

Republic of the Philippines  
**HOUSE OF REPRESENTATIVES**  
Quezon City

**EIGHTEENTH CONGRESS**  
*First Regular Session*

**HOUSE BILL NO. 6183**



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**Introduced by REPRESENTATIVE LEONARDO L. BABASA, JR.**

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**EXPLANATORY NOTE**


Prison facilities as one of the pillars of our criminal justice system serve as venues for rehabilitation and recovery of law offenders in preparation for their reintegration into the community. To achieve this, the implementation of sound recovery and rehabilitation programs and policies by professional jail personnel is indispensable.

This is what this bill seeks to achieve, to integrate all provincial and sub-provincial jails within the jurisdiction of the Bureau of Jail Management and Penology.

Currently, city and municipal jails are under the supervision and control of the Jail Bureau while provincial jails are under provincial government within its jurisdiction.<sup>1</sup> With the Jail Bureau's expertise and qualified personnel, a uniform and standard policy in the administration and supervision of all local jails in the country is at hand.

The transfer of supervision and control of all local jails to BJMP will also enable the provincial governments to address more of key issues and concerns in their respective jurisdictions rather than facing provincial jail-related matters.

It is therefore recommended that the foregoing bill be approved.

  
**LEONARDO L. BABASA, JR**  
2<sup>nd</sup> District, Zamboanga del Sur

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<sup>1</sup> Section 61, RA 6975

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**AN ACT INTEGRATING ALL THE PROVINCIAL AND SUB-PROVINCIAL  
JAILS WITHIN THE JURISDICTION OF THE BUREAU OF JAIL  
MANAGEMENT AND PENOLOGY AMENDING FOR THE PURPOSE  
CERTAIN PROVISIONS OF REPUBLIC ACT NO. 6975 AND REPUBLIC  
ACT 9263**

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

Section 1. This Act shall be known as "*An Act Integrating All the Provincial and Sub-Provincial Jails within the Jurisdiction of the Bureau Jail Management and Penology.*"

Section 2. Section 61 of Republic Act No. 6975, otherwise known as the Department of the Interior and Local Government Act of 1990 is hereby amended to read as follows:

*Section 61. POWERS AND FUNCTIONS. – The Jail Bureau shall exercise supervision and control over all **PROVINCIAL, SUB-PROVINCIAL**, city and municipal jails. For this purpose, the current supervision and control of provincial jails by provincial governments are hereby transferred to the Bureau of Jail Management and Penology.*

Section 3. Section 62 of the same act is hereby amended to read as follows:

Section 62. Organization

xxx                      xxx                      xxx

*The Jail Bureau shall be composed of **PROVINCIAL, SUB-PROVINCIAL**, city and municipal jails, each headed by a **PROVINCIAL, SUB-PROVINCIAL**, city or municipal jail warden: Provided, That, in the case of large cities and municipalities, a district jail with subordinate jails headed by a district jail warden may be established as necessary.*

xxx                      xxx                      xxx



Section 4. *Section 63 of the same act is hereby amended to read as follows:*

*Section 63. Establishment of **PROVINCIAL, SUB-PROVINCIAL**, District, City or Municipal Jail. There shall be established and maintained in every **PROVINCE**, district, city and municipality a secured, clean, adequately equipped and sanitary jail for the custody and safekeeping of **PROVINCIAL**, city and municipal prisoners, any fugitive from justice, or person detained awaiting investigation or trial and/or transfer to the national penitentiary, and/or violent mentally ill person who endangers himself or the safety of others duly certified as such by the proper medical or health officer, pending the transfer in a medical institution.*

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*xxx*

Section 5. **Provincial and Sub-provincial Warden.** The Provincial and Sub-provincial Jail Warden shall have the rank of Superintendent. He must be a graduate of Bachelor of Laws or a holder of a master's degree in management, public administration, public safety, criminology, penology, sociology, national security administration, defense studies or other related discipline from recognized institutions of learning and must satisfactorily pass the necessary training or career courses for such position as may be established by the law.

Section 6. **Special Oversight Committee.** A Special Oversight Committee is hereby created, composed of the Secretary of the Department of the Interior and Local Government as Chairman, the Secretary of Budget and Management as Co-Chairman, and the Chief of the Bureau of Jail Management and Penology, the Chairman of Commission on Audit and the President of the League of Provinces as members, which shall plan and oversee the expeditious implementation of the transfer and absorption into the Bureau of the property, appropriations and installations of the provincial and sub-provincial jails, subject to just compensation under appropriate terms and conditions.

Section 7. **Appropriations.** The existing appropriation for the operation and maintenance of provincial jails shall, for the first fraction therefore after the enactment into law of this Act, continue to be so appropriated for the purpose. Thereafter, such sums as may be necessary for the continued implementation of this Act shall be included in the General Appropriations Act.

Section 8. **Implementing Rules.** Within ninety (90) days from the approval of this Act, the Secretary of the Interior and Local Government, in coordination with the Chief of the Bureau of Jail Management and Penology and the President of the League of Provinces shall promulgate the rules and regulations implementing the provisions of this Act. The Implementing rules and regulations issued pursuant to this section shall take effect thirty (30) days after its publication in two (2) newspapers of general circulation.

Section 9. **Separability Clause.** If any of the provisions of this Act is declared invalid, the remainder of this Act or any provisions not affected thereby shall remain in force and effect.

Section 10. **Repealing Clause.** All laws, decrees, ordinances, rules and regulations, administrative or executive orders, and other presidential issuances inconsistent with this Act are hereby repealed, amended or modified accordingly.

Section 11. **Effectivity.** This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in at least two (2) newspapers of general circulation.

Approved,