

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

Fifteenth Congress
Second Regular Session



COMMITTEE REPORT NO. 2258

Submitted by the Committees on Civil Service and Professional Regulation and Appropriations
on 13 JUN 2012
Re: House Bill No. 3843
Recommending its approval in substitution of House Bill No. 2831
Sponsors: Representatives Andres D. Salvacion, Jr., Joseph Emilio A. Abaya and
Dr. Janette L. Garin

Mr. Speaker:

The Committees on Civil Service and Professional Regulation and Appropriations to which was referred House Bill No. 2831 introduced by Rep. Dr. Janette L. Garin, entitled:

AN ACT
EXPANDING THE SCOPE OF THE PRACTICE OF MIDWIFERY,
AMENDING FOR THE PURPOSE REPUBLIC ACT 7392, OTHERWISE
KNOWN AS THE PHILIPPINE MIDWIFERY ACT OF 1992, AND FOR
OTHER PURPOSES

have considered the same and recommend that the attached House Bill No. 3843,
entitled:

AN ACT
EXPANDING THE SCOPE OF THE PRACTICE OF MIDWIFERY,
AMENDING FOR THE PURPOSE REPUBLIC ACT 7392, OTHERWISE
KNOWN AS THE PHILIPPINE MIDWIFERY ACT OF 1992, AND FOR
OTHER PURPOSES

be approved in substitution of House Bill No. 2831, and with Reps. Dr. Janette L. Garin, Andres D. Salvacion, Jr., Joseph Emilio A. Abaya, Daryl Grace J. Abayon, Salvador H. Escudero III, Rodolfo B. Albano, Rufus B. Rodriguez, Juan Edgardo M. Angara, Rafael V. Mariano, Anthony Rolando T. Golez, Jr., Philip A. Pichay, Carlos M. Padilla, Jocelyn S. Limkaichong, Kaka J. Bag-aog and Leopoldo N. Bataoil as authors thereof.

Respectfully submitted,



HON. JOSEPH EMILIO A. ABAYA
Chairman
Committee on Appropriations



HON. ANDRES D. SALVACION, JR.
Chairman
Committee on Civil Service
and Professional Regulation

THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
QUEZON CITY

Republic of the Philippines
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Fifteenth Congress
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HOUSE BILL NO. 6243

Introduced by Representatives Dr. Janette L. Garin, Andres D. Salvacon, Jr., Joseph Emilio A. Abaya, Daryl Grace J. Abayon, Salvador H. Escudero III, Rodolfo B. Albano, Rufus B. Rodriguez, Juan Edgardo M. Angara, Rafael V. Mariano, Anthony Rolando T. Golez, Jr., Philip A. Pichay, Carlos M. Padilla, Jocelyn S. Limkaichong, Kaka J. Bag-ao and Leopoldo N. Bataoil

AN ACT
EXPANDING THE SCOPE OF THE PRACTICE OF MIDWIFERY, AMENDING FOR THE PURPOSE REPUBLIC ACT 7392, OTHERWISE KNOWN AS THE PHILIPPINE MIDWIFERY ACT OF 1992, AND FOR OTHER PURPOSES

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

SECTION 1. Article III, Section 23 of Republic Act 7392 is hereby amended to read as follows:

"Sec. 23. Practice of Midwifery Defined. — The practice of midwifery consists in performing or rendering, or offering to perform or render, for a fee, salary, or other reward or compensation, services requiring an understanding of the principles and application of procedures and techniques in the supervision and care of women during pregnancy, labor and puerperium management of normal deliveries, including the performance of internal examination during labor except when the patient is with antenatal bleeding; health education of the patient, family and community; primary health care services in the community, including nutrition and family planning, in carrying out the written order of physicians with regard to antenatal, intra-natal and post-natal care of the normal pregnant mother in giving immunization, including oral and parenteral dispensing of oxytocic drug after delivery of placenta, suturing perineal lacerations to control bleeding, to give intravenous fluid during obstetrical emergencies.

1 ADMINISTER LIFE-SAVING DRUGS SUCH AS MAGNESIUM
2 SULPHATE, OXYTOCIN, STEROIDS AND ORAL ANTIBIOTICS
3 WHEN NO PHYSICIAN IS AVAILABLE, provided they [have been]
4 ARE APPROPRIATELY trained for that purpose[,] AND CERTIFIED
5 PROFICIENT TO PERFORM THE NECESSARY CARE AND
6 SERVICES TO PREVENT MATERNAL DEATHS. MIDWIVES ARE
7 ALSO HEREBY ALLOWED TO ADMINISTER ESSENTIAL
8 NEWBORN CARE INCLUDING, BUT NOT LIMITED TO,
9 IMMUNIZATION and [may inject] INJECTING Vitamin K to the
10 newborn: *Provided, however,* That this provision shall not apply to
11 students in midwifery schools who perform midwifery service under the
12 supervision of their instructors[, nor to emergency cases].

