



# Sangguniang Panlalawigan

BATAAN CAPITOL, BALANGA CITY



## EXCERPT FROM THE MINUTES OF THE 70<sup>TH</sup> REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF BATAAN ON DECEMBER 11, 2023 HELD AT THE SESSION HALL, THE BUNKER, CAPITOL COMPOUND, BALANGA CITY, BATAAN

**PRESENT:**

Hon. Ma. Cristina M. Garcia, Vice Governor and Presiding Officer

**FIRST DISTRICT:**

Hon. Antonino B. Roman III, J.D., LL.M., Board Member  
Hon. Benjamin C. Serrano, Jr., Board Member  
Hon. Jomar L. Gaza J.D., Board Member

**SECOND DISTRICT:**

Hon. Maria Margarita R. Roque, Board Member  
Hon. Manuel N. Beltran, Board Member  
Hon. Noel Joseph L. Valdecañas, Board Member

**THIRD DISTRICT:**

Hon. Romano L. Del Rosario, Board Member  
Hon. Jorge S. Estanislao, M.D., Board Member  
Hon. Angelito M. Sunga, Board Member  
Hon. Roman Harold R. Espeleta, Board Member

Hon. Jovy Z. Banzon, Board Member (PCL President)  
Hon. Lovely Joy A. Poblete, Board Member (SKF President)  
Hon. Feliciano G. Magay, Jr., Board Member (IPMR)

**ABSENT:**

None

### PROVINCIAL ORDINANCE NO. 24 SERIES OF 2023

**AN ORDINANCE ADOPTING THE PROVINCE-WIDE HEALTH SYSTEM OF THE PROVINCE OF BATAAN AND APPROVING THE INTEGRATION OF THE HEALTH SYSTEMS OF THE MUNICIPALITIES AND COMPONENT CITY THERETO, AND FOR OTHER PURPOSES.**

**SPONSORED BY:**

HON. JORGE S. ESTANISLAO, M.D.

**WHEREAS**, the Philippine Constitution declares that it is the policy of the State to protect and promote the right to health of all Filipinos and instill health consciousness among them;

**WHEREAS**, the State is tasked to adopt an integrated and comprehensive approach to health development which shall endeavor to make essential goods, health and other social services available to all the people at affordable cost;

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Provincial Governor

**"EXCELLENT PUBLIC SERVICE TOWARDS A BETTER QUALITY OF LIFE FOR ALL"**

**WHEREAS**, it is a State policy to provide its territorial and political subdivisions genuine and meaningful local autonomy to enable them to attain their fullest development as self-reliant communities and as effective partners in the attainment of national goals;

**WHEREAS**, the State likewise declares that the vesting of duty, responsibility and accountability in local government units (LGUs) shall be accompanied with provision for reasonably adequate resources to effectively carry out their functions;

**WHEREAS**, in pursuit of these constitutional policies, Congress has mandated the implementation of Republic Act No. 11223, otherwise known as the Universal Health Care Act, to protect and promote the right to health of all Filipinos;

**WHEREAS**, the Universal Health Care Act encourages municipal and component city local government units, among others, to integrate their health systems into province-wide health systems that are resilient, sustainable, and responsive to the needs of the population;

**WHEREAS**, Section 33 of the Local Government Code (Republic Act No. 7160) provides that local government units may group themselves, consolidate, or coordinate their efforts, services, and resources for purposes commonly beneficial to them under such terms and conditions as may be agreed upon through a Memorandum of Agreement;

**WHEREAS**, a Special Health Fund shall be required for contracting a province-wide health system and a counterpart funding shall be required to finance health programs based on the local investment plan for health;

**WHEREAS**, Joint Memorandum Circular No. 2021-0001 re: Guidelines on the Allocation, Utilization, and Monitoring of, and Accountability for, the Special Health Fund, was issued by the Department of Health (DOH), Department of Budget and Management (DBM), Department of Finance (DOF) and Philippine Health Insurance Corporation (PhilHealth);

**NOW, THEREFORE, BE IT ORDAINED BY THE SANGGUNIANG PANLALAWIGAN OF THE PROVINCE OF BATAAN, IN SESSION ASSEMBLED, THAT:**

**Section 1. Goals and Objectives.** - This Ordinance has the following goals and objectives: (a) progressively realize universal health care in the Province through a systemic and integrated approach and cooperative undertakings towards better performance in the local health system; (b) ensure that the population is guaranteed equitable access to quality and affordable health care goods and services, and protected against financial risk.

