



HOUSE OF REPRESENTATIVES

H. No. 5991

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BY REPRESENTATIVES OAMINAL, ROMULO, UNGAB, QUIMBO, SUANSING,  
GARIN (S.), ALVAREZ (M.) AND NOGRALES, PER COMMITTEE REPORT  
NO. 822

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AN ACT CONVERTING THE NORTHWESTERN MINDANAO STATE COLLEGE OF SCIENCE AND TECHNOLOGY (NMSCST) IN THE CITY OF TANGUB, PROVINCE OF MISAMIS OCCIDENTAL INTO A STATE UNIVERSITY TO BE KNOWN AS THE UNIVERSITY OF NORTHWESTERN MINDANAO (UNM), INTEGRATING THEREWITH THE SATELLITE CAMPUSES OF THE MINDANAO UNIVERSITY OF SCIENCE AND TECHNOLOGY (MUST) IN THE CITY OF OROQUIETA AND IN THE MUNICIPALITY OF PANAON, BOTH LOCATED IN THE PROVINCE OF MISAMIS OCCIDENTAL, AND APPROPRIATING FUNDS THEREFOR

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

- 1           SECTION 1. *Conversion.* – The Northwestern Mindanao State College  
2 of Science and Technology (NMSCST) in the City of Tangub, Province of  
3 Misamis Occidental is hereby converted into a state university to be known as  
4 the University of Northwestern Mindanao (UNM), hereinafter referred to as  
5 the University, and integrating therewith the satellite campuses of the  
6 Mindanao University of Science and Technology (MUST) in the City of

1 Oroquieta and in the Municipality of Panaon, both located in the Province of  
2 Misamis Occidental. The main campus of the University shall be in the City  
3 of Tangub, Province of Misamis Occidental.

4 SEC. 2. *General Mandate.* – The University shall primarily provide  
5 advanced education, higher technological, professional instruction and  
6 training in the fields of agriculture, fisheries, engineering, arts and sciences,  
7 education, business administration and management, health sciences, and  
8 other relevant fields of study. It shall also undertake research, extension  
9 services, and production activities in support of the socioeconomic  
10 development of the Province of Misamis Occidental, and provide progressive  
11 leadership in its areas of specialization.

12 SEC. 3. *Academic Freedom and Institutional Autonomy.* – The  
13 University shall enjoy academic freedom and institutional autonomy, pursuant  
14 to paragraph 2, Section 5 of Article XIV of the Constitution of the Republic  
15 of the Philippines.

16 SEC. 4. *Curricular Offerings.* – The University shall offer  
17 undergraduate, graduate and short-term courses within its areas of  
18 specialization and according to its capabilities, as the Board of Regents may  
19 deem necessary to carry out its objectives, particularly in order to meet the  
20 needs of the Province of Misamis Occidental and Region X.

21 The existing high school shall be transferred to the jurisdiction and  
22 supervision of the Department of Education (DepED): *Provided,* That the  
23 high school shall be allowed to remain and operate within the campus of the  
24 University until the existing students shall have completed their high  
25 school education: *Provided, further,* That the University may operate a  
26 reasonably-sized laboratory school under its College of Education in the main  
27 campus.

1           SEC. 5. *Administration.* – The University shall have the general  
2 powers of a corporation set forth in Batas Pambansa Blg. 68, as amended,  
3 otherwise known as the “Corporation Code of the Philippines”. The  
4 administration of the University and the exercise of its corporate powers shall  
5 be vested exclusively in the Board of Regents and the President of the  
6 University.

