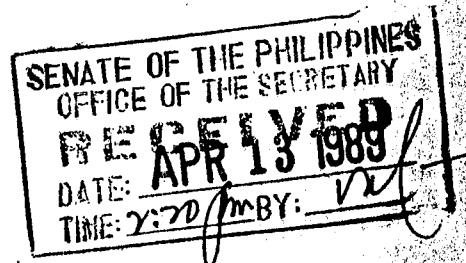


Congress of the Philippines)
Second Regular Session)

S E N A T E



COMMITTEE REPORT NO. 548

Submitted by the Committee on National Defense and Security on

APR 13 1989
Re: Senate Bill No. 88

Recommending its approval with amendment in consolidation with S. No. 845
and House Bill No. 12251

Sponsor: Senator Guingona, Jr.

MR. PRESIDENT:

The Committee on National Defense & Security to which were referred S. No. 88, introduced by Senator Guingona, Jr., entitled:

"AN ACT PROVIDING FOR THE ADMINISTRATION, ORGANIZATION, TRAINING, MAINTENANCE AND UTILIZATION OF CITIZENS SOLDIERS OR RESERVISTS OF THE ARMED FORCES OF THE PHILIPPINES AND FOR OTHER PURPOSES."

S. No. 845, introduced by Senators Guingona, Jr., Pimentel, Jr., Laurel, Tañada, Mercado and Shahani, entitled:

"AN ACT PROVIDING FOR THE ADMINISTRATION, ORGANIZATION, TRAINING, CALL AND SERVICE OF CITIZENS SOLDIERS OR AFP RESERVISTS OF THE ARMED FORCES OF THE PHILIPPINES, REINSTITUTING CONDITIONS FOR MILITARY SERVICE AND RESTORING THE UNITY OF COMMAND; AMENDING EXECUTIVE ORDER NUMBER 264 AND THE NATIONAL DEFENSE PROVISIONS OF EXECUTIVE ORDER NO. 292 INSTITUTING THE "ADMINISTRATIVE CODE OF 1987" FOR THAT PURPOSE AND FOR OTHER PURPOSES"

and House Bill No. 12251, introduced by Congressmen Yap (J.), Unico, De la Serna, Bautista, Sr., Estrella (E.), Tanjuatco, Jr., Dimaporo (A.D.), Lumauig, Chaves, Padilla, Del Mar, Bandon, Jr., Monfort, Congresswoman Puyat-Reyes, Congressmen Lingad, Romero, Chipeco, Jr. and the Members of the Committee on National Defense, entitled:

"AN ACT PROVIDING FOR THE DEVELOPMENT, ADMINISTRATION, ORGANIZATION, TRAINING, MAINTENANCE AND UTILIZATION OF THE CITIZEN ARMED FORCE OF THE ARMED FORCES OF THE PHILIPPINES AND FOR OTHER PURPOSES"

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has considered the said bills and has the honor to report them back to the Senate with the recommendation that S. No. 88 be approved in consolidation with S. No. 845 and House Bill No. 12251 with Senators Guingona, Jr., Pimentel, Jr., Laurel, Tañada, Mercado and Shahani as authors thereof and with the following amendments:

1. On page 4, between lines 20 and 21, a new subsection 1 (e) is hereby created to read as follows:

"(e) STUDENTS OF COLLEGES, UNIVERSITIES AND SIMILAR INSTITUTIONS WHO ARE UNDERGOING ROTC TRAINING DURING THE PENDENCY OF THEIR TRAINING RECOGNIZED BY THE MILITARY AUTHORITIES AS AMONG THOSE UNDERGOING TRAINING TO QUALIFY AS RESERVISTS:"

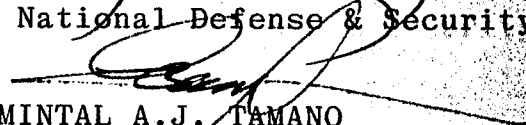
2. On the same page, line 21, delete "(e)" and in lieu thereof insert (f).
3. On page 14, lines 25 to 28, delete the entire provision of Sec. 14 for the reason that the question of one lineal list for all reservist officers is being considered in another proposed legislation.
4. On same page, lines 29 up to p. 15, lines 1 to 4, delete the entire provision of par. 1, Sec. 15 for the same reason above-stated.
5. On page 15, line 5, insert "SEC. 14." before the word "All."
6. On same page, line 12, renumber "SEC. 16" to "SEC. 15".
7. On page 16, line 1, renumber "SEC. 17" to "SEC. 16".
8. On same page, line 6, renumber "SEC. 18." to "SEC. 17".

Respectfully submitted:


ERNESTO M. MACEDA


Chairman

Committee on National Defense & Security


MAMINTAL A.J. TAMANO

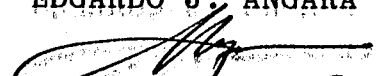
Vice-Chairman

M E M B E R S :



SANTANINA T. RASUL

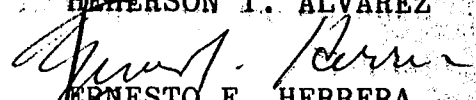
Vice-Chairman

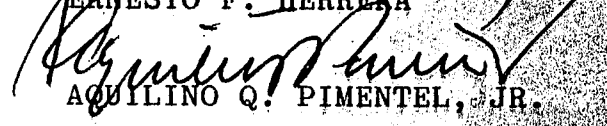

EDGARDO J. ANGARA



AGAPITO A. AQUINO

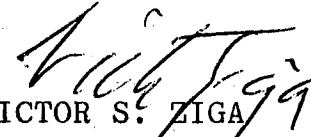

VICENTE T. PATERNO

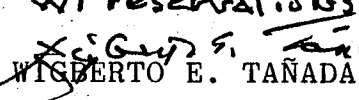

HEHERSON T. ALVAREZ

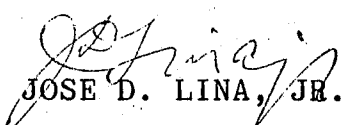

ERNESTO F. HERRERA


AQUILINO Q. PIMENTEL, JR.

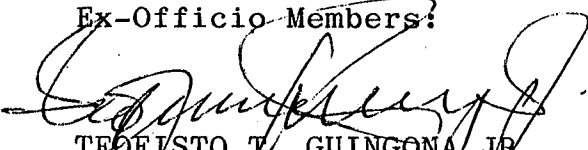

LETICIA R. SHAHANI



VICTOR S. ZIGA

w/ reservations

WICBERTO E. TAÑADA


JOSE D. LINA, JR.

Ex-Officio Members:


TEOFISTO T. GUINGONA, JR.
President Pro-Tempore


ORLANDO S. MERCADO
Majority Floor Leader

JUAN PONCE ENRILE
Minority Floor Leader

HON. JOVITO R. SALONGA
Senate President
M a n i l a

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Congress of the Philippines)
Third Regular Session)

S E N A T E

S. NO. 88

Introduced by Senator Teofisto T. Guingona, Jr.

AN ACT
PROVIDING FOR THE DEVELOPMENT,
ADMINISTRATION, ORGANIZATION, TRAINING,
MAINTENANCE AND UTILIZATION OF CITIZENS SOLDIERS
OR RESERVISTS OF THE ARMED FORCES OF THE
PHILIPPINES AND FOR OTHER PURPOSES.

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

ARTICLE I. TITLE

SECTION 1. TITLE OF THIS ACT. - THIS ACT SHALL BE
KNOWN AS THE "CITIZEN SOLDIERS OR AFP RESERVISTS ACT."

ARTICLE II. DECLARATION OF PRINCIPLES

SEC. 2. THE REGULAR FORCE. - IT IS THE POLICY OF
THE STATE TO MAINTAIN A SMALL STANDING OR REGULAR
MILITARY FORCE IN TIME OF PEACE CONSONANT WITH ITS
ADEQUATE AND ACTUAL NEEDS ON THE SECURITY OF THE STATE
BUT WHICH CAN BE RAPIDLY EXPANDED BY THE WELL-
DISCIPLINED CITIZEN ARMED FORCE IN THE EVENT OF WAR,
INVASION, OR REBELLION.

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SEC. 3. THE SECURITY AND SOCIO-ECONOMIC DEVELOPMENT OF THE STATE. - THE CITIZEN ARMED FORCE SHALL BE PROVIDED THE MAXIMUM OPPORTUNITY TO PARTICIPATE IN SAFEGUARDING THE SECURITY OF THE STATE AND IN ASSISTING IN SOCIO-ECONOMIC DEVELOPMENT.

SEC. 4. THE CALL TO PERSONAL MILITARY AND CIVIL SERVICE. - THE CITIZEN ARMED FORCE SHALL BE SO ORGANIZED, TRAINED, DEVELOPED AND MAINTAINED AS TO ENSURE THEIR READINESS TO IMMEDIATELY RESPOND TO THE CALL FOR SERVICE. STET

SEC. 5. THE PUBLIC AWARENESS. - THE STATE SHALL PROMOTE AND DEVELOP PUBLIC SUPPORT TO AND AWARENESS OF THE IMPORTANT ROLE OF THE CITIZEN ARMED FORCE AS A PROTECTOR OF THE PEOPLE AND THE STATE.

SEC. 6. THE MANPOWER OF THE CITIZEN ARMED FORCE. - THE MANPOWER OBJECTIVE FOR THE CITIZEN ARMED FORCE SHALL CONFORM TO PROJECTED AND ACTUAL NEED. IT IS NOT ENVISIONED BY THE STATE TO HAVE A NATION UNDER ARMS, UNLESS EXTREMELY NECESSARY.

