



Republic of the Philippines  
**PROVINCE OF LEYTE**  
 Provincial Capitol  
 Tacloban City

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Item No.: 20  
 Date: 10 2024 SEP

Province of Leyte  
 Legal Office  
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**SANGGUNIANG PANLALAWIGAN**  
**PROVINCIAL LEGAL OFFICE**  
 AUG 30 2024  
 PROVINCE OF LEYTE

**PROVINCIAL LEGAL OFFICE**

**2<sup>nd</sup> INDORSEMENT**  
 August 19, 2024

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

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

- Ordinance No. 2024-09 entitled: **“An Ordinance Establishing Guidelines on the Disposition and Allocation of Philhealth Konsultasyong Sulit at Tama Package Fund Otherwise Known as “PhilHealth Konsulta Package Fund” of the Municipality of Hilongos, Leyte.**

**REVIEW/RECOMMENDATION/LEGAL OPINION:**

This office is of the opinion that the Subject Ordinance is in accordance to its power under Section 16<sup>1</sup> – the 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 Philheath 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 for 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*

<sup>1</sup> Section 16- Every local government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as the powers necessary, appropriate or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare.

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Palo, Leyte

**OFFICE OF THE SANGGUNIANG PANLALAWIGAN**

Province of Leyte  
Legal Office  
Received: *[Signature]*  
Date: 6-28-24

1<sup>ST</sup> INDORSEMENT  
28 June 2024

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Municipal Ordinance No. 2024-09** of the **Municipality of Hilongos, Leyte**, entitled: **An Ordinance Establishing Guidelines on the Disposition and Allocation of PhilHealth Konsultasyong Sulit at Tama Package Fund Otherwise Known as "PhilHealth Konsulta Package Fund" of the Municipality of Hilongos, Leyte.**

*[Signature]*  
**FLORINDA JILL S. UYVICO**  
Secretary to the Sanggunian



Republic of the Philippines  
Province of Leyte  
Municipality of Hilongos



OFFICE OF THE SANGGUNIANG BAYAN

SANGGUNIANG PANLALAWIGAN

JUN 27 2024

MUNICIPAL ORDINANCE NO. 2024-09

AN ORDINANCE ESTABLISHING GUIDELINES ON THE DISPOSITION AND ALLOCATION OF PHILHEALTH KONSULTASYONG SULIT AT TAMA PACKAGE FUND OTHERWISE KNOWN AS "PHILHEALTH KONSULTA PACKAGE FUND" OF THE MUNICIPALITY OF HILONGOS, LEYTE

Authored by: HON. BERNADETH M. NERVES

Chairperson, Committee on Health, Nutrition and Sanitation

Chairperson, Committee on Social Services, Women, Family Affairs, Children, and Gender and Development

WHEREAS, the 1987 Philippine Constitution specifically states that "the State shall protect and promote the right to health of all Filipinos and instill health consciousness among them;"

WHEREAS, Section 16 of Republic Act No. 7160 of the Local Government Code of 1991, empowered local government to take such measures and pass such ordinances as may be needed to improve the delivery of public services and promote the general welfare.

WHEREAS, Section 2 (b) of Republic Act No. 11223 "Universal Health Care Act", states that "the State shall adopt, health care model that provides all Filipinos access to a comprehensive set of quality and cost-effective, promotive, preventive, curative, rehabilitative and palliative health services without causing financial hardship, and prioritizes the needs of the population who cannot afford such services."

WHEREAS, as an initial step towards adopting a comprehensive approach to delivering primary care, PhilHealth has committed through PhilHealth Board Resolution No. 2479, S. 2019 to expand the primary care benefit to cover all Filipinos.

WHEREAS, pursuant to PhilHealth Circular No. 2023-0013 entitled, "Implementing Guidelines for the PhilHealth Konsultasyong Sulit at Tama (PhilHealth Konsulta Package (Revision 2))", the current PhilHealth Konsulta package shall expand its benefit coverage to encompass other primary care services in preparation for Konsulta+. PhilHealth Konsulta Package Providers (KPPs) shall also act as the chief facility among its affiliated facilities at primary care level, responsible for patient navigation to ensure first-contact, continuing and comprehensive care for all persons who are either diagnosed or undiagnosed, presenting with any health concern.

WHEREAS, PhilHealth Konsulta shall also be a platform, in cooperation with DOH health promotion programs and campaigns, to promote positive health behaviors to its community of patients.