7           SEC. 6. *The Governing Board.* – The governing body of the  
8 University shall be the Board of Regents, hereinafter referred to as the Board,  
9 which shall be composed of the following:

10           (a) The Chairperson of the Commission on Higher Education  
11 (CHED), Chairperson;

12           (b) The President of the University, Vice Chairperson;

13           (c) The Chairperson of the Committee on Education, Arts and Culture  
14 of the Senate, member;

15           (d) The Chairperson of the Committee on Higher and Technical  
16 Education of the House of Representatives, member;

17           (e) The Regional Director of the National Economic and Development  
18 Authority (NEDA), member;

19           (f) The Regional Director of the Department of Agriculture, member;

20           (g) The President of the federation of faculty associations of the  
21 University, member;

22           (h) The President of the federation of student councils of the  
23 University, member;

24           (i) The President of the federation of alumni associations of the  
25 University, member;

26           (j) Two (2) prominent citizens from the private sector who have  
27 distinguished themselves in their profession or fields of specialization and

1 who can primarily contribute to the deployment of on-the-job trainees, interns  
2 and graduates of the University, members; and

3 (k) The Regional Director of the Department of Science and  
4 Technology (DOST), member.

5 The Board shall appoint the two (2) prominent citizens from among a  
6 list of at least five (5) qualified persons in the Province of Misamis  
7 Occidental, as recommended by the search committee constituted by the  
8 University President, in consultation with the Chairperson of the CHED and  
9 the other members of the Board, based on the normal standards and  
10 qualifications for the position.

11 The term of office of the President of the federation of faculty  
12 associations, the President of the federation of student councils, and the  
13 President of the federation of alumni associations shall be coterminous with  
14 their respective terms of office, as set forth in their respective constitutions  
15 and bylaws.

16 The two (2) prominent citizens shall serve for a term of two (2) years  
17 from the date of appointment.

18 *SEC. 7. Powers and Duties of the Board.* – The Board shall have the  
19 following specific powers and duties in addition to its general powers of  
20 administration and the exercise of all the powers granted to the Board of  
21 Directors of a corporation under existing laws:

22 (a) To promulgate and implement policies in accordance with the  
23 declared State policies and the provisions of the Philippine Constitution on  
24 education, agriculture, science and technology, as well as the policies,  
25 standards and thrusts of the CHED under Republic Act No. 7722, otherwise  
26 known as the “Higher Education Act of 1994”;

27 (b) To promulgate rules and regulations not contrary to law as may be  
28 necessary to carry out the purposes and functions of the University;

1 (c) To receive and appropriate all sums as may be provided for the  
2 support of the University in the manner it may determine in its discretion, in  
3 order to carry out the purposes and functions of the University;

4 (d) To import economic, technical and cultural books and  
5 publications;

6 (e) To fix the tuition fees and other necessary school charges, such as  
7 matriculation fees, graduation fees and laboratory fees, as the Board may  
8 deem proper to impose, upon the recommendation of the University President.

9 Such fees and charges, including government subsidies and other  
10 income generated by the University, shall constitute special trust funds and  
11 shall be deposited in any authorized government depository bank, and in the  
12 absence of any government depository bank in the main campus and satellite  
13 campuses, to any bank available in the locality, and all interests that shall  
14 accrue therefrom shall form part of the same funds for the use of the  
15 University.

16 Any provision of existing laws, rules and regulations to the contrary  
17 notwithstanding, any income generated by the University from tuition fees  
18 and other charges, as well as from the operation of auxiliary services and land  
19 grants, shall be retained by the University, and may be disbursed by the Board  
20 for instruction, research, extension or other programs/projects of the  
21 University: *Provided*, That all fiduciary fees shall be disbursed for the  
22 specific purposes for which these are collected;

23 (f) To enter into contracts, but not limited:

24 (1) To borrow money from government banks to finance infrastructure  
25 projects, laboratory equipment and facilities and other income generating  
26 projects; and

27 (2) To enter into a lease purchase agreement or other module of  
28 procurement authorized by law.

