFACTORILY PASSED THE NECESSARY**
20 **TRAINING OR CAREER COURSES FOR SUCH POSITION AS**
21 **MAY BE ESTABLISHED BY THE JAIL BUREAU;**

22 6) Deputy Chief for Administration of the Jail Bureau, Deputy
23 Chief for Operations of the Jail Bureau and Chief of Directorial
24 Staff of the Jail Bureau. – Should have the rank of [~~senior~~
25 ~~superintendent~~] **LIEUTENANT GENERAL**, who must be a
26 member of the Philippine Bar or a holder of a Master's Degree in
27 Management, Public Administration, Public Safety, Criminology,
28 Penology, Sociology, National Security Administration, Defense
29 Studies or other related discipline from a recognized institution of
30 learning, and must have satisfactorily passed the necessary
31 training or career courses for such position as may be established
32 by the Jail Bureau; and

33 7) *Chief of the Jail Bureau.* – Should have the rank of [~~director~~]
34 **GENERAL**, who must be a member of the Philippine Bar or a
35 holder of a Master's Degree in Management, Public
36 Administration, Public Safety, Criminology, Penology, Sociology,
37 National Security Administration, Defense Studies or other related
38 discipline from a recognized institution of learning, and must have
39 satisfactorily passed the necessary training or career courses for
40 such position as may be established by the Jail Bureau.

41 Any uniformed personnel of the BFP and the BJMP who is currently
42 occupying such designation for more than five (5) years shall be
43 reclassified of their ranks by operation of law."

1 **SECTION 6.** Section 12 of Republic Act No. 9263, as amended, is hereby amended
2 to read as follows:

3 **"SEC. 12. RANK CLASSIFICATION, Standardization of the Base**
4 **Pay, Retirement and other Benefits of the Uniformed Personnel**
5 **of the BFP and BJMP.** – In order to enhance the general welfare,
6 commitment to service and professionalism of the uniformed personnel
7 of the BFP and the BJMP, they shall receive the minimum starting salary
8 equivalent to the salary grade level of the corresponding rank
9 classification of their counterparts in the PNP, as provided under Section
10 36 of Republic Act No. 8551, and in the AFP, as provided under Section
11 2 of Republic Act No. 9166.

12 [~~The rate of the base pay of the uniformed personnel of the BFP~~
13 ~~and the BJMP shall be adjusted in accordance with the following salary~~
14 ~~grade—schedule:]~~ **FOR PURPOSES OF EFFICIENT**
15 **ADMINISTRATION, SUPERVISION AND CONTROL, THE RANK**
16 **CLASSIFICATION AND THE CORRESPONDING RATE OF THE**
17 **BASE PAY OF THE UNIFORMED PERSONNEL OF THE BFP AND**
18 **BJMP SHALL BE AS FOLLOWS:**

RANK CLASSIFICATION	SALARY GRADE
Fire/Jail General	30
Fire/Jail Lieutenant General	29
Fire/Jail Major General	28
Fire/Jail Brigadier General	27
Fire/Jail Colonel	26
Fire/Jail Lieutenant Colonel	25
Fire/Jail Major	24
Fire/Jail Captain	23
Fire/Jail Lieutenant	22
Fire/Jail Executive Master Sergeant	19
Fire/Jail Chief Master Sergeant	18
Fire/Jail Senior Master Sergeant	17
Fire/Jail Master Sergeant	16
Fire/Jail Staff Sergeant	14
Fire/Jail Corporal	12
Fire/Jail Man/Woman	10

19
20 **SECTION 7. Implementation Rules and Regulations.** – The DILG in coordination
21 with the BFP and the BJMP, the CSC, the Department of Budget and Management
22 (DBM), and the Department of Finance (DOF) shall, within ninety (90) days from the
23 effectivity of this Act, promulgate the rules and regulations necessary to implement
24 the provision of this Act.

- 1 **SECTION 8. *Separability Clause.*** - If any portion or provision of this Act is declared
2 unconstitutional, the same shall not affect the validity and effectivity of the other
3 provisions not affected thereby.
- 4 **SECTION 9. *Repealing Clause.*** – The renaming provisions of Republic Act No.
5 6975, as amended by Republic Act No. 9263 that have reference to the rank and
6 classification of the uniformed personnel of the BFP and BJMP, and all laws, decrees,
7 orders, rules and regulations, and other issuances, or parts thereof, which are
8 inconsistent with the provisions of this Act, are hereby deemed repealed, amended or
9 modified accordingly.
- 10 **SECTION 10. *Effectivity.*** – This Act shall take effect fifteen (15) days after its
11 complete publication in the Official Gazette or in at least two (2) newspapers of general
12 circulation, whichever comes earlier.

Approved,