

Fifteenth Congress
First Regular Session

HOUSE BILL NO. 2300

Introduced by Honorable Godofredo V. Arquiza

EXPLANATORY NOTE

This bill seeks to create a Public Health Service worker in every *barangay* and revive the SANIDAD.

Section 15, Article II of the 1987 Constitution states:

“The State shall protect and promote the right to health of the people and instil health consciousness among them.”

Section 11, Article XIII of the 1987 Constitution states:

“The State shall adopt an integrated and comprehensive approach to health development which shall endeavour to make essential goods, health and other social services available.”

Health affects socio-economic factors hence it is important that the government take such action on sanitation, control of contagious infections, hygiene, early diagnosis, preventive treatment and adequate living standards. Efforts to improve sanitation produced slow result causing unsanitary garbage disposal and flash floods in Metro Manila and provinces.

It is the mandatory duty of the State to protect and promote the right to health of every Filipino especially the poor and the disadvantaged. To better fulfill this duty, this Act aims to revive the “SANIDAD” who shall be responsible for monitoring and maintaining health standards, for promoting good health, and supporting health protection activities. The

"SANIDAD" shall coordinate with the Department of Health and be responsible for announcements of its public health services, such as immunization programs, health education and surveillance, and personal care of vulnerable groups such as the Senior Citizens and the elderly. He shall also investigate epidemics and other communicable conditions within the barangay and report the same immediately to the City or Municipal Mayor and the Department of Health.

The "SANIDAD" shall play an important role in disease prevention. The focus of public health intervention is to prevent rather than treat a disease through surveillance of cases and the promotion of healthy behavior.

By ensuring the health of our people, our human resources will be made productive and available in the service of our country. In view of the foregoing considerations, approval of this bill is earnestly sought.


GODOFREDO V. ARQUIZA
Senior Citizen Party List

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HOUSE BILL NO. 2300

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AN ACT PROVIDING FOR
THE CREATION OF THE "SANIDAD"
IN EVERY BARANGAY

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

Section 1. **Short Title.** – This Act shall be known as the "*Sanidad Act of 2010.*"

Section 2. **Declaration of Policy.** – It is the policy of the State to promote and protect the right to health of the people and instill health consciousness among them.

Consonant with these constitutional principle the following are the declared policies of this Act:

- (a) To recognize the importance of restoring the "Sanidad" in every *barangay*;
- (b) To recognize the vital role of the Local Government units and the Department of Health in protecting the health and welfare of the citizens and to actively seek their partnership; and
- (c) To give full support to the improvement of the total well-being of the *barangay* which is an integral part of Philippine society;

In accordance with these policies, this Act aims to:

- (1) adopt measures whereby a "SANIDAD" will be appointed in each *barangay* of every city or municipality; and
- (2) establish a program beneficial to the residents of the *barangay* toward this objective.

Section 3. **Definition of Terms.** – For purposes of this Act, these terms are defined as follows:

- (a) "SANIDAD" shall mean a public health service worker appointed by the City or Municipal Mayor;
- (b) "*Barangay*" shall mean the smallest unit of government or administrative division in the Philippines;
- (c) "Health" is a state of complete physical, mental and social well-being and not merely the absence of disease or infirmity;
- (d) "Local Government unit " shall mean each division at each level from the provinces down to the *barangay*, as defined in the Local Government Code, as amended.

Section 4. **SANIDAD.** – There shall be a "SANIDAD" in each *barangay*, who shall be appointed by the Mayor in every city or municipality, from a list of three (3) nominees to be submitted by every *barangay chairman*, who shall serve for a term of three (3) years, without reappointment.

The application for appointment shall be filed with the City or Municipal Mayor in each city or municipality.

The SANIDAD shall have the following functions:

1. To assist and help the residents of the *barangay* in times of emergency, epidemic, catastrophe, fire and flood;
2. To ensure the cleanliness and sanitation within the *barangay*;
3. To investigate epidemics and other alarming communicable conditions within the *barangay*;
4. To serve as general information and liaison officer of the Department of Health in all its health programs;

5. To plan, implement and monitor yearly work programs in pursuance of the objectives of this Act; and
6. To report to the City or Municipal Mayor, any person found violating any provision of this Act.