ARTICLE III. MISSION AND ORGANIZATION OF
THE CITIZEN ARMED FORCE

SEC. 7. MISSION. - THE MISSION OF THE CITIZEN ARMED FORCE, ALTERNATELY REFERRED TO AS THE RESERVE FORCE, IS TO PROVIDE THE BASE FOR THE EXPANSION OF THE

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ARMED FORCES OF THE PHILIPPINES IN THE EVENT OF WAR, INVASION, OR REBELLION; TO ASSIST GOVERNMENT FORCES IN THE MAINTENANCE OF LOCAL SECURITY, LAW, AND ORDER; ASSIST IN RELIEF AND RESCUE OPERATIONS DURING DISASTERS OR CALAMITIES; ASSIST IN SOCIO-ECONOMIC DEVELOPMENT; AND ASSIST, IN THE OPERATION AND MAINTENANCE OF ESSENTIAL GOVERNMENT OR PRIVATE UTILITIES IN THE FURTHERANCE OF OVERALL MISSION.

SEC. 8. ORGANIZATION. - THE RESERVE FORCE SHALL BE ORGANIZED INTO FIVE COMPONENTS, NAMELY:

- (1) ARMY RESERVE COMPONENT
- (2) AIR FORCE RESERVE COMPONENT
- (3) NAVY RESERVE COMPONENT
- (4) AFP-WIDE TECHNICAL RESERVE COMPONENT
- (5) AFFILIATED RESERVES

SEC. 9. ORGANIZATION OF RESERVE COMPONENTS. - THE ORGANIZATION OF EACH COMPONENT OF THE RESERVE FORCE AND THE MANPOWER OBJECTIVE OF EACH COMPONENT SHALL BE AS PRESCRIBED BY THE NATIONAL SECURITY COUNCIL. THE ORGANIZATION, STRUCTURE, MANNING, AND EQUIPMENT OF RESERVE UNITS SHALL CONFORM TO THE ORGANIZATION OF THE REGULAR FORCE. RESERVE UNITS OF A BATTALION TYPE OR EQUIVALENT SHALL BE ORGANIZED ON A PROVINCIAL BASIS, AND RESERVE UNITS OF A BRIGADE AND DIVISION TYPE OR EQUIVALENT ON A REGIONAL BASIS. THE ORGANIZATIONAL

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STRUCTURE AND MANNING OF THE AFFILIATED RESERVE UNITS WILL BE PRESCRIBED BY THE SECRETARY OF NATIONAL DEFENSE AND WILL AS MUCH AS POSSIBLE CONFORM TO THEIR EXISTING CIVILIAN ORGANIZATION.

SEC. 10. AFFILIATED RESERVES. - AS THE PRESIDENT SHALL APPROVE UPON THE RECOMMENDATION OF THE SECRETARY OF NATIONAL DEFENSE, CERTAIN PRIVATE AND GOVERNMENT ENTITIES, CORPORATIONS, ESTABLISHMENTS AND ORGANIZATIONS AT THE NATIONAL, PROVINCIAL AND MUNICIPAL LEVELS WHICH PROVIDE ESSENTIAL PUBLIC SERVICES SUCH AS WATER, LIGHT, TRANSPORTATION, AND COMMUNICATION WHICH ARE NECESSARY TO SUPPORT THE PROSECUTION OF NATIONAL DEFENSE PLANS OR TO MEET AN EMERGENCY SHALL BE ORGANIZED AS AFFILIATED UNITS OF THE RESERVE FORCE. THESE AFFILIATED UNITS SHALL BE CONSTITUTED BY THE APPROPRIATE ORDERS TO BE ISSUED BY THE SECRETARY OF NATIONAL DEFENSE, GIVEN UNIT DESIGNATIONS AND ASSIGNED TO THE APPROPRIATE RESERVE COMPONENTS OF THE ARMED FORCES OF THE PHILIPPINES (AFP). THE ROSTER OF THE OFFICIALS AND EMPLOYEES OF THESE AFFILIATED UNITS SHALL BE INCLUDED IN THE ORDERS CONSTITUTING THE UNITS. THESE UNITS SHALL BE SO UTILIZED IN TIMES OF WAR OR EMERGENCY TO ENSURE THE CONTINUOUS AND UNINTERRUPTED PROVISION OF THE ESSENTIAL SERVICES THEY ARE RENDERING.

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[SECTION 2] ARTICLE IV. DEFINITION OF
CITIZEN SOLDIERS

SEC. 11. Definition of Citizen Soldiers. -

Citizen soldiers are reservists of the Armed Forces of the Philippines (AFP) who shall constitute armed force as provided for in Article XVI, Section 4 of the 1987 Constitution of the Republic of the Philippines. Citizen soldiers [are] INCLUDE those citizens of the Philippines who are:

1. Graduates of the [Citizen Military Training (formerly the Reserve Officers Training Corps)] **RESERVE OFFICERS TRAINING CORPS (ROTC)** basic and advance courses and AFP Training Command/service schools and who, as a result thereof, were issued orders as reservists or reservist officers of the AFP;
2. Graduates of the [20-year-old trainee instruction] **AUTHORIZED BASIC MILITARY TRAINING INSTRUCTIONS** and who, as a result thereof, were issued orders as reservists of the AFP;
3. Ex-servicemen of the AFP and the United States Armed Forces who were honorably discharged from the service and are Filipino Citizens;
4. Recognized World War II guerillas who were honorably discharged from the service;

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5. Commissioned and non-commissioned officers and enlisted personnel procured under Project 36-70;

NOTE: PROPOSE TO DELETE PARAGRAPH 6 OF S.B. 88.

- [6. Members of the Integrated Civilian Home Defense Force (ICHDF) and private security units who have completed the ICHDF and Security Guard Basic Military Course and were subsequently issued orders as reservists of the AFP]

ARTICLE [III] V. CATEGORIZATION AND CLASSIFICATION OF CITIZEN SOLDIERS

SECTION [3] 12. Categories of Citizen Soldiers -

There shall be three (3) categories of reservists or citizen soldiers the First Category Reserve, the Second Category Reserve and the Third Category Reserve.

1. First Category Reserve. - The First Category Reserve shall be composed of able-bodied reservists whose ages are between [twenty (20)] **EIGHTEEN (18)** years and thirty-five (35) years inclusive.

2. Second Category Reserve. - The Second Category Reserve shall be composed of able-bodied reservists whose ages are between thirty-six (36) years and fifty-one (51) years inclusive.

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3. Third Category Reserve. - The Third Category Reserve shall be composed of able-bodied reservists who are above fifty-one (51) years of age.

SECTION 13. Classification of Reserve Force Units
- Based on the categorization provided in Section 12 [3] above, the Reserve Force Units shall further be classified into the Ready Reserve, the Standby Reserve and the Retired Reserve, **BASED ON THEIR OPERATIONAL READINESS FOR IMMEDIATE DEPLOYMENT/UTILIZATION.**

1. Ready Reserve. The Ready Reserve shall be composed of citizen soldiers belonging mostly to the First Category Reserve and others as provided in the Act, who shall be organized, trained and maintained as mobilizeable ready reserve subject to call at any time to augment the regular armed force of the AFP not only in time of war or national emergency but also to meet local emergencies arising from calamities, disasters and threats to peace, order, security and stability in any locality including the need to provide assistance in relief and rescue work and other civil assistance activities.

Any reservist or citizen soldier belonging to the Second category Reserve and/or the Third Category Reserve, particularly the commissioned and non-commissioned officers, who will volunteer to serve with

the Ready Reserve shall be allowed, if qualified and fit for duty, to join and actively participate as part of the Ready Reserve and shall serve with an appropriate Ready Reserve Unit.

Furthermore, members of the AFP Affiliated Reserve Units of the various government and private utilities and services considered essential for preservation of the economic stability of the country or particular locality, such as power and electricity, water supply, transportations and communications, among others, regardless of their categorization shall be classified as Ready Reserve.

All citizen soldiers belonging to the First Category Reserve, except those exempted under this Act, shall be required to serve with Ready Reserve Units and will have assignments and promotions [similar to that of the active force] **IN ACCORDANCE WITH EXISTING POLICIES OF THE AFP** until [they shall have been] transferred to the Standby Reserve by virtue of their age.

The following citizen soldiers may be exempted from rendering service with said Reserve Units:

(a) Active members of the Armed Forces of the Philippines and the Integrated National Police;

(b) Those who are residing abroad but only during the duration of their absence from the Philippines;

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(c) Those who are physically and mentally unfit to serve their tour of duty;

(d) Those who are convicted for crimes involving moral turpitude AND HAVE DEROGATORY RECORDS.

(e) STUDENTS OF COLLEGES, UNIVERSITIES AND SIMILAR INSTITUTIONS WHO ARE UNDERGOING ROTC TRAINING DURING THE PENDENCY OF THEIR TRAINING RECOGNIZED BY THE MILITARY AUTHORITIES AS AMONG THOSE UNDERGOING TRAINING TO QUALIFY AS RESERVISTS.

[(e)] (f) Those who may be exempted from duty for valid reasons which may be authorized on a case-to-case basis by appropriate and competent authority. For this purpose, the AFP shall issue such appropriate guidelines, rules and regulations as may be necessary.

