ORDINANCE NO. 12-071


Sponsored by:
Hon. Coun. Margarita Amythyst Patdu-Labios, MD
Hon. Coun. Bai Nieves
Hon. Coun. Alexander B. Diaz
Hon. Coun. Allen F. Ampaya
Hon. Coun. Ringo A. Teves
Hon. Coun. Dan Hubert A. Barlis
Hon. Coun. Luvi P. Constantino
Hon. Coun. Robert A. Abas
Hon. Coun. Engr. Neptali S. Santiago
Hon. Coun. Joselito V. Arevalo
Hon. Coun. Robert P. Baes
Hon. Coun. Elmer S. Espeleta
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Vergel C. Ulanday
Hon. Coun. Adorado P. San Pedro
Hon. Coun. Eulogio DS. Dioko, II

WHEREAS, Section 25, Article II of the 1987 Philippine Constitution provides that, “the State shall ensure the autonomy of local governments, ensuring that the State’s territorial and political subdivisions enjoy 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, through the enactment of Republic Act No. 7160, otherwise known as the 1991 Local Government Code, that the vesting of duties, responsibilities and accountability in Local Government Units (LGUs) shall be accompanied with provisions for adequate resources to effectively carry out their functions;

WHEREAS, in pursuance of these mandates, Congress has enacted Republic Act No. 7875, as amended by Republic Act No. 9241, for the implementation of the National Health Insurance Program (NHIP);

WHEREAS, one of the priorities of His Excellency Benigno S. Aquino III, President of the Republic of the Philippines, is to ensure that all Philippines citizens shall have access to health care services through the universal health care in three years or less;
WHEREAS, this priority program is aimed at setting into motion a meaningful health care financing and delivery mechanism anchored on local government autonomy and the national health program;

WHEREAS, the National Health Insurance Program (NHIP) provides a mechanism for indigents who are proposed to be enrolled by the LGU or premium donor/s, but do not qualify for full premium subsidy under the existing means test rule of Philhealth to gain financial access to medical services in all NHI accredited providers;

WHEREAS, the City Government of Muntinlupa, considering the beneficial features of R.A. No. 7875 in vastly improving the over-all health status of the population, and ultimately, their general quality of life and rationalize the City Government’s expenditure for health agrees to adopt the NHIP of the National Government;

WHEREAS, the creation of the Philhealth Captitation Fund (PCF) is necessary to attain the purpose and objectives of the Indigent Program;

NOW, THEREFORE, BE IT ORDAINED, AS IT IS HEREBY ORDIANED, to create a Philhealth Captitation Fund from the proceeds of the outpatient benefit package to be provided by the Philippine Health Insurance Corporation (Philhealth, for brevity) for qualified indigent families of the City of Muntinlupa under the indigent sector component of the NHIP and to adopt pertinent Philhealth Rules and Regulations appurtenant thereto.

SECTION 1. The use, management and disposition of the Philhealth Captitation Fund (PCF, for brevity) shall be governed by the following rules:

The captitation amount shall be released on a quarterly basis by Philhealth under the following conditions:

1.1. The initial release shall be made on the first week of the first month of the applicable quarter subject to prior accreditation of the Rural Health Unit and the payment of premium contributions by the City Government of Muntinlupa; and

1.2. On the third week of the first month of succeeding quarters, upon submission of required reports, subject to prior payment of premium contributions in case quarterly mode of premium payment is availed.

SECTION 2. The disposition of the PCF shall be governed by the following rules:

2.1. The disbursement and liquidation of the PCF shall be in accordance with pertinent government accounting and auditing rules and regulation;
2.2 A separate book of accounts, for this purpose, shall be maintained by the City Government of Muntinlupa;

2.3 Only drugs listed in the Primary Medical Care Drugs of the Philippine National Drug Formulary, medical supplies and equipment necessary to carry out the delivery of the required services, including referral fees enumerated under Article V hereof, and administrative costs, not exceeding twenty percent (20%) of the PCF, may be charged to the fund. The Twenty Percent (20%) administrative cost shall be divided among health personnel of the RHU, fifty percent (50%) to the other health staff.

SECTION 3. Philhealth may withhold the release of the subsequent quarterly PCFs due to any of the following:

3.1. Delay or non-payment of premium contributions;

3.2. Violation of government accounting and auditing rules and regulations on the disbursement and liquidation of the PCF;

3.3. Non-submission of the required reports under sub-section 1.1 hereof.

SECTION 4. The Sangguniang Panlungsod of the City of Muntinlupa hereby authorizes the Hon. Aldrin L. San Pedro, Mayor of the City of Muntinlupa, to enter into and sign a Memorandum of Agreement with the Philippine Health Insurance Corporation, represented by its President, Dr. Eduardo P. Banzon, in accordance with the rules set forth under this Ordinance.

SECTION 5. A copy of this Ordinance be furnished to His Excellency Benigno S. Aquino III, President of the Republic of the Philippines and to Dr. Eduardo P. Banzon, Chief Executive and President of the Philippines Health Insurance Corporation, for their information and reference.

SECTION 6. Separability Clause. If for any reason, any section or provision of this Ordinance is judicially declared unlawful or inconsistent with any national law, other sections or provisions hereof which are not affected shall continue to be in full force and effect.

SECTION 7. Effectivity Clause. This ordinance shall take effect in accordance with Section 59 and Section 511 of Republic Act No. 7160, otherwise known as the Local Government Code of 1991.

ENACTED, by the 6th Sangguniang Panlungsod of Muntinlupa this 11th day of June 2012, on its 79th Regular Session.
CONCURRED:

DISTRICT I:

COUN. ATTY. PATRICIO L. BONCAYAO, JR.  
Member

COUN. MARGARITA MYTHYST PATDU-LABIOS, MD  
Member

COUN. BAL DEEES  
Member

COUN. ALLEN F. AMPAYA  
Member

COUN. ALEXANDER B. DIAZ  
Member

HOON. RINGO A. TEVES  
Member

COUN. DAN HUBERT A. BARLIS  
Member

DISTRICT II:

COUN. LUPI P. CONSTANTINO  
Member

COUN. ENGR. NEPTALI S. SANTIAGO  
Member

COUN. ROBERT P. BAES  
Member

COUN. RAPHAEL T. SEVILLA  
Member

COUN. ROBERT A. ABAS  
Member

COUN. JOSELITO V. AREVALO  
Member

COUN. ELMER S. ESPELETA  
Member

COUN. VERGEL C. ULANDAY  
Member

COUN. ADORADO P. SAN PEDRO  
Sectoral Representative  
President  
Association of Barangay Captains
COUN. EULOGIO O. DIOKO, II
Sectoral Representative
President
Federation of Sangguniang Kabataan

ABSENT:
COUN. ATTY. RAUL R. CORRO
Member

I HEREBY CERTIFY, as to the correctness of the foregoing ORDINANCE:

CECILIA B. LAZARTE
Secretary

ATTESTED:
ARTEMIO C. SIMUNDAC
City Vice-Mayor/Presiding Officer

APPROVED:
ALDRIN L. SAN PEDRO
City Mayor

Date: __________

[Signatures]