1           If, for reasons beyond its control, the University shall not be able to  
2 pursue any project for which the funds have been appropriated and allocated  
3 under its approved program of expenditures, the Board may authorize the use  
4 of said funds for any reasonable purpose which, in its discretion, may be  
5 necessary and urgent for the attainment of the objectives and goals of the  
6 University;

7           (g) To adopt and implement a socialized scheme of tuition and school  
8 fees for greater access of poor but deserving students;

9           (h) To approve the curricula, instructional programs, and rules of  
10 discipline drawn by the Administrative and the Academic Councils herein  
11 provided;

12           (i) To set policies on admission and graduation of students;

13           (j) To authorize the construction or repair of its buildings, machinery,  
14 equipment and other facilities, and the purchase and acquisition of real and  
15 personal property;

16           (k) To award honorary degrees upon persons in recognition of their  
17 outstanding contribution in the fields of education, public service, arts,  
18 science and technology, agriculture or in any field of specialization within the  
19 academic competence of the University, and to authorize the awarding of  
20 certificates of completion of nondegree and nontraditional courses;

21           (l) To establish and absorb non-chartered tertiary institutions within  
22 the Province of Misamis Occidental as branches and centers in coordination  
23 with the CHED, and in consultation with the Department of Budget and  
24 Management (DBM), and to offer therein programs or courses to promote and  
25 carry out equal access to educational opportunities, as mandated by the  
26 Constitution;

1 (m) To establish research and extension centers to promote the  
2 development of the University and to commercialize research, invention and  
3 innovations upon the recommendation of the President;

4 (n) To appoint vice presidents, deans, directors, heads of departments,  
5 subject to the confirmation of the Board, except that of faculty members and  
6 other officials;

7 (o) To delegate any of its powers and duties provided for hereinabove  
8 to the President or other officials of the University as it may deem  
9 appropriate, so as to expedite the administration of the affairs of the  
10 University;

11 (p) To authorize an external management audit of the University, to be  
12 financed by the CHED, subject to the rules and regulations of the Commission  
13 on Audit (COA), and to institute reforms, including academic and structural  
14 changes, on the basis of the audit results and recommendations;

15 (q) To collaborate with other governing boards of state universities  
16 and colleges within the Province of Misamis Occidental or Region X, under  
17 the supervision of the CHED and in consultation with the DBM, and work  
18 towards the restructuring of the University to become more efficient, relevant,  
19 productive and competitive;

20 (r) To enter into joint ventures with business and industry for the  
21 profitable development and management of the economic assets of the  
22 University, the proceeds from which shall be used for the development and  
23 strengthening of the University;

24 (s) To develop consortia and other economic forms of linkages with  
25 local government units (LGUs), institutions and agencies, both public and  
26 private, local and foreign, in the furtherance of the purposes and objectives of  
27 the University;

1 (t) To establish professorial chairs in the University and to provide  
2 fellowships for qualified faculty members, and scholarships to deserving  
3 students;

4 (u) To develop academic arrangements for institutional capability  
5 building with appropriate institutions and agencies, public and private, local  
6 and foreign, and to appoint experts/specialists as consultants, part-time or  
7 visiting or exchange professors, scholars or researchers, as the case may be;

8 (v) To fix and adjust the salaries of faculty members and  
9 administrative officials and employees, subject to the Revised Compensation  
10 and Position Classification System and other pertinent budget and  
11 compensation laws governing hours of service, and such other duties and  
12 conditions as it may deem proper; to grant them, at its discretion, leaves of  
13 absences under existing laws; and to remove them for cause in accordance  
14 with the requirements of due process of law;

15 (w) To set up the adoption of modern and innovative modes of  
16 transmitting knowledge such as the use of information technology, the dual  
17 training system, open distance learning and community laboratory for the  
18 promotion of greater access to education;

19 (x) To establish policy guidelines and procedures for participative  
20 decision-making and transparency within the University;

21 (y) To privatize, where most advantageous to the University,  
22 management of nonacademic services such as health, food, building or  
23 grounds or property maintenance and such other similar activities;

24 (z) To appropriate in trust, legacies, gifts and donations of real and  
25 personal property of all kinds and to administer and dispose of the same,  
26 when necessary, for the benefit of the University and subject to the  
27 instructions of the donor, if any; and



1           (aa) To extend the term of the President of the University beyond the  
2 age of retirement, but not beyond the age of seventy (70), whose performance  
3 has been unanimously rated by the Board as outstanding based on the  
4 guidelines, qualifications and standards set by the Board, after unanimous  
5 recommendation by the search committee.