2. Standby Reserve - The Standby Reserve shall be composed of citizen soldiers belonging mostly to the Second Category Reserve and the Third Category Reserve, except as provided in this Act. Members of the Standby Reserve shall be organized and assigned to [paper] SPECIFIED reserve units and shall be maintained through annual assembly tests to update their records and their present addresses, among others. The Standby Reserve may be mobilized or ordered to active duty only in times of national emergency or war. Ranks of members of the Standby ^{Reserve} may be upgraded if they voluntarily participate in training or serve with the Ready Reserve Units in their areas or if their Standby Reserve Units

undergo retraining. They will, however, be encouraged to upgrade their military knowledge and skills by taking up non-resident or resident courses which shall be set up for the purpose.

3. Retired Reserve. - The Retired Reserve shall be composed of citizen soldiers who have qualified for retirement through length of service, old age or disability. For this purpose, sixty-five (65) years will be considered as the retirement age. However, if qualified and fit for duty, a member of the Retired Reserve may be ordered to active duty in times of local or national emergencies if he volunteers for active duty and when the Secretary of National Defense determines that there are not enough qualified citizen soldiers with his special skills and qualifications in the Ready Reserve or the Standby Reserve in his particular area of residence.

[ARTICLE III. ADMINISTRATION, ORGANIZATION
AND TRAINING]

ARTICLE VI. MANPOWER DEVELOPMENT

**NOTE: Insert the following pertinent provisions on
Manpower Development.*

SECTION 14. COMPULSORY MILITARY REGISTRATION
AND TRAINING. ALL MALE CITIZENS BETWEEN THE AGES OF 18
AND 35 YEARS, WHO ARE NOT RESERVISTS SHALL BE REQUIRED

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TO REGISTER, FOR MILITARY INSTRUCTION. REGISTRATION SHALL TAKE PLACE IN SUITABLE REGISTRATION PLACES TO BE PRESCRIBED BY THE CITY, OR MUNICIPAL GOVERNMENT BETWEEN THE DATES OF APRIL FIRST AND SEVENTH COMMENCING ONE YEAR AFTER THE EFFECTIVITY OF THIS ACT. ANNUAL REGISTRATIONS SHALL BE HELD DURING THE SAME PERIOD IN SUCCEEDING YEARS.

SECTION 15. EXEMPTION FROM COMPULSORY MILITARY TRAINING. THE FOLLOWING ARE EXEMPTED:

- (1) MEMBERS OF THE CLERGY OF ANY RELIGIOUS ORDER OR SECT;
- (2) THOSE IN THE ACTIVE SERVICE OF THE ARMED FORCES OF THE PHILIPPINES AND POLICE MEMBERS OF THE INTEGRATED NATIONAL POLICE;
- (3) SUPERINTENDENT AND UNIFORMED MEMBERS OF THE NATIONAL PENITENTIARY, CORRECTIVE INSTITUTIONS, AND INSANE ASYLUMS;
- (4) LICENSED AIR AND MARITIME PILOTS, NAVIGATORS AND MERCHANT MARINE OFFICERS.

SECTION 16. REGISTERING OFFICER. - FOR THE PURPOSE OF REGISTRATION AS PROVIDED FOR IN SECTION 14, THE CITY MUNICIPAL TREASURERS OF CHARTERED CITIES AND MUNICIPALITIES ARE HEREBY DESIGNATED AS REGISTERING OFFICER. THE SECRETARY OF NATIONAL DEFENSE SHALL PRESCRIBE AND PROVIDE THE FORMS TO BE USED IN REGISTRATION AND PRESCRIBE THE PROCEDURES FOR THE

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CONDUCT AND REPORTING OF THE RESULTS OF THE
REGISTRATION.

SECTION 17. PERSONS DISQUALIFIED OR EXEMPTED FROM
REGISTRATION. - THE FOLLOWING PERSONS ARE DISQUALIFIED
OR EXEMPTED FROM REGISTERING:

(1) PERSONS WHO ARE DISQUALIFIED BY LAW FROM
EMPLOYMENT IN GOVERNMENT SERVICE;

(2) THOSE WHO ARE PHYSICALLY OR MENTALLY UNFIT AS
CERTIFIED BY AN AFP MEDICAL OFFICER;

(3) THOSE SUFFERING INCARCERATION AWAITING TRIAL
BY A COURT OF LAW: *PROVIDED*, THAT UPON THEIR RELEASE
FROM CUSTODY THEY SHALL WITHOUT DELAY REGISTER;

(4) THOSE CONVICTED BY FINAL JUDGMENT FOR
CRIMINAL OFFENSES INVOLVING MORAL TURPITUDE. THOSE
KNOWN IN THE COMMUNITY AS HAVING DEROGATORY RECORD OR
OF DISREPUTABLE CONDUCT AND CHARACTER;

(5) STUDENTS OF COLLEGES, UNIVERSITIES AND
SIMILAR INSTITUTIONS WHO ARE UNDERGOING ROTC TRAINING
DURING THE PENDENCY OF THEIR TRAINING RECOGNIZED BY THE
MILITARY AUTHORITIES AS AMONG THOSE UNDERGOING TRAINING
TO QUALIFY AS RESERVISTS.

(6) THOSE PERSONS WHO ARE CONSTITUTED AS MEMBERS
OF AFFILIATED UNITS FOR THE DURATION TIME THAT THEY
HOLD SUCH MEMBERSHIP: *PROVIDED*, THAT UPON THE
TERMINATION OF THEIR MEMBERSHIP, THEY SHALL BE SUBJECT
FOR MILITARY TRAINING.

SECTION 18. SELECTION OF REGISTRANTS FOR
COMPULSORY TRAINING. - REGISTRANTS WHO ARE TO UNDERGO
COMPULSORY TRAINING AS PROVIDED FOR IN THIS ACT SHALL
BE SELECTED IN THE MONTH OF MAY EVERY YEAR BY DRAWING
OF LOTS BY A BOARD OF CANVASSERS. THE SECRETARY OF
NATIONAL DEFENSE SHALL PRESCRIBE THE PROCEDURES FOR THE
SELECTION OF REGISTRANTS.

SECTION 19: BOARD OF CANVASSERS. - THERE IS HEREBY
CREATED A BOARD OF CANVASSERS, ONE FOR EACH PROVINCE
AND CHARTERED CITY FOR THE PURPOSE OF SELECTING THE
REGISTRANTS WHO WILL UNDERGO COMPULSORY MILITARY
TRAINING AS PROVIDED FOR IN SECTION 18. THE BOARD
SHALL BE COMPOSED OF THE FOLLOWING:

PROVINCE

Division Superintendent of Schools.....Chairman
Provincial Fiscal.....member
Constabulary Provincial Commander,
or the appropriate military
commander as the Secretary of
National Defense may designate.....member

CHARTERED CITY

City Superintendent of Schools.....Chairman
City Fiscal.....member
Chief of Police.....member

SECTION 20. QUOTA FOR COMPULSORY TRAINING. - THE SECRETARY OF NATIONAL DEFENSE SHALL FURNISH EACH PROVINCIAL GOVERNOR AND CITY MAYOR WITH THE QUOTA OF REGISTRANTS FOR COMPULSORY MILITARY TRAINING TO BE DRAWN FROM THEIR RESPECTIVE PROVINCE OR CHARTERED CITY. THE QUOTA FOR THE PROVINCE SHALL BE BROKEN DOWN INTO MUNICIPAL QUOTAS.

SECTION 21. ACCEPTANCE OF REGISTRANTS VOLUNTEERING MILITARY TRAINING. - REGISTRANTS WHO ARE NOT SELECTED FOR COMPULSORY MILITARY TRAINING BUT WHO VOLUNTEER FOR SUCH TRAINING MAY BE ACCEPTED AND ALLOWED TO UNDERGO MILITARY TRAINING. *PROVIDED*, THAT SAID VOLUNTEERS SHALL PHYSICALLY QUALIFY FOR FITNESS AFTER EXAMINATION FOR TRAINING AND SHALL BE MADE TO EXECUTE A WRITTEN TESTAMENT THAT THEY VOLUNTEERED FOR TRAINING ON THEIR OWN WILL.

SECTION 22. REGISTRATION OF CITIZENS RESIDING OR WORKING ABROAD. - FILIPINO CITIZENS RESIDING OR WORKING ABROAD, WHEN THEY BECOME LIABLE TO REGISTER FOR RESERVISTS TRAINING UNDER THIS ACT, SHALL REGISTER WITH THE NEAREST DIPLOMATIC OR CONSULAR OFFICE OF THE REPUBLIC OF THE PHILIPPINES WHICH SHALL TRANSMIT THE REGISTRANTS DATA TO THE SECRETARY OF NATIONAL DEFENSE.

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SECTION 23. NOTICE TO SELECTED REGISTRANTS. - THE BOARD OF CANVASSERS SHALL CAUSE THE IMMEDIATE AND ADEQUATE PUBLICATION OF THE NAMES OF THE REGISTRANTS WHO HAVE BEEN SELECTED IN ACCORDANCE WITH SECTION 18 HEREIN AND AT ONCE NOTIFY THE REGISTRANTS CONCERNED TO REPORT TO THE ACCEPTANCE BOARD OF THE CITY OR MUNICIPALITY WHERE THEY RESIDE. THE BOARD OF CANVASSERS SHALL FURNISH EACH ACCEPTANCE BOARD THE LIST OF THE REGISTRANTS WHOSE NAMES WERE DRAWN.