13 THE DEPARTMENT OF HEALTH (DOH) SHALL ISSUE
14 GUIDELINES ON THE ACCREDITATION OF MIDWIVES TO
15 PERFORM EMERGENCY OBSTETRIC AND NEONATAL CARE
16 (E/EmONC). ALL PRACTICING MIDWIVES WHO INTEND TO
17 PERFORM E/EmONC MUST APPLY FOR AND ACQUIRE
18 ACCREDITATION FROM THE DOH AFTER NECESSARY
19 TRAININGS AND EXAMINATION AND COMPLIANCE OF OTHER
20 REQUIREMENTS AS MAY BE DETERMINED BY DOH."

21 **SEC. 2.** A new provision is inserted between Sections 23 and 24 of Republic
22 Act No 7392, to read as follows:

23 "SEC. 24. CONTINUING PROFESSIONAL EDUCATION. – A
24 REGISTERED MIDWIFE IS REQUIRED TO MAINTAIN
25 COMPETENCE BY CONTINUAL LEARNING THROUGH
26 CONTINUING PROFESSIONAL EDUCATION (CPE) TO BE
27 PROVIDED BY THE ACCREDITED PROFESSIONAL
28 ORGANIZATION OR ANY RECOGNIZED PROFESSIONAL
29 MIDWIFERY ORGANIZATION: *PROVIDED,* THAT THE PROGRAM
30 AND ACTIVITY FOR THE CONTINUING PROFESSIONAL
31 EDUCATION SHALL BE SUBMITTED TO AND APPROVED BY THE
32 PROFESSIONAL REGULATION COMMISSION, AFTER DUE
33 CONSULTATION WITH THE BOARD OF MIDWIFERY: *PROVIDED,*

1 FURTHER, THAT THE EARNED CPE UNITS SHALL BE
2 MANDATORILY REQUIRED FOR THE RENEWAL OF THE
3 PROFESSIONAL IDENTIFICATION CARD OF A REGISTERED
4 MIDWIFE."

5 SEC. 3. The following provisions shall be inserted between Sections 26 and
6 27 of Republic Act 7392, to read as follows:

7 "SEC. 28. HEALTH HUMAN RESOURCE PRODUCTION,
8 UTILIZATION, PLACEMENT AND DEVELOPMENT. - THE BOARD,
9 IN COORDINATION WITH THE ACCREDITED PROFESSIONAL
10 ORGANIZATION AND APPROPRIATE GOVERNMENT OR PRIVATE
11 AGENCIES, SHALL INITIATE, UNDERTAKE AND CONDUCT
12 STUDIES ON HEALTH HUMAN RESOURCE PRODUCTION,
13 UTILIZATION, PLACEMENT AND DEVELOPMENT FOR THE
14 CONTINUING PROFESSIONALIZATION OF MIDWIFERY.

15 "SEC. 29. COMPREHENSIVE MIDWIFERY PROGRAM. -
16 WITHIN ONE (1) YEAR FROM THE EFFECTIVITY OF THIS ACT,
17 THE BOARD, IN COORDINATION WITH THE ACCREDITED
18 PROFESSIONAL ORGANIZATION, NATIONAL ORGANIZATIONS
19 ACCREDITED SERVICE PROVIDERS AND THE DEPARTMENT OF
20 HEALTH IS HEREBY MANDATED TO FORMULATE AND DEVELOP
21 A COMPREHENSIVE MIDWIFERY PROGRAM THAT INCLUDES A
22 VALID ASSESSMENT OF CAREER PERFORMANCE AND
23 POTENTIAL, THUS, UPGRADE THE LEVEL OF SKILL AND
24 COMPETENCE OF MIDWIVES IN THE COUNTRY, SUCH AS BUT
25 NOT LIMITED TO THE AREAS OF SKILL OF MATERNAL AND
26 CHILD CARE AND SUCH OTHER AREAS AS MAY BE
27 DETERMINED BY THE BOARD THE BENEFICIARIES OF THE
28 PROGRAM ARE OBLIGED TO SERVE IN ANY RURAL OR
29 COMMUNITY HOSPITAL FOR A PERIOD OF AT LEAST TWO (2)
30 YEARS FROM THE DATE OF THE COMPLETION OF THE
31 PROGRAM.

