

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
First Regular Session
1093
HOUSE BILL NO. _____

HOUSE OF REPRESENTATIVES	
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Introduced by **HON. RONALD M. COSALAN**


EXPLANATORY NOTE

Education plays an important role in the government's ultimate goal of achieving progress. Thus, the 1987 Philippine Constitution mandates that the State give priority to education. It likewise provides that the State recognizes the vital role of the youth in nation-building and obliges itself to promote the intellectual and physical well-being of the youth. Thus, Section 1, Article XIV of the Constitution provides that the State shall protect and promote the right of all citizens to quality education at all levels and shall take the appropriate steps to make education accessible to all.

However, the Province of Benguet has only a single state college with branches at three separate municipalities, none of which is within or near the Municipality of Kabayan. Prospective college students from this Municipality have to travel far and leave their homes to pursue a college degree and finish vocational courses, incurring tremendous expenses in the process, considering the distance and road conditions between the municipalities of Benguet Province.

Thus, it is high time to take the appropriate steps to make higher education accessible to the youth of Benguet Province, especially those from the Municipality of Kabayan, and not reduce those provisions of the Constitution to become empty promises. The establishment of a state polytechnic college within the Municipality of Kabayan will not only serve the higher education needs of its constituents but also those of the nearby municipalities of Buguias and Bokod, as well as the Provinces of Ifugao and Nueva Vizcaya.

In view of the foregoing, this bill is being filed to establish a state polytechnic college, to be known as KABAYAN STATE POLYTECHNIC COLLEGE at the Municipality of Kabayan, Province of Benguet. Approval of the same is highly urged.


HON. RONALD M. COSALAN
Representative
Lone District, Benguet Province (CAR)

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HOUSE OF REPRESENTATIVES
Quezon City

SEVENTEENTH CONGRESS
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HOUSE BILL NO. 1093

Introduced by HON. RONALD M. COSALAN

**AN ACT ESTABLISHING A STATE POLYTECHNIC COLLEGE AT THE
MUNICIPALITY OF KABAYAN, PROVINCE OF BENGUET, TO BE
KNOWN AS THE KABAYAN STATE POLYTECHNIC COLLEGE,
AND APPROPRIATING FUNDS THEREFOR**

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

SECTION 1. *Establishment.* - There is hereby established in the Municipality of Kabayan, Province of Benguet, a state polytechnic college to be known as the Kabayan State Polytechnic College, the same being organized as a corporation under that name, and hereinafter referred to as "State Polytechnic College."

SECTION 2. *Purpose.* - The State Polytechnic College shall provide technical and professional training in the sciences, arts, teacher education, agriculture, engineering, business and entrepreneurial technology as well as short-term vocational courses. It shall likewise promote research, advance studies and academic leadership in the stated areas of specialization.

SECTION 3. *Powers.*- The State Polytechnic College shall have the general powers set forth in Section Thirty-Six (Sec. 36) of Batas pambansa 68 (B.P. 68), as amended, and the exercise of its corporate powers shall be exercised exclusively by a Board of Trustees.

SECTION 4. *Board of Trustees.* - The governing body of the State Polytechnic College shall be vested in a group of persons to be known as the Board of Trustees of the Kabayan State Polytechnic College, in a manner set forth herein below:

a. *Composition and Manner of Appointment.* The Board of Trustees shall be composed of ten (10) members, namely:

- i. Chairman of the Commission on Higher Education (CHED),
Chairman;
- ii. President of the State College, Vice Chairman;
- iii. Respective Chairmen of the Congressional and Senate
Committees on Education and Culture;
- iv. Regional Director of the National Economic Development
Authority (NEDA) of Cordillera Administrative Region;
- v. President of the faculty association;
- vi. President of the supreme student council or the student
representative elected by the student council; Provided, That in
the absence of a student council president, or student
representative elected by the student council, the State
Polytechnic College shall schedule (1) week for the campaign
and election of a student representative;
- vii. President of the alumni association of the State Polytechnic
College;
- viii. Two (2) prominent citizens who have distinguished themselves
in their professions or fields of specialization and chosen among
a list of at least five (5) persons, qualified within the Lone
Legislative District of the Province of Benguet, as recommended
by the search committee constituted by the resident in
consultation with the Chairman of the CHED based on the
normal standards and qualifications for the position.

The faculty and the student council shall be represented by the president of their respective federations within the State Polytechnic College.

The private sector representatives shall be appointed by the Board of Trustees upon the recommendation of a duly constituted search committee.

b. *Term of Office.* The presidents of the faculty and alumni associations and the student trustee shall sit in the Board of Trustees until the expiration of their term of office in such capacities.

The prominent citizens shall serve for a term of two (2) years.

c. *Meetings.* The Board of Trustees shall regularly convene at least once every quarter. The Chairman of the Board of Trustees may call a special meeting whenever necessary; Provided, that members are notified in writing at least three (3) days prior to the said meeting.

d. *Quorum.* A majority of all members holding office shall constitute a quorum for board meetings; Provided, that the Chairman of the CHED who is the chairman of the Board of Trustees or the President of the State Polytechnic

College is among those present in the meeting. In the absence of the Chairman of CHED, a commissioner of the CHED, duly designated by him, shall represent him in the meeting with all the rights and responsibilities of a regular member; Provided, however, that in the said meeting the President of the State Polytechnic College as vice chairman shall be the presiding officer; Provided, further, that this proviso notwithstanding, the Chairman of the CHED is hereby authorized to designate a CHED Commissioner as the regular Chair to the Board of Trustees, in which case CHED Commissioner shall act as the presiding officer.

e. *Compensation.* The members shall serve without compensation, but they shall be reimbursed for the necessary expenses incurred in their attendance of meetings of the Board of Trustees or in connection with their official business authorized by a resolution of the Board of Trustees.

SECTION 5. *Powers and Duties of the Board of Trustees.* – The Board of Trustees shall have the following specific powers and duties in addition to its general powers and administration and the exercise of all the powers granted to the board of directors of a corporation under Section 36 of Batas Pambansa Bilang 68, otherwise known as the Corporation Code of the Philippines, to wit:

- a. To enact rules and regulations not contrary to law as may be necessary to carry out the purposes and functions of the State Polytechnic College;
- b. To receive and appropriate all sums in the manner it may determine in its discretion and to carry out the purposes and functions of the college;
- c. To receive in trust legacies, gifts and donations of real and personal properties of all kinds, to administer and dispose the same when necessary for the benefit of the State Polytechnic College, subject to limitations, discretions, and instructions of the donors, if any. Such donations shall be exempt from all taxes and shall be considered as deductible items for the income tax of the donor;
- d. To fix the tuition fees and other necessary school charges, such as but not limited to matriculation fees, graduation fees and laboratory fees, as the Board of Trustees may deem proper to impose after due consultations with the involved sectors.

Such fees and charges, including government subsidies and other income generated by the State Polytechnic College, shall constitute special trust funds and shall be deposited in any authorized government depository bank, and all interest that shall accrue there from shall form part of the same fund for the use of the State Polytechnic College.

