

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



'22 JUL 12 P5 :22

RECEIVED BY: 

SENATE
S. No. 431

Introduced by SENATOR RONALD "BATO" DELA ROSA

AN ACT
PROVIDING FOR THE RANK CLASSIFICATION AND ORGANIZATION OF KEY POSITIONS IN THE BUREAU OF FIRE PROTECTION (BFP) AND BUREAU OF JAIL MANAGEMENT AND PENOLOGY (BJMP), AMENDING FOR THE PURPOSE REPUBLIC ACT NO. 9263 OTHERWISE KNOWN AS THE "BUREAU OF FIRE PROTECTION AND BUREAU OF JAIL MANAGEMENT AND PENOLOGY PROFESSIONALIZATION ACT OF 2004", AS AMENDED BY REPUBLIC ACT NO. 9592 AND FOR OTHER PURPOSES

EXPLANATORY NOTE

It is an understatement to say that national security is of utmost importance. Securing the nation from and against threats of all forms is undoubtedly among the essential elements that, together, provide for the delicate balance of a healthy Republic.

Article II, Section 5 of the Philippine Constitution states: *The maintenance of peace and order, the protection of life, liberty, and property, and promotion of the general welfare are essential for the enjoyment by all the people of the blessings of democracy.* From this we see that the role of those in law enforcement, including all agencies that work closely to this end, is truly vital and indispensable. Among these agencies are the Bureau of Fire Protection (BFP) and the Bureau of Jail Management and Penology (BJMP).

The importance of their roles is also expressed in Section 2, Republic Act No. 9263, otherwise known as the "Bureau of Fire Protection (BFP) and Bureau of Jail Management and Penology (BJMP) Professionalization Act of 2004:

...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.

Since there are existing inequalities in the rank classifications of the BFP and the BJMP, this bill aims precisely to address and rectify those inequalities. With proper modification of the rank classification, one where rank clearly corresponds to duty, we are also opening the doors for more motivation, dedication, and efficiency in the delivery of services of both the BFP and the BJMP.

In view of the foregoing, I earnestly seek the swift passage of this bill.


RONALD "BATO" DELA ROSA

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

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

1 years: *Provided, however,* that in times of war or other National Emergency
2 declared by Congress, the President may extend such tour of duty.

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

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

29 **SEC. 2.** Section 5, paragraph d) of Republic Act No. 9263, as amended, is hereby
30 amended to read as follows:

31 ***“SEC. 5. Appointment of Uniformed Personnel to the BFP and the***
32 ***BJMP.*** – The appointment of the BFP and the BJMP shall be effected in the
33 following manners:

1 xxx xxx xxx

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

6 **SEC. 3.** Section 7 of Republic Act No. 9263, as amended, is hereby amended to read
7 as follows:

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

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

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

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

28 ~~[3) *District Fire Marshal, Provincial Fire Marshal, Assistant*~~
29 ~~*Regional Director for Administration, Assistant Regional Director*~~
30 ~~*for Operations and Regional Chief of Directorial Staff.*—Should~~
31 ~~have the rank of superintendent, who must be a graduate of~~
32 ~~Bachelor of Laws or a holder of a master's degree in public~~

1 administration, management, engineering, public safety,
2 criminology or other related disciplines from recognized
3 institution of learning, and must have satisfactory passed the
4 necessary training or career courses for such position as may be
5 established by the Fire Bureau;]

6 ~~[4) District Fire Marshal for the National Capital Region, Regional~~
7 ~~Director for Fire Protection and Director of the Directorate of the~~
8 ~~National Headquarters Office. — Should have at least the rank of~~
9 ~~senior superintendent, who must be a graduate of Bachelor of~~
10 ~~Laws or a holder of master's degree in public administration,~~
11 ~~management, engineering, public safety, criminology or other~~
12 ~~related disciplines from a recognized institution of learning, and~~
13 ~~must have satisfactory passed the necessary training or career~~
14 ~~course for such position as may be established by the Fire~~
15 ~~Bureau;]~~

