

[BATAS PAMBANSA BLG. 394, May 18, 1983]

AN ACT CONVERTING THE EASTERN SAMAR COLLEGE OF AGRICULTURE IN THE MUNICIPALITY OF BORONGAN, PROVINCE OF EASTERN SAMAR, INTO A STATE COLLEGE TO BE KNOWN AS THE EASTERN SAMAR STATE COLLEGE AND TO AUTHORIZE THE APPROPRIATION OF FUNDS THEREFOR.

Be it enacted by the Batasang Pambansa in session assembled:

SECTION 1. The Eastern Samar College of Agriculture in Borongan, Eastern Samar, is hereby converted into a state college to be known as the Eastern Samar State College, hereinafter referred to in this Act as College.

SEC. 2. The College shall primarily provide collegiate level technological, professional and vocational instruction and training in science, agricultural and industrial fields, as well as short-term technical or vocational course. It shall promote research, advanced studies and progressive leadership in its areas of specialization.

SEC. 3. In addition to its present secondary and agricultural curricular offerings, the College shall offer undergraduate and graduate courses in the fields of science, technology and industry as the Board of Trustees may deem necessary.

SEC. 4. No student shall be denied admission to the College by reason of sex, ethnic consideration or religious belief or affiliation.

SEC. 5. The head of the College shall be known as the President of the Eastern Samar State College. He shall be appointed by the President of the Philippines upon recommendation of the Board of Trustees. His salary shall be fixed by the Board of Trustees comparable to that being received by the president of similar educational institutions of like enrolment and standing, subject to Presidential Decree No. 985 and other pertinent budget and compensation laws.

The powers and duties of the President of the College, in addition to those specifically provided for in this Act, shall be those usually pertaining to the office of the president of a state college.

SEC. 6. The governing- body of the College shall be the Board of Trustees of the Eastern Samar State College. It shall be composed of the Minister of Education, Culture and Sports as chairman, the Regional Director of the National Economic and Development Authority, the President of the College, and four (4) prominent citizens of Region VIII to be appointed by the President of the Philippines, as members.

Of the four appointed members, one shall be an authority in science, one in agriculture, one in arts and trades, and one in technology: *Provided*, That at least one of the four appointed members shall be an alumnus of the former Eastern Samar College of Agriculture. Of the first group appointed, the President shall designate one to serve for one year, one to serve for two years, one to serve for three years, and one to serve for four years. Thereafter, persons appointed to succeed such members shall hold office for a term of four years and until their

successors, who should be experts in the same field, shall have been appointed and qualified. In case of permanent vacancy, the position shall be filled by appointment by the President of the Philippines. Such appointee shall hold office for the unexpired term only.

When the Minister of Education, Culture and Sports is unable to perform his duties as Chairman of the Board due to illness, absence or other cause, or in case of a vacancy in the office, the Deputy Minister of Education, Culture and Sports shall temporarily perform the functions of the chairman of the said Board. The Chairman may assign qualified officials to represent him with full authority in the Board.

SEC. 7. A quorum of the Board of Trustees shall consist of a majority of all the members holding office at the time a meeting is called. All processes against the Board of Trustees shall be served on the President or Secretary thereof.

SEC. 8. The members of the Board of Trustees shall be entitled to an allowance of one hundred pesos a month: *Provided*, That they shall be reimbursed for actual and necessary expenses incurred either in attendance upon meetings of the Board or upon other official business authorized by resolution of the Board, subject to existing budget laws on honoraria and allowances.

SEC. 9. The Board of Trustees shall have the following powers and duties in addition to its general powers of administration, and the exercise of all the powers of a corporation as provided in Section 36 of Batas Pambansa Blg. 68, otherwise known as the Corporation Code of the Philippines:

(a) To receive and appropriate for the purposes specified by law such sums as may be provided for the support of the College;

(b) To confer degrees upon successful candidates for graduation of the College. It may also confer honorary degrees upon persons in recognition of learning, statesmanship or eminence in any of the fields of specialization of the College, or in recognition of public service: *Provided*, That such degrees shall not be conferred in consideration of or to reciprocate some personal favor;

(c) To authorize the President of the College to award proficiency certificates or diplomas to students who have completed non-degree courses;

(d) To appoint, on recommendation of. the President of the College, a vice-president, deans, directors, secretary of the College, registrar, heads of departments, professors, instructors, lecturers and other officials, and employees of the College, to fix their compensations, subject to Presidential Decree No. 985 and other pertinent budget and compensation laws, hours of service, and such other duties and conditions as it may deem proper, to grant to them, in its discretion,