6           SEC. 8. *Meetings of the Board.* – The Board shall regularly convene  
7 once every three (3) months. Whenever necessary, the Chairperson of the  
8 Board may call, upon three (3) days' prior written notice, a maximum of two  
9 (2) special meetings within the same period.

10           A quorum of the Board shall consist of majority of all its members  
11 holding office at the time of the meeting: *Provided*, That the Chairperson of  
12 the Board or the President of the University is among those present in the  
13 meeting.

14           The Chairperson of the CHED may designate a Commissioner of the  
15 CHED as the Chairperson's representative in the meeting, with all the rights  
16 and responsibilities of a regular member: *Provided, however*, That in the  
17 said meeting, the President of the University, as Vice Chairperson, shall be  
18 the presiding officer: *Provided, further*, That this proviso notwithstanding, the  
19 Chairperson of the CHED is hereby authorized to designate a CHED  
20 Commissioner as the regular Chairperson of the Board, in which case said  
21 CHED Commissioner as the regular Chairperson of the Board shall act as the  
22 presiding officer.

23           In case the Chairpersons of the Senate and House Committees on  
24 Education shall not be able to attend the Board meeting, they may duly  
25 designate their respective representatives to attend the meeting, who shall  
26 have the same rights and responsibilities as a regular member of the Board.

27           The members of the Board shall not receive any salary, but shall be  
28 entitled to reimbursements for actual and necessary expenses incurred, either

1 in their attendance to meetings of the Board or in connection with other  
2 official business authorized by resolution of the Board, subject to existing  
3 laws and regulations.

4       SEC. 9. *The University President.* – The University shall be headed  
5 by a President, who shall render full-time service and who shall be appointed  
6 by the Board, subject to the guidelines, qualifications and standards set by the  
7 Board, upon recommendation of a duly constituted search committee. The  
8 University President shall have a term of four (4) years and shall be eligible  
9 for reappointment for another term: *Provided*, That in order to effect a  
10 smooth transition to a state university, the incumbent President of the  
11 NMSCST, if qualified, shall serve as the first President of the University.

12       Within six (6) months before the expiration of the term of office of the  
13 incumbent President, the Board shall constitute the Search Committee for the  
14 Presidency (SCP).

15       In case of vacancy in the Office of the President by reason of death,  
16 compulsory retirement, resignation, removal for cause or incapacity of the  
17 President to perform the functions of the office, the Board shall designate an  
18 Officer-in-Charge of the University within six (6) months from the date of  
19 vacancy, pending the appointment of a new President. The successor or the  
20 Officer-in-Charge shall serve only for the unexpired portion of the term.

21       SEC. 10. *Powers and Duties of the University President.* – The  
22 administration of the University shall be vested in the President of the  
23 University, who shall exercise the following powers and functions:

24       (a) Carrying out of the general policies laid down by the Board, and  
25 acting within the lines of said general policies;

26       (b) General supervision over the University, including businesses and  
27 financial operations, all offices, members of the teaching staff, and employees  
28 of the University;

1 (c) Acceptance of resignation of faculty member/s and employee/s,  
2 which shall be reported to the Board in its meeting immediately following the  
3 resignation;

4 (d) General supervision over extracurricular activities of students and  
5 authority to issue adequate rules for the organization and operation of student  
6 organizations;

7 (e) Authority to renew appointments for not more than one (1) year if  
8 the budget permits and the services are necessary;

9 (f) Authority to transfer faculty and employees from one (1)  
10 department or unit of the University to another with the written consent of the  
11 faculty member or employee concerned: *Provided, That:* (1) there is no  
12 demotion in rank and salary; (2) it is with the consent of the head of the unit;  
13 and (3) it is for the interest of the service;

14 (g) Official center of communication between the faculty, employees  
15 and students of the University, on the one hand, and the Board, on the other  
16 hand;

17 (h) Preparation of an annual report to the Board on the work and  
18 accomplishments for the previous year and the needs for the current year;

19 (i) Presentation to the Board of the annual budget of the University,  
20 with the estimates of income and expenditures;