16 **3) DISTRICT FIRE MARSHAL, DISTRICT FIRE MARSHAL FOR**
17 **THE NATIONAL CAPITAL REGION, PROVINCIAL FIRE**
18 **MARSHAL, ASSISTANT REGIONAL DIRECTOR FOR**
19 **ADMINISTRATION, ASSISTANT REGIONAL DIRECTOR FOR**
20 **OPERATIONS AND REGIONAL CHIEF OF DIRECTORIAL STAFF.**
21 **— SHOULD HAVE THE RANK OF COLONEL, WHO MUST BE A**
22 **GRADUATE OF BACHELOR OF LAWS OR A HOLDER OF A**
23 **MASTER'S DEGREE IN PUBLIC ADMINISTRATION,**
24 **MANAGEMENT, ENGINEERING, PUBLIC SAFETY,**
25 **CRIMINOLOGY OR OTHER RELATED DISCIPLINES FROM A**
26 **RECOGNIZED INSTITUTION OF LEARNING, AND MUST HAVE**
27 **SATISFACTORILY PASSED THE NECESSARY TRAINING OR**
28 **CAREER COURSES FOR SUCH POSITION AS MAY BE**
29 **ESTABLISHED BY THE FIRE BUREAU;**

30 **4) REGIONAL DIRECTOR FOR FIRE PROTECTION, ASSISTANT**
31 **REGIONAL DIRECTOR FOR ADMINISTRATION (NCR) AND**
32 **ASSISTANT REGIONAL DIRECTOR FOR OPERATIONS (NCR) —**

1 SHOULD HAVE AT LEAST THE RANK OF BRIGADIER GENERAL,
2 WHO MUST BE A GRADUATE OF BACHELOR OF LAWS OR A
3 HOLDER OF MASTER'S DEGREE IN PUBLIC ADMINISTRATION,
4 MANAGEMENT, ENGINEERING, PUBLIC SAFETY,
5 CRIMINOLOGY OR OTHER RELATED DISCIPLINES FROM A
6 RECOGNIZED INSTITUTION OF LEARNING, AND MUST HAVE
7 SATISFACTORILY PASSED THE NECESSARY TRAINING OR
8 CAREER COURSE FOR SUCH POSITION AS MAY BE
9 ESTABLISHED BY THE FIRE BUREAU;

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

21 [5] 6) *Deputy Chief for Administration of the Fire Bureau, Deputy Chief*
22 *for Operations of the Fire Bureau and Chief Directorial Staff of the Fire*
23 *Bureau.*- Should have the rank of [~~superintendent~~] **LIEUTENANT**
24 **GENERAL**, who must be a member of the Philippine Bar or a holder of
25 a Master's Degree in Public Administration, Management, Engineering,
26 Public Safety, Criminology or other related disciplines from a recognized
27 institution of learning, and must have satisfactorily passed the
28 necessary training or career courses for such as may be established by
29 the Fire Bureau; and

30 [6] 7) *Chief of the Fire Bureau.* – Should have the rank of [~~director~~]
31 **GENERAL**, who must be a member of the Philippine Bar or a holder of
32 a Master's Degree in Public Administration, Management, Engineering,
33 Public Safety, Criminology or other related discipline from a recognized
34 institution of learning, and must have satisfactorily passed the

1 necessary training or career courses for such position as may be
2 established by the Fire Bureau.

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

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

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

25 3) *District Jail Warden, Provincial Jail Administrator, Assistant Regional*
26 *Director for Administration, Assistant Regional Director for Operations*
27 *and Regional Chief of Directorial Staff.* – Should have the rank of [~~senior~~
28 ~~superintendent~~] **COLONEL**, who must be a graduate of Bachelor of
29 Laws or a holder of a Master's Degree in Management, Public
30 Administration, Public Safety, Criminology, Penology, Sociology,
31 National Security Administration, Defense Studies or other related
32 discipline from a recognized institution of learning, and must have

1 satisfactorily passed the necessary training or career courses for such
2 position as may be established by the Jail Bureau;

3 4) *Regional Director for Jail Management and Penology, and*
4 ~~[Directorate of the National Headquarters Office]~~ **ASSISTANT**

5 **REGIONAL DIRECTOR FOR ADMINISTRATION (NCR) AND**
6 **ASSISTANT REGIONAL DIRECTOR FOR OPERATIONS (NCR). –**

7 Should have the rank of ~~[senior superintendent]~~ **BRIGADIER**
8 **GENERAL**, who must be a graduate of Bachelor of Laws or a holder of
9 a Master's Degree in Management, Public Administration, Public Safety,
10 Criminology, Penology, Sociology, National Security Administration,
11 Defense Studies or other related discipline from a recognized institution
12 of learning, and must have satisfactorily passed the necessary training
13 or career courses for such position as may be established by the Jail
14 Bureau;