Section 5. Qualifications. – To be appointed as SANIDAD, he/she must be:

- a) a Filipino citizen;
- b) a graduate of any four year College course;
- c) at least 25 years of age at the time of the appointment;
- d) with no derogatory criminal or administrative record;
- e) physically and psychologically fit; and
- f) a person of proven integrity and honesty;

Section 6. Government Assistance. – The Government shall provide the following:

The Local Government Units (LGUs) and each *barangay* in every city or municipality shall institute a program in pursuance of the objectives of this Act.

The Local Government Units shall have the following functions:

- (a) To plan, implement and monitor yearly programs in pursuance of the objectives of this Act;
- (b) To draw up a list of nominees who are qualified to work as a "SANIDAD";
- (c) To monitor compliance of the provisions of this Act particularly the; and
- (d) To report to the Mayor, found violating any provision of this Act;

Section 7. ***Municipality/ City Responsibility.*** – It shall be the responsibility of the Municipality/City, through the Mayor to prominently display posters, stickers, and other notices that will generate public awareness of the creation of the “SANIDAD” to ensure that the provisions of this Act are implemented to its fullest.

Section. 8. ***Partnership of the National and Local Government Units.*** – The national government and local government units shall undertake to ensure the implementation of this Act in their respective territorial jurisdictions.

Section 9. ***Support of Barangay*** –The *barangay*, dedicated to the promotion, enhancement and support of the welfare of their constituents are hereby encouraged to become partners of the government in the implementation of this program.

Accordingly, the government shall recognize the vital role of the *barangay* in complementing the government in the delivery of services to its citizens.

Section. 10. ***Penalties.*** – Any person who violates any provision of this Act shall suffer the following penalties:

Any person found throwing garbage or littering at a place not designated as garbage disposal by the *barangay* shall be punished with a fine of not less than Five thousand pesos (P5,000.00) but not more than Twenty thousand pesos (P20,000.00) or imprisonment of not more than six (6) months.

If the offender is a corporation, organization or any similar entity, the official thereof directly involved shall be liable therefore.

For any subsequent violation, a fine of not less than Forty thousand pesos (P40,000.00) but not exceeding Fifty Thousand pesos (P50,000.00) and imprisonment of not more than two (2) years.

The appropriate complaint shall be filed with the Metropolitan or Municipal Trial Court of the City or Municipality where the violation was committed.

Section 11. **Implementing Rules and Regulations.** – The Department of Interior and Local Government (DILG), within ninety (90) days from the approval of this Act, shall promulgate the implementing, rules and regulations for the effective implementation of the provisions of this Act in consultation and coordination with the Department of Health.

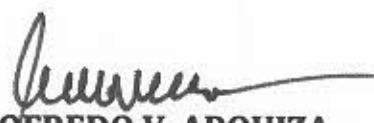
Section. 12. **Appropriation.** – The necessary appropriation for the operation of this Act shall be appropriated and approved by the local government units concerned. The amount necessary to carry out the provisions of this Act upon its effectivity shall be charged out of the funds of the Office of the President. Thereafter, any such sum as shall be needed for the regular implementation of this Act shall be included in subsequent General Appropriations Act following its enactment into law.

Sextion. 13. All laws, presidential decrees, executive orders and rules and regulations or part thereof, contrary to, or inconsistent with the provisions of this Act, are hereby repealed or modified accordingly.

Section.14. Should any provision of this Act be found unconstitutional by a court of law, such provision shall be severed from the remainder of this Act, and such action shall not affect the enforceability of the remaining provisions of this Act.

Section 15. **Effectivity.** – This Act shall take effect within fifteen (15) days after publication in the Official Gazette or in two (2) national newspapers of general circulation.

Approved,


GODOFREDO V. ARQUIZA
Senior Citizen Party List