SECTION 24. ACCEPTANCE BOARDS. - THERE IS HEREBY CREATED AN ACCEPTANCE BOARD IN EACH MUNICIPALITY AND CHARTERED CITY WHICH SHALL EXAMINE AND CLASSIFY REGISTRANTS WHOSE NAMES HAVE BEEN REFERRED TO IT BY THE BOARD OF CANVASSERS AND PASS UPON THE REGISTRANTS FITNESS FOR TRAINING AND APPLICATION FOR DEFERMENT, IF ANY. THE DECISION OF THE BOARD SHALL BE BY MAJORITY VOTE. THE SECRETARY OF NATIONAL DEFENSE SHALL PRESCRIBE THE PROCEDURES FOR THE OPERATION OF THE ACCEPTANCE BOARD.

SECTION 25. COMPOSITION OF THE ACCEPTANCE BOARD. - THE BOARD SHALL BE COMPOSED AS FOLLOWS:

(1) IN CHARTERED CITIES

Local Civil Registrar..... Chairman
City Health Officer..... member

SNO 88

Chief of Police..... member

One Civic Leader (to be chosen by
local civic organizations..... member

(2) IN MUNICIPALITIES

Local Civil Registrar/

Municipal Treasurer..... Chairman

Municipal Health Officer..... member

Chief of Police member

One Civic Leader (to be chosen by
local civic organizations)..... member

SECTION 26. CLASSIFICATION OF SELECTED
REGISTRANTS. REGISTRANTS SHALL UNDERGO PHYSICAL
EXAMINATION TO BE CONDUCTED BY THE HEALTH OFFICER. THE
ACCEPTANCE BOARD SHALL THEN CLASSIFY THEM INTO THE
FOLLOWING CATEGORIES:

- CLASS A - FIT FOR UNLIMITED SERVICE
- CLASS B - FIT FOR LIMITED SERVICE ONLY
- CLASS C - DEFERRED UNTIL LATER DATE
- CLASS D - EXEMPTED FOR MENTAL/PHYSICAL REASONS

SECTION 27. DEFERMENT FROM TRAINING. - THE
ACCEPTANCE BOARD, UPON EVALUATION OF THE EVIDENCE TO
SUPPORT APPLICATION FOR DEFERMENT, MAY GRANT DEFERMENT
ON THE FOLLOWING GROUNDS AND CONDITIONS:

(1) INDIVIDUALS WHO ARE INDISPENSABLE TO THE SUPPORT OF THEIR DEPENDENT FAMILIES MAY BE GRANTED DEFERMENTS NOT EXCEEDING TWO YEARS AFTER WHICH THEY SHALL BE SUBJECT FOR TRAINING.

(2) STUDENTS ENROLLED IN THE RESERVE OFFICERS TRAINING CORPS IN COLLEGES AND UNIVERSITIES ARE AUTOMATICALLY GRANTED DEFERMENT WHICH SHALL NOT EXTEND BEYOND THE PERIOD THEY ARE TO COMPLETE THEIR BASIC ROTC TRAINING. STUDENTS WHO SUCCESSFULLY COMPLETE SUCH TRAINING SHALL BE EXEMPTED. THOSE WHO FAIL TO COMPLETE, OR DISCONTINUE THE TRAINING SHALL BE SUBJECT FOR TRAINING.

(3) SEMINARY STUDENTS OF ANY RELIGIOUS SECT SHALL BE GRANTED DEFERMENTS NOT EXCEEDING THE PRESCRIBED COURSE IN THE SEMINARY. THOSE WHO COMPLETE THE COURSE SHALL BE EXEMPTED FROM TRAINING. THOSE WHO FAIL TO COMPLETE SHALL BE SUBJECT FOR TRAINING.

(4) CADETS OF THE PHILIPPINE MILITARY ACADEMY AND OF OTHER MILITARY SERVICE ACADEMIES, LOCAL OR FOREIGN, TO INCLUDE CADETS OF THE PHILIPPINE MERCHANT MARINE ACADEMY AND OTHER SIMILAR LOCAL MERCHANT MARINE ACADEMIES DULY RECOGNIZED BY THE GOVERNMENT FOR THE TRAINING OF OFFICER CANDIDATES, INCLUDING THOSE SELECTED FOR CADETSHIP IN SUCH ACADEMIES, SHALL BE GRANTED DEFERMENT FOR NOT EXCEEDING TWO YEARS. THOSE WHO SUCCESSFULLY COMPLETE AT LEAST ONE HALF OF THE

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PRESCRIBED PERIOD OF THE COURSE SHALL BE EXEMPTED FROM TRAINING. THOSE WHO FAIL TO COMPLETE ONE HALF OF THE PRESCRIBED PERIOD SHALL, UPON THEIR DISCHARGE FROM THEIR COURSES, BE SUBJECT FOR TRAINING.

(5) HIGH SCHOOL STUDENTS WHO ARE IN THEIR LAST YEAR OF SCHOOLING MAY BE GRANTED DEFERMENT FOR NOT MORE THAN ONE YEAR.

(6) SELECTED REGISTRANTS RESIDING OR WORKING ABROAD SHALL BE GRANTED DEFERMENT FOR THE DURATION OF THEIR STAY ABROAD.

(7) ELECTED OFFICIALS AND PRESIDENTIAL APPOINTEES WHOSE APPOINTMENTS ARE PASSED UPON BY THE COMMISSION ON APPOINTMENTS DURING THEIR INCUMBENCY.

SECTION 28. APPEAL FROM DECISION OF THE ACCEPTANCE BOARD. - WHERE THE ACCEPTANCE BOARD DENIES THE CLAIM OF AN INDIVIDUAL FOR DEFERMENT, HE MAY WITHIN THIRTY DAYS AFTER RECEIPT OF WRITTEN NOTIFICATION BY THE BOARD APPEAL HIS CASE IN WRITING DIRECTLY TO THE SECRETARY OF NATIONAL DEFENSE. THE SECRETARY OF NATIONAL DEFENSE SHALL RENDER A DECISION THEREON WITHIN SIXTY DAYS FROM THE DATE OF FILING OF APPEAL.. THE APPELLANT SHALL BE ACCORDED THE RIGHT TO ENJOY THE RIGHT TO BE HEARD BY HIMSELF AND COUNSEL AND TO PRESENT EVIDENCE IN HIS BEHALF. THE DECISION OF THE SECRETARY OF NATIONAL DEFENSE SHALL BE FINAL.

SECTION 29. EXPENSES OF THE ACCEPTANCE BOARD. -

THE EXPENSES INCIDENT TO THE OPERATION OF THE ACCEPTANCE BOARD SHALL BE BORNE BY THE DEPARTMENT OF NATIONAL DEFENSE WHICH SHALL INCLUDE THE FUNDS THEREFOR IN ITS ANNUAL APPROPRIATIONS. THE NATURE AND AMOUNT OF SUCH EXPENSES SHALL BE PRESCRIBED BY THE SECRETARY OF NATIONAL DEFENSE. MEMBERS OF THE ACCEPTANCE BOARD SHALL NOT RECEIVE ANY SALARY OR COMPENSATION FOR THEIR SERVICES IN THE BOARD. THEY SHALL BE ENTITLED TO RECEIVE ALLOWANCES AS THE SECRETARY OF NATIONAL DEFENSE SHALL PRESCRIBE.

SECTION 30. FINAL ACCEPTANCE BY THE BOARD. -

REGISTRANTS WHO SHALL HAVE BEEN FINALLY QUALIFIED AND SELECTED BY THE ACCEPTANCE BOARD SHALL BE REPORTED TO THE SECRETARY OF NATIONAL DEFENSE. THOSE SELECTED SHALL UPON INSTRUCTION REPORT TO THE DESIGNATED MILITARY CAMP OR UNIT FOR TRAINING.

SECTION 31. PROCUREMENT OF RESERVIST OFFICERS AND NON-COMMISSIONED OFFICERS FOR AFFILIATED RESERVE UNITS.

- KEY OFFICERS AND EMPLOYEES OF GOVERNMENT OR PRIVATE ENTITIES, CORPORATIONS, ESTABLISHMENTS AND ORGANIZATIONS WHICH HAVE AFFILIATED UNITS SHALL BE ENCOURAGED TO UNDERGO MILITARY TRAINING TO QUALIFY THEM AS RESERVE OFFICERS OR NON-COMMISSIONED OFFICERS. AS SUCH, THEY SHALL BE ASSIGNED TO KEY POSITIONS IN THE AFFILIATED UNITS WHERE THEY ARE EMPLOYED AND CALLED TO

ACTIVE SERVICE WITH THESE UNITS ONCE THEY ARE ACTIVATED.

