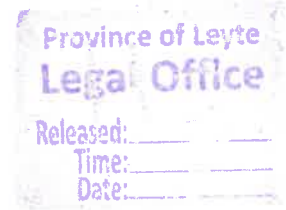


Item No.: 34

Date: 03 2024 SEP



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City



-oOo-



PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
August 22, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2024-08 of the Sangguniang Bayan of Javier, Leyte.

Issues/concerns for review/recommendation/legal opinion is/are as follows:

- Ordinance No. 2024-08 entitled: **“An Ordinance Establishing an Animal Bite Treatment Center Under the Rural Health Unit in the Municipality of Javier, Leyte.**

REVIEW/RECOMMENDATION/LEGAL OPINION

This office is of the opinion that the Subject Ordinance is in accordance to its power under Section 16¹ of the Local Government Code of 1991 (R.A 7160) and Section 7(6)² of Republic Act No. 9482 (Anti - Rabies Act of 2007). Hence, recommending the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.

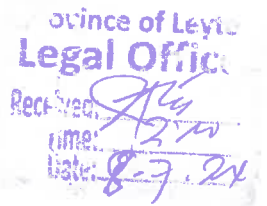

ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

¹ Section 16 Every local government shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdiction, local government unit shall promote health and safety xxx

² Section 7(6) R.A No. 9842 (Anti- Rabies Act of 2007) Enact additional local ordinances that will support the national rabies prevention and control program that should include the regulation of treatment locally known as “tandok”


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN



1ST INDORSEMENT
07 August 2024

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2024-08** of the **Municipality of Javier, Leyte**, entitled: An Ordinance Establishing an Animal Bite Treatment Center Under the Rural Health Unit in the Municipality of Javier, Leyte.


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian

original

Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JAVIER
-o0o-
Sangguniang Bayan



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF JAVIER, LEYTE HELD AT THE MUNICIPAL SESSION HALL ON JULY 29, 2024

Present :

- Mun. Vice-Mayor Emma M. Abueva, presiding officer
- SB Member Guilbert M. Lanoy
- SB Member Roldan G. Meras
- SB Member Marino C. Merilo
- SB Member Eriberta R. Ponce
- SB Member Stephen Mark I. Papalid
- SB Member Michelle O. Moreno
- SB Member Romeo C. Malinao
- SB Member Alberto A. Riños
- Liga President Andy L. Dingal
- SK Fed. Pres. Ericka T. Cabangunay

Absent : None

ORDINANCE No. 2024-08

-Authored by : HON. ANDY L. DINGAL

AN ORDINANCE ESTABLISHING AN ANIMAL BITE TREATMENT CENTER UNDER THE RURAL HEALTH UNIT IN THE MUNICIPALITY OF JAVIER, LEYTE.

WHEREAS, the Local Government Code of 1991 (Republic Act No. 7160) mandates local government units to provide basic health services to ensure the health and safety of its inhabitants ;

WHEREAS, Rabies is a human infection that occurs after a transdermal bite or scratch by an infected animal, like dogs and cats. It is transmitted when an infectious material, usually saliva, comes into direct contact with a victim's lesions ;

WHEREAS, Rabies is considered a neglected disease of poor and vulnerable populations and remains to be a public problem which is fatal though preventable through vaccination ;

WHEREAS, Section 7 of R.A. 9482 states that LGUs shall enact ordinances that will support National Rabies Prevention and Control Program and allocate funds for implementation;

WHEREAS, this ordinance aims at reducing the public's risk and deaths caused by rabies and discourage the traditional practice of treating animal bites, thus, the passage of this ordinance;

WHEREAS, there is an urgent need to establish an Animal Bite Treatment Center (ABTC) under the Rural Health Unit (RHU) of Javier, Leyte, to provide immediate and appropriate care for animal bite victims ;

WHEREAS, the Animal Bite Treatment Center shall operate under the Municipal Health Office (MHO) and the establishment of the center would achieve its goal of a rabies-free municipality ;

NOW THEREFORE, be it Ordained by the Sangguniang Bayan of Javier, Leyte, **THAT :**

Emma

Ponce

-over-

R. Malinao

SECTION 1. Title – An Ordinance Establishing the Animal Treatment Center of the Municipality of Javier, Province of Leyte, Prescribing Fees and Providing Funds Thereof.

SECTION 2. Operation- The Animal Bite Treatment Center of Javier, Leyte shall operate under the Rural Health Unit (RHU) and be directly supervised and managed by the Municipal Health Officer.

SECTION 3. Definition of Terms – As used in this Ordinance, the following shall mean :

- a. Animal bite- is defined as having one's skin pierced or abraded by animal's teeth or claws or by animal saliva on tissue coming in contact, with abraded skin, eyes or mucus membrane.
- b. Vaccination – the administration of proper anti-rabies vaccine to humans bitten by animals
- c. Trained Health Personnel – any person who has undergone training in rabies vaccination.

d. Compensable Cases

-These are medical conditions or health services for which PhilHealth provides coverage and reimbursement.

- The patient must meet certain criteria set by PhilHealth, such as membership status, payment of premiums, and adherence to the guidelines for availing of benefits.