NOW THEREFORE, BE IT ORDAINED, by the Sangguniang Bayan of Municipality of Hilongos, Leyte in regular session assembled;

SECTION 1. TITLE - This Ordinance shall be known as "An Ordinance Establishing Guidelines on the Disposition and Allocation of PhilHealth Konsultasyong Sulit at Tama Package Fund otherwise known as "PhilHealth Konsulta Package Fund" of the Municipality of Hilongos, Leyte"

CATHERINE A. FABULAR  
Secretary to the Sanggunian

RICHARD BENDICT V. OGARIO  
Ex-Officio Member/President,  
Liga ng mga Barangay

CRIS ANTONIO B. ONG  
SB Member

MANUEL M. GABISAN  
SB Member (absent)

MANUEL V. LORA  
SB Member

CECILLE ANTONIETA C. SABRIDO  
Ex-Officio Member / President, Pambayang Pederasyon ng  
Sangguniang Kabataan

FRANCISCO M. ORTEGA  
SB Member

TRINIDAD V. ZARATE  
SB Member

ALINE B. REOMA  
SB Member

MANUEL R. VILLAHERMOSA  
Municipal Mayor

BERNADETH M. NERVES  
SB Member

EDWIN F. FALLER  
SB Member

ALBERT R. VILLAHERMOSA  
Municipal Vice-Mayor  
(on vacation leave)

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**SECTION 2. PURPOSE** - The Local Government Unit of Hilongos through our Municipal Health Office (MHO) shall promote public health, support legislations and implementing guidelines of the PhilHealth Konsulta Package Fund through:

- A. Access to primary care by adopting a responsive financing mechanism for the delivery of quality primary care services and commodities.
- B. Establishment of PhilHealth Konsulta benefit package and to provide specific guidelines on registration to a primary care provider, benefit availment, applicable payment mechanism, reporting rules and performance assessment related to improvement of health care facility as intended for the basic health care services.

**SECTION 3. LEGAL BASIS** - PhilHealth Konsultasyong Sulit at Tama is a comprehensive outpatient benefits as mandated by:

- A. Republic Act No. 11223 "Universal Health Care Act".
- B. PhilHealth Circular No. 2023-0013 "Implementing Guidelines for the PhilHealth Konsultasyong Sulit at Tama (PhilHealth Konsulta Package) Revision 2.
- C. PhilHealth Circular (PC) No. 2020-0002 "Governing Policies of the PhilHealth Konsultasyong Sulit at Tama (Konsulta) Package: Expansion of the Primary Care Benefit to cover all Filipinos".

**SECTION 4. DEFINITION OF TERMS**

- A. **Capitation** - a provider payment mechanism where providers are paid a fixed amount prospectively to provide a defined set of goods and services for each enrolled individual for a fixed period of time, regardless of the goods and services actually provided which is influenced by particular characteristics of individuals that influence their health as part of the estimation of the payment.
- B. **Electronic Konsulta (eKonsulta)** - a PhilHealth developed web-based stand-alone application which may be used by the Konsulta facility as an interim electronic reporting system. This can be used for encoding of encounter data records to include diagnosis, diagnostic tests done with corresponding results and prescribed/dispensed medicines.
- C. **Electronic Konsulta Availment Slip (EKAS)** - proof of availment of services by the eligible beneficiary.
- D. **Electronic Prescription Slip (EPRESS)** - proof of availment of medicine by the eligible beneficiary.
- E. **Electronic Medical Record (EMR)** - is the electronic record system or the electronic document of a patient's encounter in one health facility. In this case, the patient's medical or health record at a health facility is being received, recorded, transmitted, stored, processed, retrieved, or produced electronically through computers or other electronic devices.
- F. **Eligible Beneficiary** - refers to all Filipinos given immediate eligibility in accordance with Republic Act No. 11223 and its Implementing Rules and Regulations (IRR), as well as other qualified PhilHealth beneficiaries.
- G. **First patient encounter (FPE)** - initial episode of patient contact for the year whereby a primary care provider takes and/or updates the basic health data of an eligible beneficiary to identify their health risks. The FPE is not a medical consultation.
- H. **Individual-based health services** - services which can be accessed within a health facility or remotely that can be definitively traced back to one (1)

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Liga ng mga Baranga

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MANUEL V. IGRA  
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SB Member

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ALINE B. REOMA  
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Municipal Mayor

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(on vacation leave)

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recipient. These include the provision of consultation services, diagnostics, and commodities (RA 11223)

- I. **Patient encounter** - subsequent individual episodes of care after the first patient encounter provided by a primary care provider which are then duly reported to PhilHealth on a regular basis.
- J. **Performance-based payment** - a method where payments to providers are linked to the achievement of pre-specified performance targets.
- K. **PhilHealth Konsulta Package Providers (KPPs)** - act as the chief facility among its affiliated facilities at primary care level, responsible for patient navigation to ensure fist-contact, continuing and comprehensive care foal l persons who are either diagnosed or undiagnosed, presenting with any health concern.
- L. **Updating of registration** - refers to the retention or transfer of an eligible beneficiary from one PhilHealth Konsulta Provider to another.