,SECTION .32. SECURITY OF TENURE IN GOVERNMENT OR PRIVATE EMPLOYMENT WHILE ON MILITARY TRAINING. - AN EMPLOYEE OF A GOVERNMENT-OWNED OR CONTROLLED CORPORATION OR PRIVATE EMPLOYMENT WITH MONTHLY OPERATING VOLUME OF NOT LESS THAN THREE HUNDRED THOUSAND PESOS AND NOT LESS THAN TWENTY EMPLOYEES, WHO UNDERGOES MILITARY TRAINING, SHALL NOT BE SEPARATED OR TERMINATED FROM SUCH EMPLOYMENT, SHALL NOT FORFEIT HIS SENIORITY STATUS, IF ANY, AND SHALL CONTINUE TO RECEIVE THE SALARY HE WAS RECEIVING PRIOR TO HIS CALL TO MILITARY TRAINING. IN THE CASE OF PRIVATE EMPLOYMENT, PAYMENT OF BASIC SALARY DURING SUCH MILITARY TRAINING SHALL BE IN ACCORDANCE WITH EXISTING LAWS OR WITH HIS COMPANY'S POLICIES ON ITS EMPLOYEES ON LEAVE FROM HIS EMPLOYMENT. UPON TERMINATION OF HIS MILITARY TRAINING, HE SHALL RESUME HIS FORMER POSITION, OR IF NOT PRACTICABLE, ASSIGNED TO A NEW POSITION WITHOUT DIMINUTION OF HIS PAY AND ALLOWANCES, PROVIDED HE IS HONORABLY TERMINATED OR DISCHARGED FROM SUCH TRAINING OR SERVICE, OTHERWISE HIS RECORD OF DISHONORABLE DISCHARGE FROM MILITARY TRAINING OR SERVICE SHALL BE TAKEN INTO ACCOUNT AS TO WHETHER HE SHOULD BE REINSTATED TO HIS FORMER EMPLOYMENT.

SECTION 33. DRAFTEE TRAINING AND SERVICE. - AS MAY BE ORDERED BY THE PRESIDENT, MALE CITIZENS BETWEEN THE AGES OF EIGHTEEN AND THIRTY-FIVE SHALL BE CALLED FOR TRAINING AND ACTIVE SERVICE FOR A PERIOD NOT TO EXCEED TWENTY-FOUR MONTHS, BROKEN DOWN INTO A TRAINING PERIOD OF NOT MORE THAN SIX MONTHS AND AN ACTIVE SERVICE PERIOD OF NOT MORE THAN EIGHT MONTHS. REGISTRANTS WILL BE SELECTED FOR DRAFTEE TRAINING AND SERVICE IN ACCORDANCE WITH SECTIONS 14 TO 26 HEREIN. A DRAFTEE MAY VOLUNTEER AND BE ACCEPTED FOR AN EXTENSION OF ACTIVE SERVICE OF NOT MORE THAN TWELVE CONSECUTIVE MONTHS, AFTER WHICH HIS SERVICES AS DRAFTEE SHALL BE TERMINATED. A DRAFTEE DURING THE PERIOD OF HIS ACTIVE DUTY SERVICE TO INCLUDE THE PERIOD OF EXTENSION OF SUCH SERVICE IS ENTITLED TO RECEIVE ALL THE PAY AND ALLOWANCES DUE HIS GRADE AS RECEIVED BY ANY MEMBER OF THE REGULAR FORCE: *PROVIDED*, THAT UPON TERMINATION OF HIS DRAFTEE SERVICE, HE SHALL RECEIVE A SEPARATION GRATUITY OF NOT LESS THAN ONE MONTH SALARY FOR EVERY YEAR OF HIS SERVICE TO INCLUDE THE SIX MONTHS OF TRAINING UPON THE CONDITION THAT A PERIOD OF SIX MONTHS SHALL BE CONSIDERED A COMPLETE YEAR FOR PURPOSES OF GRATUITY..

SECTION 34. RETENTION FOR MAXIMUM HOSPITALIZATION - A RESERVIST/DRAFTEE WHO IS INJURED OR CONTRACTS A DISEASE OR SICKNESS WHILE UNDERGOING TRAINING AND SERVICE, NOT DUE TO HIS INTENTIONAL MISCONDUCT, WILLFUL

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FAILURE OR NEGLECT, OR VICIOUS OR IMMORAL HABITS, SHALL BE RETAINED BEYOND THE PERIOD OF HIS RESERVIST SERVICE WITH HIS CONSENT FOR THE NECESSARY HOSPITALIZATION AND MEDICAL CARE UNTIL SUCH TIME THAT HE RECOVERS, OR IS DETERMINED THAT FURTHER HOSPITALIZATION WILL NOT IMPROVE HIS CONDITION. DURING THE PERIOD OF HOSPITALIZATION, HE SHALL BE ENTITLED TO SUBSISTENCE ALLOWANCES AND HOSPITALIZATION BENEFITS AS ARE AVAILABLE TO THE MEMBERS OF THE REGULAR FORCE WHO ARE PATIENTS IN ARMED FORCES HOSPITALS.

ARTICLE VII. CITIZEN MILITARY TRAINING

SECTION 35. BASIC CITIZEN MILITARY TRAINING. - REGISTRANTS FINALLY SELECTED FOR MILITARY TRAINING PURSUANT TO SECTION 30 SHALL UNDERGO A BASIC MILITARY TRAINING FOR A PERIOD OF NOT MORE THAN SIX MONTHS. THE SECRETARY OF NATIONAL DEFENSE SHALL PRESCRIBE THE COURSE OF INSTRUCTION.

THE COURSE OF INSTRUCTION SHALL INCLUDE SUBJECTS ON MORAL VIRTUES, PATRIOTISM, DISCIPLINE, SUPPORT FOR AND ADHERENCE TO THE CONSTITUTION, AND RESPECT FOR THE RIGHTS OF CIVILIANS.

SECTION 36. CITIZEN MILITARY TRAINING CENTERS. - THERE SHALL BE ESTABLISHED IN EVERY PROVINCE AT LEAST ONE TRAINING CENTER FOR THE CONDUCT OF CITIZEN MILITARY

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AND RESERVIST TRAINING WITH A MINIMUM TRAINING CAPACITY FOR ONE INFANTRY RIFLE COMPANY AT A TIME. THESE TRAINING CENTERS SHALL FORM PART OF THE RESERVE COMPONENT ORGANIZATION OF THE MAJOR SERVICES AND SHALL BE REFERRED TO AS ~~CIVILIAN-MILITARY~~ TRAINING CENTER.

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SECTION 37. INCORPORATION INTO TRAINING. - UPON REPORTING TO THEIR ASSIGNED TRAINING CENTERS, THE SELECTED REGISTRANTS SHALL BE PHYSICALLY EXAMINED AND IF FOUND FIT FOR THE SERVICE SHALL BE INDUCTED INTO SERVICE. WHERE A CHANGE OF TRAINING CENTER IS NECESSARY TO PROVIDE THE REQUISITE TRAINING, THE COMMANDING OFFICER OF THE TRAINING CENTER SHALL BE AUTHORIZED TO ISSUE THE NECESSARY ORDERS COVERING HIS TRANSPORTATION AND PROVIDE THE FUNDS FOR THE PURPOSE: PROVIDED, THAT NO REGISTRANTS SHALL BE TRANSFERRED TO A TRAINING CENTER OUTSIDE HIS PROVINCE OR DESIGNATED TRAINING CENTER EXCEPT IN THE CASE OF PHILIPPINE NAVY AND PHILIPPINE AIR FORCE REGISTRANTS IF THERE ARE NO AIR OR NAVAL TRAINING CENTERS THEREAT.

SECTION 38. RESERVE OFFICERS TRAINING CORPS. - MILITARY TRAINING FOR STUDENTS ENROLLED IN COLLEGES, UNIVERSITIES AND SIMILAR INSTITUTIONS OF LEARNING IS MANDATORY PURSUANT TO THE PROVISIONS OF THE NATIONAL DEFENSE ACT AND THE 1987 CONSTITUTION.

SECTION 39. ESTABLISHMENT OF ROTC UNITS IN SCHOOLS. - AT SUCH COLLEGES, UNIVERSITIES AND SIMILAR INSTITUTIONS OF LEARNING THAT REQUEST FOR THE CONDUCT OF MILITARY TRAINING IN THEIR INSTITUTIONS, THERE SHALL BE ESTABLISHED AND MAINTAINED RESERVE OFFICERS TRAINING CORPS UNITS AS THE SECRETARY OF NATIONAL DEFENSE MAY APPROVE, WHICH SHALL CONDUCT MILITARY TRAINING FOR THE STUDENTS OF SUCH INSTITUTIONS FOR THE PURPOSE OF PRODUCING ENLISTED AND OFFICER RESERVISTS. THE PROGRAM OF INSTRUCTION SHALL BE PRESCRIBED BY THE SECRETARY OF NATIONAL DEFENSE AND MAY INCLUDE INSTRUCTION TO PREPARE FEMALE STUDENTS FOR MILITARY SERVICE: *PROVIDED*, THAT SUCH COURSE OF INSTRUCTION SHALL NOT EXCEED TWO ACADEMIC YEARS IN THE CASE OF ENLISTED RESERVISTS, AND FOUR ACADEMIC YEARS IN THE CASE OF OFFICER RESERVISTS WHICH SHALL INCLUDE AS NECESSARY SUMMER OR PROBATIONARY TRAINING OF NOT MORE THAN SIXTY CONSECUTIVE DAYS. THE FIRST TWO YEARS OF ROTC TRAINING, WHICH IS MANDATORY, IS REFERRED TO AS BASIC ROTC WHILE THE SECOND TWO YEARS AFTER SAID BASIC ROTC, WHICH IS VOLUNTARY, IS REFERRED TO AS ADVANCE ROTC. THE ALLOCATION OF ROTC UNITS TO THE VARIOUS MAJOR SERVICES OF THE AFP SHALL CONFORM TO THE PROJECTED MANPOWER NEEDS OF THEIR RESPECTIVE RESERVE COMPONENTS.

