

# [ VOL. IV, September 04, 1986 ]

## R.C.C NO. 74

Thursday, September 4, 1986

### OPENING OF SESSION

*At 10:01 a.m., the President, the Honorable Cecilia Muñoz Palma, opened the session.*

THE PRESIDENT: The session is called to order.

### NATIONAL ANTHEM

THE PRESIDENT: Everybody will please rise to sing the National Anthem.

*Everybody rose to sing the National Anthem.*

THE PRESIDENT: Everybody will please remain standing for the Prayer to be led by the Honorable Rene V. Sarmiento.

MR. SARMIENTO: A reading from the Book of Sirach, Chapter 25, verse 1:

With three things I am delighted for they are pleasing to the Lord and to man:

Harmony among brethren, friendship among neighbors, and the mutual love of husband and wife.

### PRAYER

Loving Father, Friend and Counselor, we are about to finish the work which You, in Your wisdom, have assigned and destined us to do. Yet, frail as we are, we have our fears. Amid the turmoil in our land and our differences in this Commission, we ask: Will we be able to finish our task united and inspired? Will we be able to work hand in hand, unselfishly giving our best until we fulfill the co-creation of a masterpiece?

Loving Father, God of our patriots and heroes, our Refuge through all generations, we are confident that with You teaching us to number our days aright, prospering the work of our hands and filling us at daybreak with Your kindness, we, all Members of this Commission, healthy and sick alike, will succeed in our mission, for in You, with You and through You, nothing is impossible.

As we begin anew our delicate job this morning, and resume it in the days to come, grant us the grace to have harmony and friendship among us in the midst of sponsorship, interpellations, debates, amendments, and amendments to an amendment. Guide us with Your fatherly hand to transcend our biases and prejudices, our selfishness and pride, so that, remembering our limited but precious days in this Commission, we will accomplish our task.

In Jesus' name, we pray. Amen.

### ROLL CALL

THE PRESIDENT: The Secretary-General will call the roll.

THE SECRETARY-GENERAL, reading:

Abubakar	Present *	Natividad	Present *
Alonto	Present *	Nieva	Present
Aquino	Present	Nolledo	Present *
Azcuna	Present *	Ople	Present *
Bacani	Present	Padilla	Present
Bengzon	Present *	Quesada	Present
Bennagen	Present	Rama	Present
Bernas	Present *	Regalado	Present
Rosario Braid	Present	Reyes de los	Present
Calderon	Present	Rigos	Present
Castro de	Present	Rodrigo	Present
Colayco	Present	Romulo	Present
Concepcion	Present	Rosales	Absent
Davide	Present	Sarmiento	Present
Foz	Present	Suarez	Present
Garcia	Present *	Sumulong	Present
Gascon	Present *	Tadeo	Present *
Guingona	Present	Tan	Present
Jamir	Present	Tingson	Present
Laurel	Present *	Treñas	Absent
Lerum	Present	Uka	Present
Maambong	Present *	Villacorta	Present
Monsod	Present	Villegas	Present

The President is present.

The roll call shows 32 Members responded to the call.

THE PRESIDENT: The Chair declares the presence of a quorum.

MR. CALDERON: Madam President.

THE PRESIDENT: The Assistant Floor Leader is recognized.

MR. CALDERON: I move that we dispense with the reading of the Journal of yesterday's session.

THE PRESIDENT: Is there any objection that we dispense with the reading of the Journal of the previous session? (*Silence*) The Chair hears none; the motion is approved.

#### APPROVAL OF JOURNAL

MR. CALDERON: Madam President, I move that we approve the Journal of the previous session.

THE PRESIDENT: Is there any objection? (*Silence*) The Chair hears none; the motion is approved.

MR. CALDERON: Madam President, I move that we proceed to the Reference of Business.

THE PRESIDENT: Is there any objection? (*Silence*) The Chair hears none; the motion is approved.

The Secretary-General will read the Reference of Business.

#### REFERENCE OF BUSINESS

The Secretary-General read the following Communications, the President making the corresponding references:

#### COMMUNICATIONS

Letter from Rev. Romeo Palma transmitting a resolution adopted by the Inter-Church Ministerial Fellowship, Cotabato City, urging the Constitutional Commission to incorporate in the Constitution a provision that the separation of the Church and the State shall be inviolable as embodied in the 1973 Constitution and as understood historically and jurisprudentially in the Philippines.

(Communication No. 706 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Communication from fifty-three (53) concerned citizens of Davao City and Davao del Sur, appealing to the Constitutional Commission to consider favorably provisions that would enshrine in the Constitution the value of human life, e.g. that an unborn child in its mother's womb should be entitled to the protection of the State.

(Communication No. 707 — Constitutional Commission of 1986)

To the Committee on Preamble, National Territory, and Declaration of Principles.

Communication from Mr. Delfin R. Manlapaz, 1707 E. Rodriguez, Sr. Avenue, Cubao, Quezon City, submitting an article "On Import Liberalization" hoping that the same may be of interest and use in the consideration of the Article on National Economy and Patrimony.

