

[REPUBLIC ACT NO. 9146, July 30, 2001]

**AN ACT CONVERTING THE TANGUB AGRO-INDUSTRIAL SCHOOL
IN THE CITY OF TANGUB, PROVINCE OF MISAMIS OCCIDENTAL
INTO A STATE COLLEGE TO BE KNOWN AS THE NORTHWESTERN
MINDANAO STATE COLLEGE OF SCIENCE AND TECHNOLOGY,
REPEALING FOR THE PURPOSE REPUBLIC ACT NO. 4878, AND
FOR OTHER PURPOSES**

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

SECTION 1. The Tangub Agro-Industrial School in the City of Tangub, Province of Misamis Occidental is hereby converted into a State College to be known as the Northwestern Mindanao State College of Science and Technology.

SEC. 2. The State College shall primarily offer higher professional, technical instructions for special purposes and promote research and extension services, advanced studies and progressive leadership in education, agriculture, fishery, engineering, arts and sciences, short-term vocational-technical and other continuing courses as may be relevant. It shall also provide primary consideration to the integration of researches/ studies for the development of the Province of Misamis Occidental.

The existing high school shall be transferred to the jurisdiction and supervision of the Department of Education, Culture and Sports (DECS): *Provided*, That this high school shall be allowed to remain and operate within the campus of the State College until it shall have been transferred to another location or until their students shall have been accommodated in other public or private high schools: *Provided, further*, That the State College may operate a reasonably-sized laboratory school, if it has a college of education.

SEC. 3. The State College shall offer undergraduate, graduate and short-term courses within its area of specialization as the Board of Trustees may deem necessary to carry out its objectives particularly, in order to meet the needs of the province.

SEC. 4. The State College shall have the general powers of a corporation set forth in the corporation law. The administration of the State College and the exercise of its corporate powers shall be vested exclusively in the Board of Trustees and the president of the State College insofar as authorized by the Board.

SEC. 5. The governing body of the State College shall be the Board of Trustees, hereinafter referred to as the Board which shall be composed of the following:

- a. Chairman of the Commission on Higher Education (CHED), chairman;
- b. President of the State College, vice chairman;
- c. Chairman of the Committee on Education, Culture and Arts of the Senate, member;
- d. Chairman of the Committee on Higher and Technical Education of the House of Representatives, member;
- e. Regional Director of the National Economic and Development Authority, member;
- f. Regional Director of the Department of Science and Technology (DOST), member;
- g. President of the faculty associations of the State College, member;
- h. President of the student councils or the student representative elected by the student councils of the State College, member;
- i. President of the alumni association of the State College, member; and
- j. Two (2) prominent citizens who have distinguished themselves in their professions or field of specialization, chosen from among a list of five (5) persons qualified in the Province of Misamis Occidental as recommended by the search committee constituted by the school president in consultation with the chairman of the CHED based on the normal standards and qualifications for the position, members.

The term of office of the presidents of the faculty associations, the student councils and the alumni association shall be coterminous with their terms of office.

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

SEC. 6. The Board shall promulgate and implement policies in accordance with declared policies on education and other pertinent provisions of the Philippine Constitution on education, science and technology, arts, culture and sports as well as the policies, standards and thrusts of the CHED under Republic Act No. 7722.

SEC. 7. The Board shall have the following specific powers and duties in addition to its general powers of administration and the exercise of all the powers granted to the board of directors of a corporation under existing laws:

- a. To enact rules and regulations not contrary to law as may be necessary to carry out the purposes and functions of the State College;
- b. To receive and appropriate all sums as may be provided, for the support of the State College in the manner it may determine, in its discretion to carry out the purposes and functions of the State College;
- c. To receive in trust legacies, gifts and donations of real and personal properties of all kinds and to administer and dispose the same when necessary for the benefit of the State College and subject to the limitations, directions and instructions of the donor, if any. Such donations shall be exempt from the donor's tax and the same shall be considered as allowable deductions from the gross income of the donor in accordance with the provisions of the National Internal Revenue Code, as amended; and
- d. To fix tuition fees and other necessary school charges such as, but not limited to, matriculation fees, graduation fees and laboratory fees, as the Board may deem proper to impose after due consultation with the involved sectors.

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

Any provision of existing laws, rules and regulations to the contrary notwithstanding, any income generated by the State College from tuition fees and other charges, as well as from the operation of auxiliary services and land grants, shall be retained by the State College and may be disbursed by the Board for instruction, research, extension or other programs/projects of the State College: *Provided*, That all fiduciary fees shall be disbursed for the specific purposes for which they are collected.

If for reasons beyond its control, the State College shall not be able to pursue any projects for which funds have been appropriated and allocated under its approved program of expenditures, the Board may authorize the use of said funds for any reasonable purpose which, in its discretion, may be necessary and urgent for the attainment of the objectives and goals of the State College;

- e. To adopt and implement a socialized tuition scheme and school fees for greater access to poor but deserving students;
- f. To authorize the construction or repair of its buildings, machinery, equipment and other facilities and the purchase and acquisition of real and personal properties, including necessary supplies, materials and equipment.
- g. To appoint upon the recommendation of the president of the State College, vice presidents, deans, directors, heads of departments, faculty members and other officials and employees;
- h. To fix and adjust salaries of faculty members and administrative officials and employees subject to the provisions of the Revised Compensation and Classification System and other pertinent budget and compensation laws governing the hours of service and such other duties and conditions as it may deem proper, to grant them, at its discretion, leaves of absences under existing law and to remove them for cause in accordance with the requirements of due process of law;
- i. To approve the curricula, institutional programs and rules of discipline drawn by the administrative and academic councils as herein provided;
- j. To set policies on admission and graduation of students;
- k. To award honorary degrees upon persons in recognition of outstanding contributions in the fields of education, public service, arts, science and technology, or in any fields of specialization within the academic competence of the State College; and to authorize the awarding of certificates for completion of non-degree and nontraditional courses;
- l. To absorb non-chartered tertiary institutions within the Province of Misamis Occidental in coordination with the CHED and in consultation with the Department of Budget and Management (DBM), and to offer therein needed programs or courses, to promote and carry out equal access to educational opportunities mandated by the Constitution;
- m. To establish research and extension centers where such will promote the development of the State College;
- n. To establish chairs in the State College and to provide fellowship for qualified faculty members and scholarships to deserving students;