



Republic of the Philippines
PROVINCE OF LEYTE
 Provincial Capitol
 Tacloban City

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Item No.: 16
 Date: 16 2024 SEP

SANGGUNIANG PANLALAWIGAN PROVINCIAL LEGAL OFFICE

Province of Leyte
Legal Office
 Received: *[Signature]*
 Date: 9-9-24

RECEIVED
 SEP 05 2024
 PROVINCE OF LEYTE

2nd INDORSEMENT
 August 28, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2024-09 of Sangguniang Bayan of Javier, Leyte.

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

- Ordinance No. 2024-09 entitled: **An Ordinance Adopting the Implementing Guidelines for the Philhealth Konsultasyong Sulit at Tama (PHILHEALTH Konsulta Package Revision 2) and Establishing the Disposition and Allocation of the Capitation Payments in the Municipality of Javier, Leyte.**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is within the powers covered under Section 16¹ – General Welfare Clause of the Local Government Code of 1991 (R.A.7160). This Ordinance is also in consonance to the provisions under the *Universal Health Care (Republic Act No. 11223), PhilHealth Circular No. 2023-0013 which provides for the Implementing Guidelines for the Philhealth Konsultasyong Sulit at Tama, Revision 2, and PhilHealth Circular (PC) No. 2020-0002 “Governing Policies of the PhilHealth Konsultasyon Sulit at Tama (Konsulta) Package” Expansion of the Primary Care Benefit to cover all Filipinos*. 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.

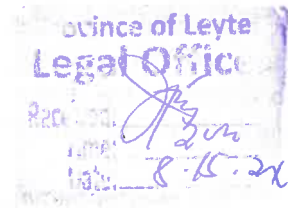
ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

¹ Section 16 Every local government unit 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 general welfare.


Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
15 August 2024

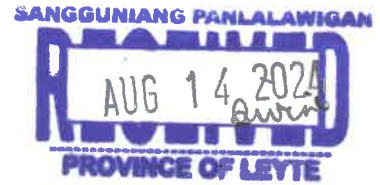


The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2024-09** of the **Municipality of Javier, Leyte**, entitled: An Ordinance Adopting the Implementing Guidelines for the Philhealth Konsultasyong Sulit at Tama (PHILHEALTH Konsulta Package Revision 2) and Establishing the Disposition and Allocation of the Capitation Payments 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
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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 Marlno 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. Rifios
- Liga President Andy L. Dingal
- SK Fed. Pres. Ericka T. Cabangunay

Absent : None

ORDINANCE No. 2024-09

-Authored by : HON. ERIBERTA R. PONCE

AN ORDINANCE ADOPTING THE IMPLEMENTING GUIDELINES FOR THE PHILHEALTH KONSULTASYONG SULIT AT TAMA (PHILHEALTH KONSULTA PACKAGE REVISION 2) AND ESTABLISHING THE DISPOSITION AND ALLOCATION OF THE CAPITATION PAYMENTS IN THE MUNICIPALITY OF JAVIER, LEYTE.

BE IT ENACTED by the Sangguniang Bayan of Javier, Leyte :

SECTION 1. Title . This Ordinance shall be known as the “Adopting the Implementing Guidelines for the PhilHealth Konsultasyong Sulit at Tama (PhilHealth Konsulta Package) and Establishing the Disposition and Allocation of the Capitation Payments in the Municipality of Javier, Leyte”.

SECTION 2. Policy- It shall be the policy of the Municipality of Javier, Leyte to fully support and ensure the effective implementation of PhilHealth Circular 2023-0013 entitled Implementing Guidelines for the PhilHealth Konsultasyong Sulit at Tama (PhilHealth Konsulta Package Revision 2).

SECTION 3. Provider Payment Mechanism.

- PhilHealth shall pay using the Auto-credit Payment Scheme (ASCPS) for services provided under the Konsulta Package (ASCPS) for services provided under the Konsulta Package per PhilHealth Circular 2023-0013.
- Providers may charge fees for services and commodities not included in the benefit package

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Emma

Guilbert
Ponce

- **SECTION 4. Disposition and Allocation of Capitation Payments.** The Capitation reimbursements of the PhilHealth Konsulta Package per PhilHealth Circular 2023-0013, Part V, Section E Paragraphs 1, state that capitation payments shall be utilized to cover all essential services, medicines, and other operating expenses to support the delivery of health care and shall be allocated as follows :

50%	For essential Services and Medicines under PhilHealth Circular 2023-0013
	Other Operating Expenses such as but not limited to 11% Medicines 11% Laboratory reagents, equipment and other logistics 3% hiring of health workers, non-health workers such as encoders 7% Internet subscription, EMR service provider subscription fees, and IT Hardware/equipment 5% Maintenance of Health Facility 5% Acquisition of RHU Vehicle 5% Service Delivery Programs 3% Capacity Building
50%	Performance Incentives for Primary Care Workers and Administrative Staff 10% Certified and Accredited Primary Care Physician 20% Certified and Accredited Primary Care Nurses, Midwives and other/permanent Health Workers 5% Administrative staff directly involved in the Konsulta Package 1% Other Job Order or Contractual support staff at the RHU 12% Allied Professionals (Barangay Health Workers and Barangay Nutrition Scholars 2% LGU Administrative Staff directly involved in the Konsulta Package (Including the Head of the MSWDO & his/her designated staff, Mun. Treasurer, Mun. Accountant, Disbursing Officer, 4Ps MAT Leader, Senior Citizen President, and IT personnel designated by the Municipal Mayor

Utilization of Funds: In the event of a lack of funding the utilization of funds can be realigned to other operating expenses needed and shall be subject to the discretion of the Accredited Physician.

Staff Sharing Scheme : The sharing of the RHU personnel must be under the discretion of the Accredited Physician, ensuring equality among the staff and must ensure an output-based sharing scheme.

SECTION 5. Separability Clause. In the event that any section, paragraph, sentence, clause, or word of this ordinance is declared invalid for any reason, other provisions thereof should not be affected thereby.

SECTION 6. Repealing Clause. All ordinances, as well as pertinent rules and regulations thereof, which are inconsistent with the provisions of this Ordinance are hereby repealed or amended accordingly.

The bottom section of the page contains several handwritten signatures and initials. On the left, there is a large, stylized signature. Below it are smaller initials and signatures, including one that appears to be 'Embera'. In the center, there is a signature with the word '-over-' written above it. To the right, there is another large signature. At the bottom right, there is a signature that appears to be 'R. Neri'. Other smaller signatures and initials are scattered throughout the bottom section.

SECTION 7. Effectivity. This Ordinance shall take effect immediately upon approval.

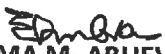
APPROVED UNANIMOUSLY :

JULY 29, 2024

CERTIFIED CORRECT :

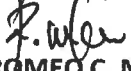
ERVON DANIEL B. LAJARA
SB Secretary

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 I. 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


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Sangguniang Bayan

CERTIFICATION

TO WHOM IT MAY CONCERN :

THIS IS TO CERTIFY that **ORDINANCE NO. 2024-09, AN ORDINANCE ADOPTING THE IMPLEMENTING GUIDELINES FOR THE PHILHEALTH KONSULTASYONG SULIT AT TAMA (PHILHEALTH KONSULTA PACKAGE REVISION 2) AND ESTABLISHING THE DISPOSITION AND ALLOCATION OF THE CAPITATION PAYMENTS 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