21 (j) Execution and signing, in behalf of the University, of all contracts,  
22 deeds and other instruments necessary for the proper conduct of the business  
23 of the University, unless otherwise therein provided;

24 (k) Authority to enforce discipline and to maintain satisfactory  
25 academic standards in all of its units;

26 (l) Right to modify or disapprove any action or resolution of any  
27 college, faculty or administrative body, if in his judgment the larger interest of  
28 the University so requires. Should the President exercise such power, the

1 decision shall be communicated in writing to the body immediately affected,  
2 stating the reason for the action. Thereafter, the President shall accordingly  
3 inform the Board, which may take any action it may deem appropriate in  
4 connection therewith;

5 (m) Such other powers as elsewhere provided in this Act, or as  
6 authorized by the Board, such as those usually pertaining to the Office of the  
7 President of the University. The President may delegate in writing any of  
8 these specific functions to the chancellors, campus directors or to any office  
9 in the University;

10 (n) Recommendation of suitable person to the Board, upon  
11 consultation with the Vice President for Academic Affairs and University  
12 deans and heads of nonacademic units, as the case may be, to fill vacancies  
13 and new positions, and to make such other arrangements as to meet  
14 emergencies accruing between the meetings of the Board so that the work of  
15 the University will not be hampered;

16 (o) Authority to grant or deny permission for members of the faculty  
17 to accept training grants, fellowships, scholarships, assistantships, or  
18 invitations to conferences sponsored by other agencies or organizations;

19 (p) Authority to change the leave status of the faculty from that of  
20 teacher's leave to that of cumulative leave or *vice versa* on the  
21 recommendation of the Vice President for Academic Affairs and respective  
22 college deans concerned;

23 (q) Authority to hold officers, teachers, and employees responsible for  
24 the full discharge of their duties. If in the judgment of the President that such  
25 necessity arises, after consultation with the Vice President for Academic  
26 Affairs, University deans and administrative officers, the President, in proper  
27 cases, shall initiate the necessary proceedings for the separation from the  
28 service of any of them for cause and shall report to the Board the case of the

1 supposed erring employee or faculty member for the Board to appoint a  
2 committee to hear the case;

3 (r) Authority to invite, from time to time, scholars of eminence and  
4 other persons who have achieved distinction in some learned professions or  
5 careers to deliver a lecture or a series thereof; and

6 (s) Authority to exercise such other powers as are elsewhere provided  
7 in this Act, or by the Charter of the University, or as may be specially  
8 authorized by the Board, such as those usually pertaining to the Office of the  
9 President of similar universities. The President may delegate in writing any of  
10 these specific functions to any office or to the University.

11 SEC. 11. *The Offices Under the Office of the President.* – The  
12 following offices shall be under the Office of the President:

13 (a) The line offices directly under the Office of the President:

14 (1) Office of the Vice President for Academic Affairs, Research and  
15 Extension;

16 (2) Center for Information and Communications Technology;

17 (3) Office of Finance and Management Services; and

18 (4) Office of the Administrative Services.

19 (b) The staff offices under the Office of the President shall include the  
20 University and the Board Secretary, the Executive Assistants, and Planning  
21 and Development Assistants.

22 The salary of the President of the University shall be in accordance  
23 with the Revised Compensation and Position Classification System, as  
24 modified by Joint Resolution No. 4 dated June 17, 2009, and other pertinent  
25 budget and compensation laws, and shall be comparable to that being received  
26 by the Presidents of similar educational institutions.

1           The President of the University shall be assisted by the Vice  
2 President/s, who shall be appointed by the Board upon recommendation of the  
3 President.

4           SEC. 12. *The Secretary of the University.* – The Board shall appoint  
5 a Secretary, who shall serve as such for both the Board and the University and  
6 shall keep all records and proceedings of the Board. The Secretary shall serve  
7 upon each member of the Board the appropriate notice of the Board meetings.

8           SEC. 13. *The Treasurer of the University.* – The Treasurer of the  
9 Philippines shall be the *ex officio* Treasurer of the University.