-Typically includes treatment for illnesses, surgeries, hospital stays, and preventive healthcare measures that are listed in the PhilHealth benefits package.

-In the table, compensable cases include specific conditions such as CAT II (head and neck) and CAT III, as well as services for indigent patients.

e. Non-Compensable Cases

-These are medical conditions or health services for which Phil-Health does not provide coverage and reimbursement.

-The reasons for non-compensability may include the treatment or procedure not being included in PhilHealth's benefits package, the patient not meeting the eligibility criteria , or other specific exclusions outlined by PhilHealth.

-Patients must pay for these medical services out-of-pocket without financial assistance from PhilHealth.


f. Category of Bites

Category 1

- a) Touching/feeding an animal
- b) Licking of intact skin (with reliable history and thorough physical examination)
- c) Exposure to patient with S/Sx of rabies by sharing of eating or drinking utensils
- d) Casual contact to patient with S/Sx of rabies (talking to, visiting, feeding routine health care delivery).

Category II

- a) Superficial scratch/abrasion without bleeding
- b) Superficial scratch/abrasion that were induced to bleed
- c) Nibbling of uncovered skin with bruising hematoma



Embra



Phuue



-over-



Category III

- a) Transdermal bites or scratches with spontaneous bleeding (to include puncture wounds, lacerations, evulsions)
- b) Exposure to bat bites or scratches
- c) Exposure to a rabies patient through bites, contamination of mucus membranes (eye, oral/nasal genital/anal mucus membranes) or open skin lesions with body fluids through splattering through mouth-mouth resuscitation
- d) Licking of mucus membrane
- e) Licks on broken skin
- f) All category if exposures on head and neck area
- g) Handling of infected carcass or ingestion of raw infected meal

SECTION 4. Objectives of the ABTC

- a. Provide immediate and appropriate treatment for animal bite victims
- b. Prevent the spread of rabies and other infections through timely intervention
- c. Promote public awareness and education on the prevention and management of animal bites

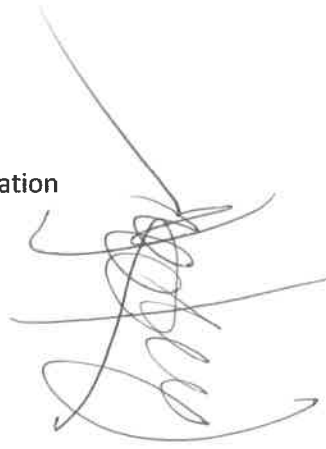
SECTION 5. Functions and Services Provided by the ABTC :

It shall have the following functions :

- a. Treat all animal bite-related patients by trained health personnel
- b. Maintain sufficient anti-rabies vaccine shots to treat patients bitten by rabied animals
- c. Strengthen public awareness through information education and communication campaign against rabies
- d. Report all cases of animal bites and coordinate with the Municipal Agriculture Office to intensify the promotion of dog vaccination as well as the control of stray animals.
- e. Perform functions and duties as provided by law and this ordinance.

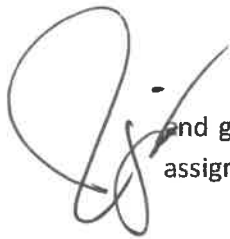
It shall offer the following services :

- a. Assessment and classification of animal bite wounds
- b. Administration of rabies post-exposure prophylaxis (PEP) and tetanus immunization
- c. Wound care and suturing, as needed
- d. Health education and counseling for animal bite victims and their families.
- e. Documentation and reporting of animal bite cases



SECTION 6. Composition of the Animal Bite Treatment Center.

The Municipal Health Officer, shall lead, recommend and assist in the implementation of policies and guidelines on all matters pertaining to said resolution. Two (2) trained health personnel shall be assigned in the operation of the Center.



SECTION 7. Funding/Appropriation. The total amount of One Hundred Thousand Pesos (P100,000.00) shall be appropriated to implement the provisions of the ordinance and may be augmented as deemed necessary, of which the amount of Fifty Thousand Pesos (P 50,000.00) shall be allotted for training purposes.

Ambr



-over-



SECTION 8. Fees to be Collected. The following fees shall be collected for anti-rabies vaccine administered at the center to be paid at the Municipal Treasury Office. All fees generated shall accrue to a Trust Fund which shall be used solely for this program.

To ensure the sustainability of the ABTC operations, the following fee structure is established wherein Table 2 outlines the cost structure for various rabies and tetanus prophylaxis and treatment services categorized by different patient cases. The categories include Pre-exposure Prophylaxis, CATEGORY I, CATEGORY II, Compensable Cases (CAT II for head and neck, CAT III, and indigent patients), Non-Compensable Cases (CAT II and CAT III), and Medico-legal Cases regardless of category.