SECTION 40. ACCEPTANCE FOR ADVANCE ROTC - STUDENTS WHO VOLUNTEER FOR ADVANCE ROTC SHALL BE SCREENED BY AN ROTC ACCEPTANCE BOARD WHICH IS HEREBY

CREATED FOR THE PURPOSE, COMPOSED OF THE COMMANDANT OF THE ROTC UNIT, A REPRESENTATIVE OF THE SCHOOL NOMINATED BY THE SCHOOL AUTHORITIES, AND A MILITARY PHYSICIAN. THE STUDENT VOLUNTEER SHALL BE PHYSICALLY EXAMINED FOR FITNESS FOR TRAINING AND SHALL FURTHER BE MADE TO EXECUTE IN WRITING A STATEMENT THAT HE VOLUNTEERED FOR TRAINING ON HIS OWN VOLITION. WHERE THE STUDENT IS BELOW EIGHTEEN YEARS OF AGE, HE SHALL BE REQUIRED TO OBTAIN HIS PARENT'S OR GUARDIAN'S CONSENT. IN THE CASE OF STUDENTS VOLUNTEERING FOR RESERVE OFFICER TRAINING, THEY SHALL BE FURTHER SUBJECT TO COMPETITIVE EXAMINATION IN ORDER TO SELECT THE BEST MATERIAL. THE STUDENTS UNDERGOING ROTC WILL BE REFERRED TO AS ROTC CADETS.

SECTION 41. ORGANIZATION AND STAFFING OF ROTC UNITS - THE SECRETARY OF NATIONAL DEFENSE SHALL PRESCRIBE THE ORGANIZATION AND STAFFING OF ROTC UNITS. RESERVE OFFICERS IN ACTIVE SERVICE AS WELL AS QUALIFIED ENLISTED AND OFFICER RESERVISTS ON INACTIVE STATUS SHALL BE GIVEN PRIORITY TO HANDLE TRAINING INSTRUCTION AND TO ASSIST IN ADMINISTRATION AND SHALL BE ENTITLED TO RECEIVE HONORARIA AND OTHER ALLOWANCES AS THE SECRETARY OF NATIONAL DEFENSE SHALL PRESCRIBE.

SECTION 42. FUND FOR MAINTENANCE AND OPERATION OF SCHOOL ROTC UNITS. - THE FUNDS FOR THE ESTABLISHMENT,

MAINTENANCE AND OPERATION OF ROTC UNITS SHALL BE PROVIDED FOR IN THE REGULAR ANNUAL APPROPRIATIONS OF THE ARMED FORCES OF THE PHILIPPINES. SUCH APPROPRIATIONS SHALL PROVIDE FOR THE FULL FUNDING SUPPORT FOR THE ADVANCE ROTC ONLY. THE SCHOOL OF THE STUDENT MAY NOT BE REQUIRED TO SPEND ANY AMOUNT FOR THE ESTABLISHMENT, OPERATION AND MAINTENANCE OF ROTC TRAINING: *PROVIDED*, THAT THE SCHOOL REQUESTING FOR THE ESTABLISHMENT SHALL PROVIDE THE TRAINING GROUND AND OFFICE FACILITIES FREE OF CHARGE. THE ADVANCE ROTC CADET SHALL EACH BE PROVIDED FREE TWO SUITS OF FATIGUE UNIFORM WITH HEADGEAR, BELT AND ONE PAIR OF COMBAT BOOTS FOR THE DURATION OF TRAINING. HOWEVER, THOSE TAKING THE BASIC ROTC ARE REQUIRED TO PAY A REASONABLE ROTC FEE, THE AMOUNT TO BE DETERMINED BY THE SECRETARY OF NATIONAL DEFENSE IN COORDINATION WITH THE SCHOOL OFFICIALS CONCERNED.

SECTION 43. SCHOLARSHIP INCENTIVE FOR ADVANCE ROTC TRAINING. - STUDENTS UNDERGOING ADVANCE ROTC WHO BELONG TO THE UPPER FIVE PERCENT OF THEIR ACADEMIC CLASS SHALL BE PROVIDED A TUITION SUBSIDY OF FIFTY PERCENT OF THEIR ANNUAL TUITION FOR THE PERIOD OF THEIR ADVANCE ROTC. THE FUNDS FOR THIS PURPOSE SHALL BE CARRIED IN THE ANNUAL APPROPRIATIONS OF THE AFP. THE CHIEF OF STAFF, AFP SHALL PROMULGATE THE GUIDELINES FOR THE IMPLEMENTATION OF THIS PROVISION.

ARTICLE VIII. INCORPORATION INTO
THE RESERVE FORCE

SECTION 44. ELECTED OFFICIALS AND PRESIDENTIAL APPOINTEES - ELECTED OFFICIALS AND PRESIDENTIAL APPOINTEES MAY BE COMMISSIONED IN THE RESERVE FORCE SUBJECT TO THE EXISTING AFP RULES AND REGULATIONS.

SECTION 45. AWARD OF RANKS AND ASSIGNMENTS TO RESERVE UNITS OF GRADUATES OF ROTC. - GRADUATES OF BASIC ROTC SHALL BE GIVEN A RESERVE ENLISTED RANK AND SERIAL NUMBER AND ASSIGNED TO RESERVE UNITS AND MOBILIZATION CENTERS IN THEIR PROVINCES. THE RANKS TO BE AWARDED SHALL BE FROM PRIVATE TO SERGEANT OR ITS EQUIVALENT: *PROVIDED*, THAT THE QUOTA FOR NON-COMMISSION OFFICERS SHALL NOT EXCEED FIVE PERCENT OF THE AUTHORIZED STRENGTH OF THE UNIT TO WHICH THE RESERVISTS SHALL BE ASSIGNED AFTER GRADUATION AND: *PROVIDED, FURTHER*, THAT THOSE TO BE AWARDED RANK ABOVE PRIVATE SHALL BE CHOSEN BASED ON MERIT. THOSE WHO CONTINUE TO THE ADVANCE ROTC COURSE SHALL CONTINUE TO CARRY THEIR ENLISTED RANK UNTIL THEIR SUCCESSFUL COMPLETION OF ADVANCE ROTC.

SECTION 46. DISPOSITION OF GRADUATES OF ADVANCE ROTC. - THOSE WHO SUCCESSFULLY COMPLETED ADVANCE ROTC COURSE SHALL BE RECOMMENDED FOR COMMISSION IN THE RESERVE AS SECOND LIEUTENANTS AND ASSIGNED TO THE

RESERVE UNITS AND MOBILIZATION CENTERS IN THEIR PROVINCES. THOSE WITH MANIFEST POTENTIAL MAY BE COMMISSIONED IN THE REGULAR FORCE AS SECOND LIEUTENANT SUBJECT TO THE CRITERIA FOR REGULAR OFFICERS OF THIS RANK FOR THAT PARTICULAR SERVICE. THOSE WHO FAIL TO COMPLETE THE COURSE SHALL BE CONFERRED THE ENLISTED RANK OF SERGEANT OR ITS EQUIVALENT AND SIMILARLY ASSIGNED TO RESERVE UNITS AND MOBILIZATION CENTERS. PROBATIONARY TRAINING AS A REQUISITE BEFORE COMMISSIONSHIP SHALL BE DETERMINED BY THE AFP RESERVE COMMAND ON TECHNICAL SKILLS, EXPERIENCES OR QUALIFICATIONS OF THE APPLICANTS.

SECTION 47. NOTIFICATION OF RESERVE ASSIGNMENT - THE RESERVIST SHALL ~~BE~~NOTIFIED IN WRITING OF HIS ASSIGNMENT TO A RESERVE UNIT AND A MOBILIZATION CENTER. HE SHALL BE MADE TO ACKNOWLEDGE RECEIPT IN WRITING OF SUCH NOTIFICATION.

SECTION 48. RESERVISTS REGISTRY. - THE ARMED FORCES OF THE PHILIPPINES RESERVE COMMAND SHALL PROVIDE ALL CITY/MUNICIPAL TREASURERS OF CHARTERED CITIES AND MUNICIPALITIES OF THE LIST OF THOSE WHO HAVE SUCCESSFULLY COMPLETED MILITARY TRAINING, INDICATING THEREIN AMONG OTHERS THEIR RANK, SERIAL NUMBER, RESERVE UNIT ASSIGNMENT AND MOBILIZATION CENTER. IT SHALL BE THE DUTY OF THE LOCAL CIVIL REGISTRAR TO MAINTAIN AND UPDATE THE RESERVISTS REGISTRY UNDER THE SUPERVISION

AND CONTROL OF THE AFP RESERVE COMMAND.

ARTICLE [IIII] XI. ADMINISTRATION, ORGANIZATION AND TRAINING OF RESERVE FORCE

SECTION [5] 49. Administration of the Citizen Soldiers - All citizen soldiers shall be managed and their affairs administered under the same policies, rules and regulations governing those in the active AFP Forces. They shall be accounted for, their records updated and shall be classified according to their age, residence, profession, special skills and military training and experience, if any.

For the purpose of administering the affairs of citizen soldiers, including their organization, training, maintenance and utilization, an AFP Reserve Command is hereby established within the Armed Forces of the Philippines. [The Metropolitan Citizen Military Training Command (MCMTC) shall be the nucleus of this command.] It shall be manned by qualified reserve officers and reservists who shall serve in the active service of the Armed Forces or as civilian personnel. The AFP shall take such steps, issue such rules and regulations and provide such funds as will be necessary to establish the AFP Reserve Command including the screening and appointment of reserve officers and other reservists who will be assigned to man the Command and its local units in each region or province.