32 "SEC. 30. SALARY AND COMPENSATION. - IN ORDER TO
33 ENHANCE THE GENERAL WELFARE AND COMMITMENT TO

1 SERVICE AND PROFESSIONALISM OF MIDWIVES, THE MINIMUM
2 BASE PAY OF MIDWIVES WORKING IN PUBLIC HEALTH
3 INSTITUTIONS SHALL NOT BE LOWER THAN THE 1ST STEP OF
4 THE HIRING RATE PRESCRIBED FOR THE POSITIONS UNDER
5 R.A. NO. 6758, OTHERWISE KNOWN AS THE "COMPENSATION
6 AND POSITION CLASSIFICATION ACT OF 1989", AS AMENDED

7 "SEC. 31. FUNDING FOR THE COMPREHENSIVE
8 MIDWIFERY PROGRAM. - THE ANNUAL FINANCIAL
9 REQUIREMENT NEEDED TO TRAIN AT LEAST TEN PERCENT
10 (10%) OF MIDWIVES OF THE PARTICIPATING GOVERNMENT
11 HOSPITAL SHALL BE INCLUDED IN THE ANNUAL GENERAL
12 APPROPRIATIONS ACT: *PROVIDED*, THAT THE DEPARTMENT
13 OF HEALTH SHALL SET THE CRITERIA FOR THE AVAILMENT OF
14 THIS PROGRAM."

15 **SEC. 4.** Within one (1) year from the effectivity of this Act, the Professional
16 Regulation Commission in coordination with the Department of Health and the
17 accredited professional organization of registered midwives, shall promulgate a new
18 implementing rules and regulations of R.A. 7392 which shall be published in at least
19 two (2) newspapers of general circulation.

20 **SEC. 5.** If any part or provision of this Act shall be held unconstitutional or
21 invalid, other provisions which are not affected thereby shall continue to be in full
22 force and effect.

23 **SEC. 6.** All laws, issuances or parts thereof inconsistent with this Act are
24 hereby repealed or modified accordingly

25 **SEC. 7.** This Act shall take effect fifteen (15) days after its publication in the
26 Official Gazette or at least two (2) newspapers of general circulation.

27 Approved,

FACT SHEET

House Bill No. 2831

AN ACT EXPANDING THE SCOPE OF THE PRACTICE OF MIDWIFERY, AMENDING FOR THE PURPOSE REPUBLIC ACT 7392, OTHERWISE KNOWN AS THE PHILIPPINE MIDWIFERY ACT OF 1992, AND FOR OTHER PURPOSES

Introduced by: REPRESENTATIVE DR. JANETTE L. GARIN

*Committee Referral: COMMITTEE ON CIVIL SERVICE AND
PROFESSIONAL REGULATION (Primary)*

Committee Chairperson: REP. ANDRES D. SALVACION, JR.

Committee Referral: COMMITTEE ON APPROPRIATIONS (Secondary)

Committee Chairperson: REP. JOSEPH EMILIO A. ABAYA

OBJECTIVE:

- To strengthen and expand the scope of the practice of midwifery in the Philippines by granting additional powers as well as enhance the general welfare and commitment to service and professionalism of midwives.

KEY PROVISIONS:

- The practice of midwifery is now expanded by allowing a midwife the following: (a) to administer life-saving drugs such as magnesium sulphate, oxytocin, steroids and oral antibiotics when no physician is available; and (b) to administer essential newborn care including, but not limited to, immunization and injecting Vitamin K to the newborn.
- The Department of Health (DOH) shall issue guidelines on the accreditation of midwives to perform emergency obstetric and neonatal care (E/EmONC) and that all practicing midwives who intend to perform E/EmONC must get accreditation from DOH after necessary trainings and examination and other requirements as may be required by DOH.
- Continuing Professional Education (CPE) is now a requirement to all registered midwives.
- A comprehensive midwifery program is now mandated and it includes a valid assessment of career performance and potential of midwives.
- The minimum base pay of midwives working in public health institutions shall not be lower than the 1st step of the hiring rate prescribed for the positions under R.A. No. 6758 (The Compensation and Position Classification Act of 1989).

RELATED LAWS:

- R.A. No. 7392, Philippine Midwifery Act of 1992
- R.A. No. 6758, Compensation and Position Classification Act of 1989