1. Pre-exposure Prophylaxis :
 - Anti-rabies vaccine : P 650 per dose
 - Tetanus toxoid and anti-tetanus : P 50.00 each
2. CAT I : No service listed
3. Cat II :
 - Anti-rabies vaccine : P 600.00 for the 1st dose, free for subsequent doses
 - Rabies immunoglobulin : P 600.00
 - Tetanus toxoid and anti-tetanus: P 50.00 each
4. Compensable Cases (CAT II for head and neck, CAT III, and indigent patients)
5. Non-Compensable Cases (CAT II and CAT III)
 - Anti-rabies vaccine : P 600.00 per dose
 - Rabies immunoglobulin: P 600.00
 - Tetanus toxoid and anti-tetanus: P 50.00 each
6. Medico-legal Cases regardless of category :
 - Anti-rabies vaccine : P 600.0 per dose
 - Rabies immunoglobulin : P 600.00
 - Tetanus toxoid and anti-tetanus : P 50.00 each

All payments shall be deposited to :

Land Bank Account Name : Javier RHU Facility Fees

Account Number : 0182-1199-89

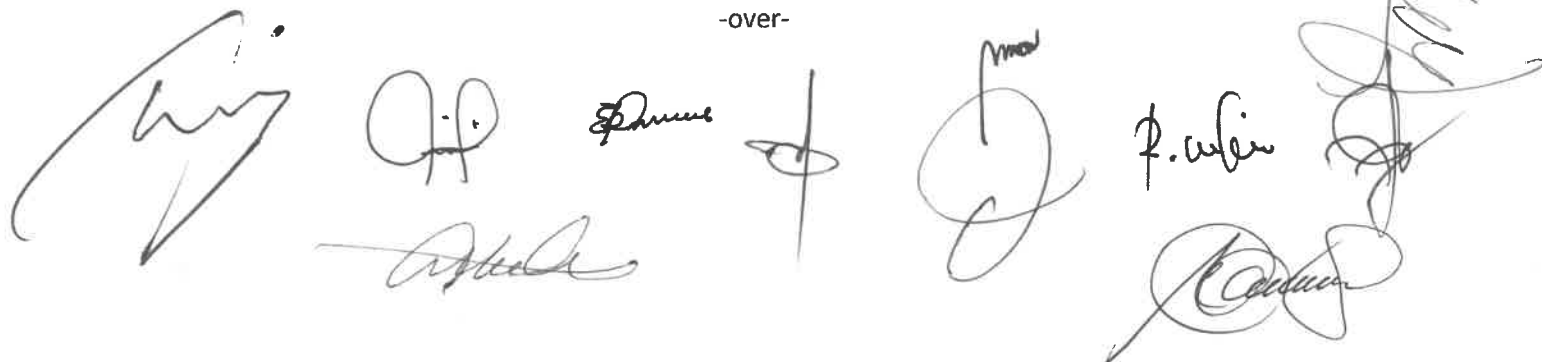
SECTION 9. Implementation and Monitoring

1. The Municipal Health Officer shall oversee the implementation of the ABTC and ensure compliance with established guidelines.
2. Regular monitoring and evaluation shall be conducted to assess the effectiveness of the ABTC and identify areas for improvement.
3. Feedback from patients and stakeholders shall be gathered to enhance the quality of services provided by the ABTC



Edmundo

-over-



SECTION 10. Funding and Resources

1. The Local Health Board shall allocate appropriate funds from the Municipal Budget to support the operation of the ABTC.
2. Efforts shall be made to secure additional funding and resources from external donors, grants, and partnerships to sustain the ABTC.

SECTION 11. This Ordinance shall take effect upon approval.


APPROVED UNANIMOUSLY :

JULY 29, 2024

CERTIFIED CORRECT

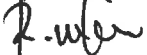
ERVON DANIEL B. LAJARA
SB Secretary

ATTESTED :


HON. EMMA M. ABUEVA
Municipal Vice-Mayor
Presiding Officer



HON. GUILBERT M. LANOY
SB Member

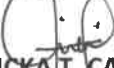

HON. ERIBERTA R. PONCE
SB Member


HON. ROMEO C. MALINAO
SB Member


HON. ROLDAN G. MERAS
SB Member

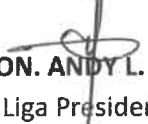

HON. STEPHEN MARK T. PAPALID
SB Member


HON. ALBERTO A. RIÑOS
SB Member



HON. ERICKA T. CABANGUNAY
SK Fed. President


HON. MARINO C. MERILO
SB Member


HON. MICHELLE O. MORENO
SB Member


HON. ANDY L. DINGAL
Liga President

APPROVED :


HON. MICHAEL DRAGON T. JAVIER
Municipal Mayor


Republic of the Philippines
Province of Leyte
MUNICIPALITY OF JAVIER
-o0o-

Sangguniang Bayan

CERTIFICATION

TO WHOM IT MAY CONCERN :

THIS IS TO CERTIFY that **ORDINANCE No. 2024-08, AN ORDINANCE ESTABLISHING AN ANIMAL BITE TREATMENT CENTER UNDER THE RURAL HEALTH UNIT IN THE MUNICIPALITY OF JAVIER, LEYTE,** has been posted in the entrance of the Municipal Hall and two (2) conspicuous places in the Municipality since July 30, 2024 and shall remain posted for three (3) consecutive weeks.


HON. EMMA M. ABUEVA
Municipal Vice-Mayor