**Section 2. Scope and Coverage.** - This Ordinance shall cover the following: (a) adoption of the Province-wide Health System pursuant to the provisions of the Universal Health Care Act and the Local Government Code; (b) approval of the integration of the health systems of the municipalities and component cities thereto; (c) establishment of the Special Health Fund; (d) appropriation of counterpart funding and pooling of resources to finance health programs; (e) creation of additional plantilla positions and the Management Support Unit in the Provincial Health Office; and (f) authorizing the Local Chief Executive to participate in the implementation of the Universal Health Care Act and to enter into agreements for the fulfillment of such purposes.

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Provincial Governor

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**Section 3. Adoption.** - A Province-wide Health System is hereby adopted and established pursuant to the provisions of the Universal Health Care Act and the Local Government Code. It shall be composed of the respective health systems of the municipalities and component cities (collectively referred to as "local health systems") which agreed to enter into cooperative undertakings with the Province. The Province-wide Health System shall deliver both population-based and individual-based health services and ensure funding for effective health operations and conduct of activities, such as but not limited to capacity building, research, and health promotion consistent with national guidelines and with support from the DOH. The Province-wide Health System, through the Provincial Health Office, shall be responsible for the delivery of the promotive, preventive, curative, rehabilitative and palliative components of health care within the Province. The Province-wide Health System shall further be linked to at least one (1) apex or end-referral hospital.

**Section 4. Integration.** - The integration of the local health systems into the Province-wide Health System shall be conducted in two (2) phases, such that:

(a) Phase 1 shall cover the integration of the participating LGUs' health facilities to form the Primary Care Providers Network for the implementation of PhilHealth's Konsulta Benefit Package under sandbox setting, as defined by PhilHealth Circular 2022-0023 or the Implementation of a Primary Care Provider Network (PCPN) Contracting Arrangement through the Konsulta Package in Sandbox Sites/Networks. For this purpose, participating LGUs commit to the following:

- i. technical and managerial integration, or consolidation of administrative, technical, and managerial functions in relation to implementation of PhilHealth's Konsulta Benefit Package
- ii. financial integration, or consolidation of financial resources of the participating LGUs' respective health systems implementation of PhilHealth's Konsulta Benefit Package, under a single planning and investment strategy by the Province-wide Health System

(b) Phase 2 shall cover the integration of the Primary Care Providers' Network and the Province-owned hospitals to form the Health Care Providers Network. For this purpose, participating LGUs commit to the following:

- i. consolidation of administrative, technical and managerial functions of the participating LGUs' respective health systems over their resources such as health facilities, human resources for health, health finances, health information systems, health technologies, equipment and supplies. In particular, the participating LGUs shall integrate their health offices, hospitals, and health care providers with the Provincial Health Office, Provincial Hospitals, and District Hospitals to constitute the Province-wide Health System.
- ii. financial integration, or consolidation of financial resources of the participating LGUs' respective health systems exclusively for health services and health system development under a single planning and investment strategy by the Province-wide Health System

The foregoing consolidation of functions and financial integration are subject to Sec. 8 and 9 of this Ordinance on the authority of the Provincial Health Board to determine the viability and sustainability of managerial and financial integration

  
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of the local health systems into the Province-wide Health System and its authority to determine and approve the pooling of resources and/or the transfer of the local budget intended for health to the Special Health Fund.

Notwithstanding the managerial and/or financial integration of the local health system into the Province-wide Health System, the local health boards shall retain their existing compositions and functions.

**Section 5. Provincial Health Board.** - (a) In addition to the current composition as mandated by the Local Government Code, municipalities and component cities included in the Province-wide Health System shall be entitled to one (1) representative each in the Provincial Health Board.