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

27 [5] 6) Deputy Chief for Administration of the Jail Bureau, Deputy Chief
28 for Operations of the Jail Bureau and Chief of Directorial Staff of the Jail
29 Bureau. – Should have the rank of ~~[senior superintendent]~~

30 **LIEUTENANT GENERAL**, who must be a member of the Philippine
31 Bar or a holder of a Master's Degree in Management, Public
32 Administration, Public Safety, Criminology, Penology, Sociology,
33 National Security Administration, Defense Studies or other related
34 discipline from a recognized institution of learning, and must have

1 satisfactorily passed the necessary training or career courses for such
2 position as may be established by the Jail Bureau; and

3 ~~[6] 7) Chief of the Jail Bureau. – Should have the rank of [director]~~
4 **GENERAL**, who must be a member of the Philippine Bar or a holder of
5 a Master's Degree in Management, Public Administration, Public Safety,
6 Criminology, Penology, Sociology, National Security Administration,
7 Defense Studies or other related discipline from a recognized institution
8 of learning, and must have satisfactorily passed the necessary training
9 or career courses for such position as may be established by the Jail
10 Bureau.

11 ~~[Any uniformed personnel of the BFP and the BJMP who is currently occupying
12 such position but lacks of the qualifications mentioned therein shall be given
13 three (3) years upon the effectivity of this Act to comply with the requirements,
14 otherwise he/she shall be relieved from the position.]~~

15 **ANY UNIFORMED PERSONNEL OF THE BFP AND THE BJMP WHO IS**
16 **CURRENTLY OCCUPYING SUCH DESIGNATION FOR MORE THAN FIVE**
17 **(5) YEARS SHALL BE RECLASSIFIED OF THEIR RANKS BY OPERATION**
18 **OF LAW.”**

19 **SEC. 4.** Section 12 of Republic Act No. 9263, as amended, is hereby amended to read
20 as follows:

21 **“SEC. 12. RANK CLASSIFICATION,** Standardization of the Base Pay,
22 Retirement and other Benefits of the Uniformed Personnel of the BFP and
23 BJMP. – In order to enhance the general welfare, commitment to service and
24 professionalism of the uniformed personnel of the BFP and the BJMP, they shall
25 receive the minimum starting salary equivalent to the salary grade level of the
26 corresponding rank classification of their counterparts in the PNP, as provided
27 under Section 36 of Republic Act No. 8551, and in the AFP, as provided under
28 Section 2 of Republic Act No. 9166.

29 ~~[The rate of the base pay of the uniformed personnel of the BFP
30 and the BJMP shall be adjusted in accordance with the following salary
31 grade—schedule:]~~ **FOR PURPOSES OF EFFICIENT**
32 **ADMINISTRATION, SUPERVISION AND CONTROL, THE RANK**

1 **CLASSIFICATION AND THE CORRESPONDING RATE OF THE**
2 **BASE PAY OF THE UNIFORMED PERSONNEL OF THE BFP AND**
3 **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 Officer	10

4
5 *Provided,* That all benefits currently received by the uniformed personnel of
6 the BFP and the BJMP under other existing laws shall continue to be received
7 by them: *Provided, further,* That their retirement pay shall be subject to the
8 adjustment/s based on the prevailing scale of base pay of the uniformed
9 personnel in the active service.

10 **SEC. 5. *Implementation Rules and Regulations.*** – The DILG in coordination with
11 the BFP and the BJMP, the CSC, the Department of Budget and Management, and the
12 Department of Finance, shall within ninety (90) days from the effectivity of this Act,
13 promulgate the rules and regulations necessary to implement the provision of this Act.

14 **SEC. 6. *Separability Clause.*** - If any portion or provision of this Act is declared
15 unconstitutional, the same shall not affect the validity and effectivity of the other provisions
16 not affected thereby.

17 **SEC. 7. *Repealing Clause.*** – The renaming provisions of Republic Act No. 6975, as
18 amended by Republic Act No. 9263 that have reference to the rank and classification of the
19 uniformed personnel of the BFP and BJMP, and all laws, decrees, orders, rules and regulations,
20 and other issuances, or parts thereof, which are inconsistent with the provisions of this Act,
21 are hereby deemed repealed, amended or modified accordingly.

1 **SEC. 8. Effectivity.** – This Act shall take effect fifteen (15) days after its complete
2 publication in the Official Gazette or in at least two (2) newspapers of general circulation,
3 whichever comes earlier.

Approved,