**SECTION 5. DISPOSITION AND ALLOCATION OF THE CAPITATION** - Pursuant to Section E (1)(2) of PhilHealth Circular 2023-0013. The Municipality of Hilongos, being accredited PhilHealth Konsulta Pacakge Providers (KPPs), the share performance incentives shall be:

**The 40% of the PhilHealth Capitation Fund breakdown as follows:**

- 30% - Performance Incentives for Primary Care Workers:
  - 10% for the physician;
  - 15% for other health professional staff in the facility;
  - 5% for non-health professionals/staff including volunteers (e.g. Active and Accredited Barangay Health Workers);
- 10% - Maximum of Administrative cost; Hiring of Encoder and Non-Health Professional Staff;

**The 60% of the PhilHealth Capitation Fund breakdown as follows:**

- 30% - Maximum for reagents, medical supplies, equipment (ambulance, ambu bag, stretcher, etc.), information technology (IT equipment's specific for facility use needed to facilitate reporting and database build up), capacity building for staff, infrastructure or any other use related, necessary for the delivery of required service including referral fees for diagnostic if not able in the facility;
- 30% - Minimum for drugs and medicines, including payment for outsourced pharmacy if not available in the facility.

**SECTION 6. MONITORING AND EVALUATION** - The Municipal Health Office PhilHealth, shall utilize monitoring system to assure PhilHealth members of the guaranteed quality healthcare they deserve providing essential primary care services especially to the poor and marginalized families.

Whereas, PhilHealth shall utilize electronic systems to facilitate the implementation of the Konsulta Package including building a system to connect Konsulta with inpatient avilment for monitoring purposes, an application for immediate feedback and documentation of actual patient encounter transactions,

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SB Member

ALINE B. REOMA  
SB Member

mechanisms enabling access to primary care services such as the feedback application, biometrics kiosk, EKAS and EPRESS.

**SECTION 7. SOURCE OF FUND** – The source of fund shall be taken from the PhilHealth Konsulta Package which is under the Trust Fund of the Local Government Unit of Hilongos, Leyte.

**SECTION 8. SEPARABILITY CLAUSE** – If any reason, any section, or provision of this ordinance is declared not valid, unconstitutional, or unlawful, such declaration shall not affect or impair the remaining provisions, sections, or part thereof, which shall remain or continue to be in full force and effect.


**SECTION 9. REPEALING CLAUSE** – All previous resolutions, executive orders, rules and regulations and other administrative issuances, or any provision contrary to or inconsistent with this ordinance are hereby amended, repealed, or modified accordingly.

**SECTION 10. EFFECTIVITY** – This ordinance shall take effect immediately after its approval and shall be posted for three (3) consecutive weeks in all conspicuous places in the Municipal Hall or in the Local Bulletin Board.

**UNANIMOUSLY APPROVED AND ENACTED** this 21<sup>st</sup> of May, 2024 during the Twentieth Regular Session of the 16<sup>th</sup> Sangguniang Bayan of Hilongos, Province of Leyte.

CRIS ANTONIO B. ONG  
SB Member

  
**ALBERT R. VILLAHERMOSA**  
Municipal Vice-Mayor (on vacation leave)


  
**EDWIN F. FALLER**  
SB Member

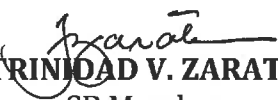
  
**MANUEL M. GABISAN**  
SB Member (absent)

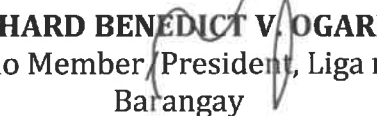
  
**MANUEL V. LORA**  
SB Member

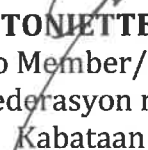
  
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**CECILLE ANTONIETTE C. SABRIDO**  
Ex-Officio Member/President,  
Pambayang Pederasyon ng Sangguniang Kabataan

**I HEREBY CERTIFY** to the correctness of the foregoing ordinance.

  
**CATHERINE A. FABULAR**  
Secretary to the Sanggunian

  
**MANUEL R. VILLAHERMOSA**  
Municipal Mayor

**Municipal Ordinance No. 2024-09**

*"An Ordinance Establishing Guidelines on the Disposition and Allocation of PhilHealth Konsultasyong Sulit at Tama Package Fund otherwise known as "PhilHealth Konsulta Package Fund" of the Municipality of Hilongos, Leyte"*

**ATTESTED:**



**CRIS ANTONIO B. ONG**

Acting Municipal Vice-Mayor/Deputy Presiding Officer

**APPROVED:**



**MANUEL R. VILLAHERMOSA**

Municipal Mayor

Date: June 26, 2024

CATHERINE A. FABULAR  
Secretary to the Sanggunian



RICHARD BENEDICT V. OGARIO  
Ex-Officio Member/President,  
Liga ng mga Baranga



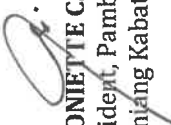
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