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As far as practicable and possible, the AFP Reserve Command shall utilize the local chapters and posts as well as individual members of reservists organizations, such as the AFP National Reservists Association, the Reserve Officers Legion of the Philippines, and other similar reservists or war veterans associations as may be necessary in the accounting, organization and maintenance of the citizen soldiers in their areas.

The AFP Reserve Command shall maintain for every citizen soldier his own records to show his development, promotions and transfers while in the reserve force. The maintenance of such records shall be decentralized to the regional or provincial units of the Command as far as practicable.

The citizen soldier shall be motivated and encouraged to participate fully in the activities of mobilizeable Ready Reserve Units in his area.

[To provide the link between policy making and implementation/execution, there is, likewise, created an office within the Department of National Defense, to be headed by an Undersecretary of National Defense for Citizen Soldier Affairs. This office shall exercise general supervision and control, through the AFP, over the administration, organization, training, maintenance, mobilization and utilization of citizen soldiers and shall formulate such policies and

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guidelines as may be required or necessary for the efficient and effective implementation of the provisions of this Act.]

SECTION [6] 50. ORGANIZATION OF CITIZEN SOLDIERS.

- Citizen soldiers shall be organized according to their categorization, classification and permanent place of residency. All reservists belonging to the First Category Reserve or the Ready Reserve and reservists commissioned and non-commissioned officers belonging to the Standby Reserve who volunteer for service with the Ready Reserve and who are permanently residing in a particular area shall be organized into a Ready Reserve Unit of the AFP Reserve Command, Armed Forces of the Philippines for that particular area. Depending on the number of qualified and able-bodied reservists residing permanently in each province, city and district in Metropolitan Manila, there shall be organized initially at least one Ready Reserve Unit of battalion strength or size in each province, city and district in Metro Manila. These mobilizeable Ready Reserve Units will follow the Table of Organization and Equipment (TO/E) or the Table of Distribution (TD) of the regular armed force units of the AFP.

All Second Category Reserve and Third Category Reserve citizen soldiers shall, likewise, be organized into Standby Reserve Units in their respective areas.

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The Standby Reserve Units will be (TD/E) or (TD) paper reserve units which shall be called to annual assembly tests for the accounting of reservists and updating of their records.

Citizen soldiers belonging to the Retired Reserve shall be listed according to their skills, expertise, experience and qualifications. They will be maintained as a reserve pool to be availed of in cases where their expertise are particularly required and where such expertise are not available in the Ready Reserve of the Standby Reserve.

The organization of these citizen soldiers reserve units shall be parallel or similar to the organization of existing active land, sea and air units of the regular armed force of the AFP.

SECTION [7] 51 TRAINING OF RESERVE UNITS -

Maximum participation of citizen soldiers in the reserve force development program is necessary and imperative, hence, no limits shall be placed on the number of days of voluntary active duty training (ADT), except for those ADT programs which are funded by the AFP. AFP-funded ADT of Thirty (30) days followed by about a week field exercise shall be programmed for each Ready Reserve Unit at least once every three (3) years to maintain their proficiency and readiness status.

Training of these reserve units shall essentially concentrate on individual soldier and small unit up to company level proficiency. These reserve units shall be authorized to use any or all existing military training facilities, equipment, grounds firing ranges and installations of the AFP and the INP.

Subject to fund availability, Standby Reserve Units may also undergo pre-mobilization training at least once every five (5) years.

Reservist commissioned and non-commissioned officers shall be required to undergo training according to their grade and unit assignment to develop and maintain their proficiency as leaders of their reserve units. They shall be provided with non resident instructions followed by about a week practical field exercises in AFP service schools. Subject to funds availability, they may be allowed to attend resident courses in AFP service schools.

The AFP Reserve Command shall be directly responsible for the training of all reserve units, whether Ready or Standby, including the training of AFP Affiliated Reserve Units of government and private utilities and services, the [Citizen Military Training (CMT)] **RESERVE OFFICERS TRAINING CORPS (ROTC)** in schools, colleges and universities and the non resident training of reservist commissioned and non-commissioned officers.

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SECTION 52. CLASSIFICATION AND MAINTENANCE OF READINESS OF RESERVE UNITS. - UNITS WHICH ARE COMPOSED OF RESERVISTS OF THE READY RESERVISTS SHALL BE CLASSIFIED AS TO DEGREE OF READINESS TO RESPOND TO THE CALL FOR SERVICE, AS FOLLOWS:

(1) READY RESERVE - I. UNITS CLASSIFIED AS READY RESERVE-I SHALL BE MAINTAINED IN A HIGH DEGREE OF READINESS AS TO BE READY FOR OPERATIONAL EMPLOYMENT IN NOT MORE THAN SEVEN DAYS AFTER ACTIVATION. THE INDIVIDUAL AND CREW SERVED WEAPONS AND INDIVIDUALS CLOTHING AND EQUIPMENT SHALL BE READY FOR DISTRIBUTION UPON THEIR ACTIVATION. THE WHEREABOUTS OF THEIR RESERVISTS SHALL BE CONSTANTLY ASCERTAINED. AS NECESSARY, THESE UNITS WILL CARRY AN EXCESS OF TWENTY PERCENT OF THEIR AUTHORIZED PERSONNEL STRENGTH TO COMPENSATE FOR THOSE WHO MAY FAIL TO REPORT OR BE LATE IN REPORTING FOR DUTY.

(2) READY RESERVE-II. UNITS CLASSIFIED AS READY RESERVE-II SHALL BE MAINTAINED IN A DEGREE OF READINESS AS TO BE READY FOR OPERATIONAL EMPLOYMENT IN NOT MORE THAN FIFTEEN DAYS.

THE CHIEF OF STAFF, AFP SHALL SELECT AND RECOMMEND TO THE SECRETARY OF NATIONAL DEFENSE THE RESERVE UNITS UNDER READY RESERVE-I AND READY RESERVE-II: *PROVIDED*, THAT IN AREAS THREATENED BY INSURGENCY, THERE SHALL BE AT LEAST ONE UNIT OF INFANTRY BATTALION STRENGTH UNDER READINESS STATUS OF READY RESERVE-I.

SECTION 53. MOBILIZATION STOCK - THE MINIMUM ESSENTIAL INDIVIDUAL AND ORGANIZATIONAL EQUIPMENT AND SUPPLIES SHALL BE PROCURED, STORED AND MAINTAINED FOR SELECTED READY RESERVE UNITS TO ENHANCE RAPID TRANSITION TO READINESS REQUIRED FOR EMPLOYMENT IN THE SHORTEST POSSIBLE TIME.

ARTICLE [IV] X. MAINTENANCE AND UTILIZATION OF RESERVE UNITS

SECTION [8] 54 MAINTENANCE OF RESERVE UNITS - It shall be responsibility of the Armed Forces of the Philippines (AFP) to keep the Ready Reserve Units in a state of constant readiness and high proficiency. If funds are inadequate, volunteer "weekend warrior" training shall be instituted to maintain the desired state of proficiency and readiness of these Ready Reserve Units.

As far as practicable and possible, the AFP Reserve Command shall coordinate with, secure the cooperation of, and utilize the services of reservists organizations, such as the AFP National Reservists Association, the Reserve Officers Legion of the Philippines, etc. in insuring that the citizen soldiers meet regularly and on a continuing basis when they are not on actual ~~training~~ or in active duty with the AFP. These reservists organizations may be utilized for accounting and updating records of the

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citizen soldiers, as well as provide off-duty liaison with the AFP.

SECTION [9] 55 UTILIZATION OF READY RESERVE UNITS

- The Ready Reserve Units are mobilizeable reserve units which may be utilized to render service to the community during calamities and disasters, provide augmentation to local armed force units of the AFP to meet threats to peace and security resulting from local civil disturbance and insurgency, and form part of the regular armed force of the AFP in case of war or national emergency.

Authority for the utilization of Ready Reserve Units shall be in accordance with the provisions of this Act as may subsequently be provided by law or by guidelines, rules and regulations to be issued by the Department of National Defense and the AFP as approved by the President of the Philippines.

However, to meet local emergencies such as typhoons, fire, relief, and rescue missions and other natural calamities or disasters purely civil in nature, the use of ready reserve units may be authorized by the AFP Regional Unified Commander who has jurisdiction over such ready reserve units in coordination with the Office of the President.

Upon the request of the Provincial Governor or the City Mayor, as the case maybe, and duly recommended by

the appropriate military commander of the area and the AFP Regional Unified Commander of the Region concerned, the President of the Philippines may authorize the utilization of the ready reserve units for local emergencies. It can also electively mobilize appropriate Ready Reserve Unit or Units necessary to meet the threats of local civil disturbances or augment regular armed force units in their respective specific areas to meet the threats to national or local security.

On the other hand, the Standby Reserve Units shall be utilized only in case of war or national emergency when a full or total (national) mobilization is declared.

ARTICLE [V] XI MOBILIZATION OF RESERVE UNITS

SECTION [10] 56 MOBILIZATION - The emergency employment of the nation's citizens and resources for national defense, to counter the local insurgency problem, or to meet a national or local emergency or contingency shall be effected by a call for mobilization. Mobilization includes the execution of all measures necessary to move the country or part thereof from peace status to a full war footing. Mobilization may also be resorted to on a limiting scale to meet a national or local emergency or disaster.

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There are four (4) types of mobilization: full mobilization, total or national mobilization, partial mobilization and selective mobilization.