10          SEC. 14. *The Administrative Council.* – There shall be an  
11 Administrative Council consisting of the President of the University as  
12 Chairperson, vice presidents, deans, directors and other officials of equal rank  
13 as members, whose duties are to review and recommend to the Board policies  
14 governing the administration, management and development plans of the  
15 University.

16          SEC. 15. *The Academic Council.* – There shall be an Academic  
17 Council to be composed of the President of the University, who shall act as  
18 Chairperson, and all academic staff with the rank of at least an assistant  
19 professor, as members.

20          The Academic Council shall have the power to review and recommend  
21 the curricular offerings and rules of discipline of the University, subject to the  
22 approval of the Board. It shall fix the requirements for the admission of  
23 students, as well as for their graduation and conferment of degrees, subject to  
24 review and approval by the Board through the President of the University. It  
25 shall have the disciplinary power over students of the University and shall  
26 formulate academic policies and rules and regulations on discipline, subject to  
27 the approval of the Board.

1           SEC. 16. *The Faculty.* – No political belief, gender preference,  
2 cultural or community affiliation or ethnic origin, and religious opinion or  
3 affiliation shall be a matter of inquiry in the appointment of faculty members  
4 of the University: *Provided,* That said appointment shall be subject to the  
5 guidelines, qualifications and standards set by the Board: *Provided, further,*  
6 That no member of the faculty shall teach for or against any particular church  
7 or religious sect.

8           SEC. 17. *Scholarship Program/Admission.* – The University shall  
9 provide a scholarship program and other affirmative action programs to assist  
10 poor but deserving students who qualify for admission to the University.

11           No student shall be denied admission to the University by reason of  
12 gender, religion, cultural or community affiliation or ethnic origin.

13           SEC. 18. *Authority to Loan or Transfer Apparatus/Equipment/Supplies*  
14 *and Detail of Personnel.* – The heads of the bureaus and offices of the  
15 national government are hereby authorized to loan or transfer, upon the  
16 request of the President of the University, such apparatus, equipment or  
17 supplies as may be needed by the University, and to detail employees for duty  
18 therein when, in the judgment of the head of the bureau or office, such  
19 apparatus, equipment, supplies or services of such employees can be spared  
20 without serious detriment to public service.

21           The employees so detailed shall perform such duties as required of  
22 them by the President of the University, and the time so employed shall be  
23 counted as part of their regular services.

24           Municipalities, cities and the Province of Misamis Occidental or other  
25 nearby LGUs in the province may appropriate funds to support infrastructure,  
26 scholarship programs, facilities and laboratories and research activities of the  
27 University.

1           SEC. 19. *Assets, Liabilities and Personnel.* – All assets, real and  
2 personal, personnel and records of the NMSCST, of the satellite campuses of  
3 the MUST in the City of Oroquieta and in the Municipality of Panaon, as well  
4 as liabilities or obligations, are hereby transferred to the University. The  
5 positions, rights and security of tenure of faculty members and personnel  
6 therein employed under existing laws prior to the conversion into a University  
7 shall be respected.

8           All parcels of land belonging to the government occupied by the  
9 NMSCST, including its campuses, are hereby transferred to the University,  
10 and shall be titled under that name: *Provided*, That should the University  
11 cease to exist or be abolished or should such parcels of land aforementioned  
12 be no longer needed by the University, the same shall revert to the LGUs  
13 concerned.

14           SEC. 20. *Tax Exemption.* – The importation of economic, technical  
15 and cultural books or publications, which are for economic, technical,  
16 vocational, scientific, philosophical, historical or cultural purposes made by  
17 the University, upon certification by the CHED, shall be exempt from customs  
18 duties in accordance with the provisions of the Tariff and Customs Code of  
19 the Philippines, as amended.

20           All grants, bequests, endowments, donations and contributions made to  
21 the University to be used actually, directly and exclusively by the University  
22 shall be exempt from donor's tax and the same shall be considered as  
23 allowable deduction from the gross income of the donor for purposes of  
24 computing the taxable income of the donor in accordance with the provisions  
25 of the National Internal Revenue Code of 1997, as amended.