(b) A Management Support Unit (MSU) shall be created under the direct supervision of the Provincial Health Board to serve as its administrative secretariat and to assist in its operations. The functions of the MSU, which shall be performed in close coordination with the Provincial Budget Officer, Treasurer, Accountant and Health Officer, shall include, but not limited to, provision of administrative and technical support, coordination with the necessary stakeholders of the Province-wide Health System and provision of assistance in the management of the Special Health Fund pursuant to Joint Memorandum Circular No. 2021-0001.

(c) In addition to its existing functions and duties mandated by the Local Government Code, the Provincial Health Board shall:

- (1) Set the overall health policy directions and strategic thrusts including the development and implementation of the integrated strategic and investment plans of the Province-wide Health System;
- (2) Oversee and coordinate the integration of health services for the Province-wide Health System;
- (3) Manage the Special Health Fund pursuant to the Universal Health Care Act, its Implementing Rules and Regulations, and Joint Memorandum Circular No. 2021-0001;
- (4) Exercise administrative and technical supervision over health facilities and health human resources within its territorial jurisdiction; and
- (5) Enter into contracts with the Department of Health (DOH) and the Philippine Health Insurance Corporation (PhilHealth) for population-based and individual-based services.

(d) A majority of the members constitutes a quorum for the purpose of conducting ordinary business of the Provincial Health Board. Provided, that the Chairperson and the Vice Chairperson must be present during meetings where local investment plan for health (LIPH), annual operational plan (AOP), and annual budgetary proposals are being prepared or considered. The affirmative vote of a majority of all members of the Board is necessary to approve the health system plans and budgetary proposals. Provided, further, that the affirmative vote of a majority of the members present is sufficient to approve matters relating to ordinary business.

(e) The Chairperson, Vice Chairperson and members of the Provincial Health Board shall perform their duties without compensation or remuneration. Members thereof who are not government officials or employees shall be entitled to necessary traveling expenses and allowances chargeable against the Special Health Fund, subject to existing budgeting, accounting, and auditing rules and regulations.

  
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- Middle left: A signature with the word "Tina" written vertically next to it.  
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- Bottom left: A signature with "Garcia" written vertically next to it.  
- Bottom right: A signature with "M. D." written vertically next to it.  
- Bottom center: The printed name and title of Jose Enrique S. Garcia III, with a signature above it.



(f) The Provincial Health Board, through the Provincial Health Office, shall facilitate the formulation of the LIPH and AOP of the Province-wide Health System. These plans shall be aligned with the Local Development Plan, and Medium-Term and Annual Investment Programs of the participating municipalities and component cities. The Provincial Health Board shall use the LIPH and AOP as bases for the contractual arrangement with the DOH and PhilHealth. The LIPH, AOP, and contracts shall then serve as the bases for the Special Health Fund budget preparation, Project Procurement and Management Plan (PPMP) and Annual Procurement Plan (APP).

(g) The Provincial Health Board shall determine, decide, and approve the allocation of the Special Health Fund, in consultation with the participating municipalities and component cities. Other planning and budgeting actions that will be conducted by the Provincial Health Board for the Special Health Fund shall be done in accordance with Joint Memorandum Circular No. 2021-0001.

**Section 6. Provincial Health Office.** - (a) The Provincial Health Office, headed by a Provincial Health Officer II, shall be responsible for health service delivery and health systems management. Provided that the appropriate organizational structure and staffing pattern shall be implemented in consideration of the size, population, and geography of the province, subject to the minimum qualification standards and guidelines approved by the Civil Service Commission (CSC).

(b) The Provincial Health Office shall have two (2) divisions, namely the Health Service Delivery Division and the Health Systems Support Division. The said divisions shall be headed by two (2) Provincial Health Officer I.

**Section 7. Special Health Fund.**- (a) A Special Health Fund is hereby authorized to be created and established pursuant to the provisions of the Universal Health Care Act, its Implementing Rules and Regulations, the Local Government Code, and Joint Memorandum Circular No. 2021-0001.