(Communication No. 708 — Constitutional Commission of 1986)

To the Committee on the National Economy and Patrimony.

Communication from the Philippine Council of Evangelical Churches, Inc., 62 Molave St., Project 3, Quezon City urging the Constitutional Commission to incorporate, among others, a provision that the separation of the Church and the State shall be inviolable as embodied in the 1973 Constitution and as understood historically and jurisprudentially in the Philippines.

(Communication No. 709 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Communication from Ms. Pacita G. Infante and fourteen (14) other women of Negros Occidental, expressing concern over the U.S. bases issue, among others, saying that if the U.S. bases are pulled out, the vacuum will immediately be occupied by Russia.

(Communication No. 710 — Constitutional Commission of 1986)

To the Committee on Preamble, National Territory, and Declaration of Principles.

Communication from the Philippine Council of Evangelical Churches, Inc., Ozamis City Chapter, signed by its Chairman, Abraham Mapangal, and ten other officers and members, urging the Constitutional Commission to incorporate in the Constitution the provision that the separation of the Church and the State shall be inviolable as embodied in the 1973 Constitution and as understood historically and jurisprudentially in the Philippines.

(Communication No. 711 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Communication from Mr. Juanito J. Manangkil of 266 Sta. Quiteria Road, Caloocan City, suggesting that elections must be for every six years for all elective officials from President to Barangay Captain and that the incumbents including their relatives and relatives by affinity within the fourth degree shall be barred from running for the same position in order to minimize, if not totally eradicate, political dynasty and political warlordism.

(Communication No. 712 — Constitutional Commission of 1986)

To the Steering Committee.

Letter from Mr. Lucio I. Ricafuente, transmitting Resolution No. 35 on the Sangguniang Panlalawigan of Aklan, requesting the Constitutional Commission to allow in the new Philippine Constitution the retention of the American bases in the Philippines even after the year 1991.

(Communication No. 713 — Constitutional Commission of 1986)

To the Committee on Preamble, National Territory, and Declaration of Principles.

Communication from the Diliman Campus Bible Church, 152 Valenzuela Street, Area 2, U.P. Campus, Diliman, Quezon City, signed by its Pastor, William Girao, and two others, urging the Constitutional Commission to incorporate in the Constitution the provision that the separation of the Church and the State shall be inviolable as embodied in the 1973 Constitution and as understood historically and jurisprudentially in the Philippines.

(Communication No. 714 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Communication from the Palkan Alliance Church, Palkan, Polomolok, South Cotabato, signed by its Secretary, Mr. Domingo C. Biantan, urging the Constitutional Commission to incorporate in the Constitution a provision that the separation of the Church and the State shall be inviolable as embodied in the 1973 Constitution and as understood historically and jurisprudentially in the Philippines.

(Communication No. 715 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Communication from Ma. Paz R. Hidalgo and Leonarda A. Yber, both of Madrid, Spain, requesting inclusion of Spanish as one of the official languages in the new Philippine Constitution.

(Communication No. 716 — Constitutional Commission of 1986)

To the Committee on Human Resources.

Communication from the Church of the Foursquare Gospel in the Philippines, Romblon-Aklan-Masbate District, Odiongan, Romblon, signed by Rev. Norberto D. Doromal, Jr., urging the Constitutional Commission to incorporate in the Constitution a provision that the separation of the Church and the State shall be inviolable as embodied in the 1973 Constitution and as understood historically and jurisprudentially in the Philippines.

(Communication No. 717 — Constitutional Commission of 1986)

To the Committee on General Provisions.

Letter from Mr. Gerardo C. Enriquez, Chairman, Environmental Conservation Movement, Alabat, Quezon, proposing various suggestions on conservation of our natural resources.

(Communication No. 718 — Constitutional Commission of 1986)

To the Committee on the National Economy and Patrimony.

MR. RAMA: Madam President.

THE PRESIDENT: The Floor Leader is recognized.

CONSIDERATION OF C.R. NO. 29  
(Article on Education, Science, Technology, Arts and Culture)  
*Continuation*

PERIOD OF AMENDMENTS

MR. RAMA: I move that we continue the consideration of Committee Report No. 29 on the Article on Education, Science, Technology, Arts and Culture. We are now in the period of amendments.

THE PRESIDENT: Is there any objection that we continue the consideration on Second Reading of the proposed Article on Education? (*Silence*) The Chair hears none; the motion is approved.

We request the honorable chairman and members of the Committee on Human Resources to please occupy the front seats.

MR. RAMA: Madam President, I ask that Commissioner Davide be recognized.

THE PRESIDENT: Commissioner Davide is recognized.

MR. DAVIDE: Madam President, there was a pending proposed amendment to Section 1, page 1 of the committee report. I submitted yesterday an amended omnibus amendment to the proposed article, and I would like to modify my earlier proposed amendment to Section 1 (a) to read as follows: "IT SHALL BE THE DUTY OF THE STATE TO PROVIDE EDUCATION TO ALL THE CITIZENS, AND TO ENSURE