1. Full mobilization - Full mobilization is the expansion of the regular armed force of the AFP, through the joint act of Congress and the President of the Philippines, by the mobilization of all ready and standby reserve units in the approved citizen armed force structure and all citizen soldiers (reservists) and the materials resource needed to sustain such forces.

WHEN FULL MOBILIZATION IS ORDERED, ALL UNITS OF THE READY AND STANDBY RESERVES WILL BE ACTIVATED, THE RESERVISTS CONSTITUTING THEM ARE CALLED TO ACTIVE DUTY, AND THE UNITS ACTIVATED ARE PLACED ON OPERATIONAL READINESS. ALL OTHER RESERVISTS NOT ASSIGNED TO ANY UNIT OR THOSE ASSIGNED TO RESERVE POOLS SHALL BE ORGANIZED INTO REPLACEMENT UNITS.

2. Total or National Mobilization - Total or national mobilization is the expansion of the regular armed force of the AFP, through the joint act of Congress and the President of the Philippines, by the mobilization of all reserve units in the approved citizen armed force structure and all citizen soldiers (reservists) and the organization, training and subsequent mobilization of additional units composed of

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volunteers (non-reservists) from the entire citizenry and the mobilization of all national resources to sustain such forces.

3. Partial Mobilization - Partial mobilization is the expansion of the regular armed force of the AFP, through the joint act of Congress and the President of the Philippines, by the mobilization of ready reserve units and citizen soldiers (reservists) to meet all or part of the requirements of a particular national contingency and/or operational war plan.

WHEN PARTIAL MOBILIZATION IS ORDERED, ONLY THE UNITS OF THE READY RESERVE AS ARE NECESSARY TO MEET THE THREAT WILL BE ACTIVATED, THE RESERVISTS ASSIGNED TO THESE UNITS CALLED TO ACTIVE DUTY AND THE ACTIVATED UNITS PLACED ON OPERATIONAL READINESS. THE PRESIDENT WILL SPECIFY THE UNITS TO BE ACTIVATED.

4. Selective Mobilization - Selective mobilization is the expansion of the regular armed force of the AFP, by authority of the President of the Philippines, by the mobilization of a particular ready reserve unit or units to meet a local emergency situation such as civil disturbances and insurgency where the AFP may be used to protect life, government property and function, or to prevent disruption of government and economic activity.

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Selective mobilization differs from national or partial mobilization in the sense that the former will not normally be associated with requirements for contingency involving external threats to the national security.

SECTION 57. MOBILIZATION CENTERS - THERE SHALL BE ESTABLISHED IN EACH PROVINCE AS MANY MOBILIZATION CENTERS AS NEEDED CORRESPONDING TO THE NUMBER AND DISTRIBUTION OF RESERVISTS IN THE PROVINCE TO WHICH RESERVISTS WILL REPORT WHEN MOBILIZATION IS ORDERED. THE CITIZEN MILITARY TRAINING CENTERS IN THE PROVINCES ESTABLISHED UNDER THIS ACT MAY ALSO BE USED AS MOBILIZATION CENTERS. THE SECRETARY OF NATIONAL DEFENSE, UPON RECOMMENDATION OF THE CHIEF OF STAFF, AFP AND IN CONSULTATION WITH THE LOCAL EXECUTIVES, SHALL PRESCRIBE THE LOCATION OF THE MOBILIZATION CENTERS. THE LOCATION OF THESE CENTERS SHALL BE GIVEN THE WIDEST PUBLIC INFORMATION BY THE LOCAL EXECUTIVES.

SECTION 58. DEMOBILIZATION - WHEN THE THREAT OR EMERGENCY FOR WHICH MOBILIZATION HAD BEEN ORDERED HAS PASSED, THE PRESIDENT WILL ORDER THE DEMOBILIZATION OF THE RESERVE UNITS ACTIVATED AND THE RESERVISTS OF SUCH DEACTIVATED UNITS SHALL BE REVERTED INTO INACTIVE STATUS.

SECTION 59. AUXILLIARY SERVICE - FOR THE PURPOSE OF ASSISTING IN RESCUE AND RELIEF OPERATIONS DURING

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DISASTERS AND CALAMITIES, HEALTH WELFARE ACTIVITIES AND PARTICIPATING IN LOCAL SOCIOECONOMIC DEVELOPMENT PROJECTS, THE PRESIDENT MAY CALL UPON THE RESERVISTS IN THE AFFECTED OR CONCERNED LOCALITIES TO VOLUNTEER THEIR SERVICES.

SECTION 60. WOMEN RESERVISTS. - WOMEN SHALL NOT BE DEPRIVED OF THEIR RIGHT AND PRIVILEGE TO SERVE WITH THE AFP. HOWEVER, THEY SHALL BE ACCORDED SPECIAL PRIVILEGES/PROHIBITIONS RELATIVE TO THEIR PHYSICAL/MEDICAL PECULIARITIES AND SHALL BE EXEMPTED FROM COMBAT DUTIES OR FIELD SERVICE INVOLVING HARD PHYSICAL EXERTIONS. THEY SHALL BE PROVIDED SEPARATE BILLETING FROM THE MEN AND SUCH OTHER AMENITIES AS ARE PECULIARLY NECESSARY.

ARTICLE [VII] XII. FUNDING

SECTION [11] 61 FUNDING - All funds previously appropriated for the administration, development and training of the reserve component of the AFP and which will subsequently and hereinafter be appropriated for the purpose shall be used exclusively for the purpose of implementing the provisions of this Act.

To sustain the efficient and effective administration, organization, training, maintenance and utilization of ready reserve units and keep them appropriately and adequately equipped and in a state

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of readiness, as well as provide for the adequate training of citizen soldiers or reservists, adequate funds for this purpose, as may be requested or recommended by the AFP Reserve Command or the AFP, shall be appropriated and made available on a continuing basis.

THE PRESIDENT SHALL UTILIZE A PORTION OF THE MILITARY ASSISTANCE FUND AVAILABLE FROM ANY SOURCE TO AUGMENT THE APPROPRIATION FOR THE RESERVE FORCE.

ARTICLE [VIII] XIII PAY AND ALLOWANCES

SECTION [12] 62 MOBILIZED RESERVE UNITS. If any reserve unit is mobilized by joint act of Congress and the President of the Philippines and thus integrated into the regular armed force, the members of the said reserve unit who will render active military service shall receive pay and allowances according to their grades and tenure of their services. All benefits granted to members of the regular armed force will also be extended to the citizen soldier so mobilized.

SECTION [13] 63. UTILIZED READY RESERVE UNITS. If a ready reserve unit is utilized for local emergency as authorized by the President of the Philippines, the citizen soldiers of said ready reserve unit so utilized will receive allowances and/or honorarium on the case to case basis depending on their utilization or

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employment.

The difference between mobilization and utilization is that in mobilization, the reserve units will be committed and will operate as part of the regular force in the area, such as counter insurgency operations or civil disturbances action. On the other hand, in utilization, the ready reserve unit is employed only for civil assistance activities during local emergency or disaster. Utilization may include community development activities or socioeconomic undertaking.

ARTICLE [VIII] XIV OTHER PROVISIONS

NOTE: Propose to delete Sec. 14 and 15 per CR 548.

[SECTION 14. There shall be only one classification of reserve officers, whether in the active or in the inactive status, regardless of their source or nature of commission.]

[SECTION 15. There shall be only one seniority and lineal list for all commissioned officers in the active service, whether he be a regular or a reserve officer. Similarly, there shall be only one seniority and lineal list for all reservist officers whether in the ready reserve or in the standby reserve and

regardless of their source of commission.

All reservist officers, regardless of their source or nature of commission, shall have the same benefits, privileges and rights befitting their respective ranks and promotions and assignment to positions shall be made on the basis of merit, qualifications, competence and seniority in the lineal list of reservist officers.]

SECTION [16] 64 PENALTIES - All citizen soldiers belonging to the Ready Reserve including those who have volunteered for service with the Ready Reserve are required to render obligatory service once their ready reserve unit is utilized or mobilized and ordered to active duty. Failure to report for duty shall be punishable, upon conviction by a general court martial, by imprisonment of not less than two (2) months to not more than twelve (12) months.

All citizen soldiers belonging to the Standby Reserve are, likewise, required to render obligatory service when mobilization is called in time of national emergency or war. Penalty for failure to report for duty full or total (national) mobilization shall be subject to the decision of a general court martial according to the provisions of the Articles of War.

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SECTION 65. RETENTION OF ROTC UNITS IN COLLEGES AND UNIVERSITIES. - ROTC UNITS IN COLLEGES AND UNIVERSITIES SHALL CONTINUE WITH ROTC TRAINING IN ACCORDANCE WITH THIS ACT.

SECTION [17] 66. REPEALING CLAUSE THE PROVISIONS OF EO 264, EO 292, CA 1 AND OTHER LAWS, DECREES AND ISSUANCES INCONSISTENT WITH THE PROVISIONS OF THIS ACT ARE HEREBY REPEALED.

SECTION 67. SEPARABILITY CLAUSE - IF FOR ANY CAUSE, ANY PART OF THIS ACT IS HEREBY DECLARED UNCONSTITUTIONAL, THE REST OF THE PROVISIONS SHALL REMAIN IN FORCE AND EFFECT.

SECTION 68. EFFECTIVITY - THIS ACT SHALL TAKE EFFECT 15 DAYS AFTER ITS PUBLICATION IN THE OFFICIAL GAZETTES OR IN A NATIONAL NEWSPAPER OF GENERAL CIRCULATION.