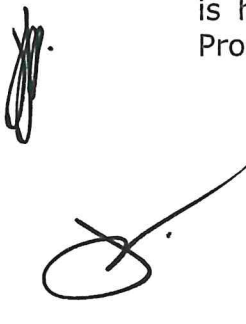
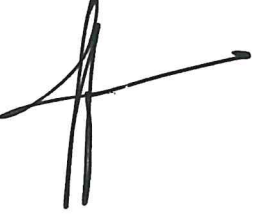


(b) The sources of the Special Health Fund shall include financial grants and subsidies from national government agencies such as the DOH; income derived from payments made by PhilHealth; donations and financial grants from non-government organizations, civil society organizations, faith-based organizations, and official development assistance; and other fund sources which may include, among others, local budgets intended for health through a mechanism of cooperative undertakings as provided under Section 33 of the Local Government Code.

(c) The Special Health Fund shall be allocated, managed, disbursed, and utilized by the Provincial Health Board pursuant to the guidelines set by the Joint Memorandum Circular No. 2021-0001.

**Section 8. Assessment Tools.** - The Provincial Health Board shall develop assessment tools in coordination with the local health boards of the municipalities and component cities included in the Province-wide Health System to determine the viability and sustainability of managerial and/or financial integration of the local health systems into the Province-wide Health System.

**Section 9. Counterpart Funding and Pooling of Resources.** - The annual appropriation for counterpart funding not pooled to the Special Health Fund to finance health programs based on the Provincial LIPH and its corresponding AOP is hereby authorized to be automatically included in the annual budget of the Province. Meanwhile, the Provincial Health Board is hereby authorized to

  
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determine and approve the pooling of resources and/or the transfer of the local budget intended for health to the Special Health Fund, including the income derived from payments made by PhilHealth, through a mechanism of cooperative undertakings as provided under Section 33 of the Local Government Code, Joint Memorandum Circular No. 2021-0001, and subject to existing pertinent government budgeting, accounting and auditing rules and regulations.

**Section 10. Authority of the Local Chief Executive.** - The Local Chief Executive is hereby authorized to represent the Province in its participation in the implementation of the Universal Health Care Act and to enter into and sign agreements for the fulfillment of such purposes, including the availment of the mechanism of cooperative undertakings as provided under Section 33 of the Local Government Code and Memoranda of Agreement with national government agencies, such as the DOH and PhilHealth.

**Section 11. Repealing Clause.** - All provincial ordinances, implementing rules and regulations, and executive orders, or parts thereof, which are inconsistent with the provisions of this Ordinance are hereby repealed and/or modified accordingly.

**Section 12. Separability Clause.** - If, for any reason or reasons, any part or provision of this Ordinance shall be held to be unconstitutional or invalid, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

**Section 13. Effectivity Clause.** - This Ordinance shall take effect in accordance with the Local Government Code.

**UNANIMOUSLY ENACTED** this 11<sup>th</sup> day of December 2023.

**I HEREBY CERTIFY** to the enactment of the foregoing Ordinance.

  
ATTY. MARK LORENZ C. QUEZON  
Secretary to the Sangguniang Panlalawigan

  
ANTONINO B. ROMAN III, J.D., LL.M.  
Board Member

  
MARIA MARGARITA R. ROQUE  
Board Member

  
BENJAMIN C. SERRANO, JR.  
Board Member

  
MANUEL N. BELTRAN  
Board Member

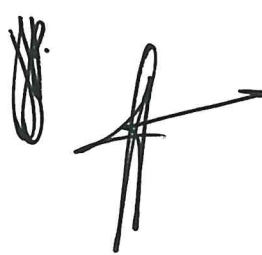
  
JOMAR L. GAZA J.D.  
Board Member

  
NOEL JOSEPH L. VALDECAÑAS  
Board Member

  
ROMANO L. DEL ROSARIO  
Board Member

  
ANGELITO K. SUNGA  
Board Member

  
JOSE ENRIQUE S. GARCIA III  
Provincial Governor










  
JORGE S. ESTANISLAO, M.D.  
Board Member

  
ROMAN HAROLD R. ESPELETA  
Board Member

  
JOVY A. BANZON  
Board Member  
(PCL President)


  
LOVELY JOY A. POBLETE  
Board Member  
(SKF President)

  
FELICIANO G. MAGAY, JR.  
Board Member  
(IPMR)

ATTESTED:

  
MA. CRISTINA M. GARCIA  
Vice Governor & Presiding Officer

APPROVED:

  
JOSE ENRIQUE S. GARCIA III  
Provincial Governor  
Date: 12-18-2023



