

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City
NINETEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. **8571**



Introduced by REP. RUWEL PETER S. GONZAGA

EXPLANATORY NOTE

The 1987 Philippine Constitution under Section 15, Article II declares that the State shall protect and promote the right to health of the people and instill health consciousness among them. This constitutional mandate puts premium on the people's general welfare taking into account as primary consideration their health and well-being.

The passage of the Local Government Code of 1991 brought with it a policy on health devolution which involve the legal transfer of administrative powers to local political units in areas concerning health facilities and systems of delivering health related services in their spheres of jurisdiction. Such decentralization of health services took into consideration the assumption that local government units would know the current health situation in their own localities. However, recent studies and even this representations' observations would show and suggest that there is a negative effect in the delivery of healthcare services in areas of concern. There is scarcity and difficulty being felt by the people of the province of Davao de Oro in availing of much needed medical help and the resources of the local government units concerned are simply not enough to address our constituents' current need of essential health services. This is an uncomfortable albeit painful situation which should not be happening since safeguarding the peoples' health is one of the basic functions of the State.

The proposed legislation seeks to provide an environment wherein the delivery of health care services to the people of Davao de Oro and even patients from nearby areas outside of the province are given chief importance and consideration. It aspires for health institutions in the province freed from financial burden that hampers the delivery of basic health services and assistance. This important piece of legislation also seeks to make health services and establishments available to all the people at affordable cost and to develop health related manpower appropriate and responsive to their needs and problems impervious from any local political influence and institutional corruption.

In view of the foregoing, immediate passage of the bill is earnestly requested.


RUWEL PETER S. GONZAGA

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AN ACT
REVERTING TO THE NATIONAL GOVERNMENT THE DISCHARGE OF BASIC HEALTH SERVICES OF THE DAVAO DE ORO PROVINCIAL HOSPITALS AND APPROPRIATING FUNDS THEREFOR

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

SECTION 1. **Short Title.** – This Act shall be known as the "Re- Nationalization of the Davao de Oro Provincial Hospitals."

SEC. 2. **Re- Nationalization of the Davao de Oro Provincial Hospitals.** Provincial hospitals in the municipalities of Montevista, Laak, Pantukan, and Maragusan are hereby re-nationalized and/or returned to the management, supervision, and control of the Department of Health (DOH).

SEC. 3. **Appropriation.** – Funding for the operation, capital expenses, continued operations and other similar costs of the provincial hospitals in the province of Davao de Oro shall continue to be shouldered by the Local Government Unit concerned until such can be incorporated into the General Appropriations Act of the immediately succeeding full fiscal year.

SEC. 4. **Implementing Rules and Regulations.** – The DOH, in consultation with the Department of Interior and Local Government (DILG), shall formulate the Implementing, Rules and Regulations (IRR) within three (3) months after the enactment of this Act.

SEC. 5. **Separability Clause.** -If any provision or part of this Act is declared unconstitutional, the remaining parts or provisions not affected shall remain in full force and effect.

SEC. 6. **Repealing Clause.** – All laws, executive orders, issuances, rules and regulations inconsistent with this Act are hereby repealed or modified accordingly.

SEC. 7. **Effectivity.** - This Act shall take effect fifteen (15) days after its publication in the Official Gazette or a newspaper of general circulation.

Approved,