26           SEC. 21. *Appropriations.* – The amount necessary to carry out the  
27 provisions of this Act shall be charged against the current year's  
28 appropriations of the NMSCST, the satellite campuses of the MUST in the



1 City of Oroquieta and in the Municipality of Panaon, except the sums needed  
2 to continue the operations of the existing high schools. Thereafter, such sums  
3 as may be necessary for the continued operation and maintenance of the UNM  
4 shall be included in the annual General Appropriations Act.

5 SEC. 22. *Development Plan, Management Audit, Organizational/  
6 Administrative/Academic Structure.* – Within the period of one hundred  
7 twenty (120) days after the approval of this Act, the University shall  
8 accomplish the following:

9 (a) Submit a five (5)-year development plan, including its  
10 corresponding program budget to the CHED, for corresponding  
11 recommendation to the DBM;

12 (b) Undergo a management audit in cooperation with the CHED;  
13 and

14 (c) Set up its organizational, administrative, as well as academic  
15 structure, including the appointment of key officials of the University.

16 SEC. 23. *Annual Report.* – On or before the fifteenth (15<sup>th</sup>) day of the  
17 second month after the opening of the regular classes each year, the Board  
18 shall file with the Office of the President of the Philippines, through the  
19 Chairperson of the CHED, and with both Houses of Congress, a detailed  
20 report on the progress, conditions and needs of the University.

21 SEC. 24. *Suppletory Application.* – The provisions of Republic Act  
22 No. 8292, otherwise known as the “Higher Education Modernization Act of  
23 1997”, shall be an integral part of this Act and shall serve as part of the  
24 Governing Charter of the University.

25 SEC. 25. *Parity Clause.* – All other powers, functions and privileges,  
26 responsibilities and limitations to state universities and their officials under  
27 existing laws shall be deemed granted to or imposed upon the University and  
28 its officials, whenever appropriate.

1           SEC. 26. *Compliance with CHED Requirements.* – The provisions of  
2 this Act notwithstanding, the establishment or conversion of the institution  
3 into a state university shall become effective only upon the determination and  
4 declaration by the CHED, based on the recommendation of a panel of experts,  
5 that the institution has complied with the requirements for a university status.  
6 The CHED, through its regional office, shall regularly provide technical  
7 assistance to the institution and monitor compliance with the requirements of  
8 the Commission.

9           The CHED shall designate a panel of experts who shall prepare a  
10 recommendation to the Chairperson of the CHED on whether the institution  
11 has substantially complied with the requirements for the grant of university  
12 status.

13           The following operational requirements for a university shall be  
14 complied with:

15           (a) Level III accreditation or its equivalent under CHED policies for at  
16 least four (4) of its undergraduate programs, one (1) in the sciences, and two  
17 (2) of its graduate programs;

18           (b) Ratio of qualified full-time faculty with requisite degrees to  
19 number of students;

20           (c) Adequate library and laboratories;

21           (d) Research and development output of practical and commercial  
22 application to the community;

23           (e) Relevant linkages and outreach programs that are of service to the  
24 community; and

25           (f) Relevant academic policies, systems and processes.

26           The institution shall retain its status prior to the effectivity of this Act,  
27 unless in the meantime it is able to comply with the requirements provided  
28 herein, within a period not later than January 1, 2019.

1           SEC. 27. *Implementing Rules and Regulations.* – The Board, in  
2 consultation with the CHED, shall formulate the rules and regulations to fully  
3 implement the provisions of this Act.

4           SEC. 28. *Separability Clause.* – If, for any reason, any part or  
5 provision of this Act is declared invalid or unconstitutional, the remaining  
6 parts or provisions not affected thereby shall remain in full force and effect.

7           SEC. 29. *Repealing Clause.* – All laws, presidential decrees,  
8 executive orders, rules and regulations contrary to or inconsistent with the  
9 provisions of this Act are hereby repealed or modified accordingly.

10          SEC. 30. *Effectivity.* – This Act shall take effect fifteen (15) days  
11 after its publication in the *Official Gazette* or in a newspaper of general  
12 circulation.

Approved,

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