

Item No.: 05

Date: 05 2025 AUG



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Province of Leyte
Date: 7-17-25

2nd INDORSEMENT
July 30, 2025

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: JUL 17 2025

By: [Signature]

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 501 of the Sangguniang Bayan of Babatngon, Leyte.

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

- Ordinance No. No. 501: “An Ordinance instituting the retention and continued service of Barangay Health Workers in the Municipality of Babatngon, Leyte.”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 447(a)(1)(viii)¹ of the Local Government Code of 1991 (R.A 7160) in consonance with Section 76² subject to Civil Service rules and regulations. Hence, we recommend 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 the 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
Provincial Legal Officer

¹(viii) Determine the positions and salaries, wages, allowances and other emoluments and benefits of officials and employees paid wholly or mainly from municipal funds and provide for expenditures necessary for the proper conduct of programs, projects, services, and activities of the municipal government;

² Section 76. Organizational Structure and Staffing Pattern. - Every local government unit shall design and implement its own organizational structure and staffing pattern taking into consideration its service requirements and financial capability, subject to the minimum standards and guidelines prescribed by the Civil Service Commission.

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
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OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
09 July 2025

Province of Leyte
Legal Office
[Signature]
7-10-25

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein **Ordinance No. 501** of the **Municipality of Babatngon, Leyte**, entitled: **An Ordinance instituting the retention and continued service of Barangay Health Workers in the Municipality of Babatngon, Leyte.**

[Signature]
FLORINDA JILLS. UYVICO
Secretary to the Sanggunian

Republic of the Philippines
Province of Leyte
Municipality of Babatngon



OFFICE OF THE SANGGUNIANG BAYAN

09 July 2025

Honorable Leonardo M. Javier, Jr,
Vice Governor and Presiding Officer, and

The Honorable Members
Sangguniang Panlalawigan
Province of Leyte
Legislative Bldg., Capitol Grounds
Tacloban City

SANGGUNIANG PANLALAWIGAN



Dear Honorable Ladies and Gentlemen,

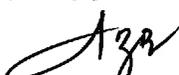
Respectfully endorsed to the Honorable Sangguniang Panlalawigan of Leyte is **ORDINANCE NO. 501** entitled: **"AN ORDINANCE INSTITUTING THE RETENTION AND CONTINUED SERVICE OF BARANGAY HEALTH WORKERS IN THE MUNICIPALITY OF BABATNGON, LEYTE."** Said ordinance is being forwarded to that Body for review in compliance with Section 56(a) of Republic Act 7160.

Enclosed please find the following:

1. **ORDINANCE NO. 501**
2. **Certificate of Posting**

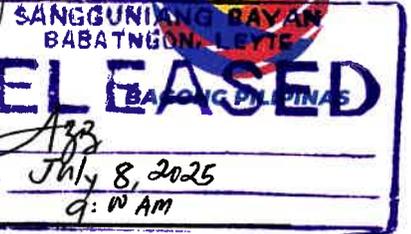
Please find them in order and praying for your favorable action thereof.

Very truly yours,


ALMA A. BALDOMAR
Secretary II
Secretary to the Sanggunian-designate

Enclosed:
As stated





OFFICE OF THE SANGGUNIANG BAYAN

EXCERPT FROM THE MINUTES OF THE 148th REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BABATNGON, LEYTE HELD ON THE 23rd DAY OF JUNE 2025 AT THE SB SESSION HALL, LEGISLATIVE BUILDING, BABATNGON, LEYTE.

MAYOR'S OFFICE
BABATNGON, LEYTE

RECEIVED

ORDINANCE NO. 501

BY: *[Signature]*
DATE: *July 8, 2025*
TIME: *9:00 AM*

AN ORDINANCE INSTITUTING THE RETENTION AND CONTINUED SERVICE OF BARANGAY HEALTH WORKERS IN THE MUNICIPALITY OF BABATNGON, LEYTE.

SANGGUNIANG PANLALAWIG



AUTHOR: Hon. ALEX VELOSO BELLO
Sangguniang Bayan Member

CO-AUTHOR: Hon. Christian C. Lawsin; Hon. Kemuel Rue M. Corsiga
Hon. Ildefonso B. Odon; Hon. Federico P. Elizaga, Jr.; Hon. Hilarion S. Menzon
ABC Pres. Edgardo Y. Morden; SK Federation Pres. Jude Lemwel B. Vethimvas

PROVINCE OF LEYTE

WHEREAS, Republic Act No. 11223 or the Universal Health Care (UHC) Act provides that the Department of Health (DOH) and the Local Government Units (LGUs) shall endeavor to provide a health care system that shall afford every Filipino a primary care provider. Hence, the State shall ensure an adequate and equitable number of human resources for health at all levels, including the Barangay Health Workers (BHWs), to assist in the delivery of comprehensive and quality health care services;

WHEREAS, the BHWs have evolved to become an essential component of the nation's health workforce, especially in the light of the COVID-19 pandemic and other health calamities as members of the Barangay Health Emergency Response Team (BHERT);

WHEREAS, BHWs as primary care workers are indispensable human resources towards the progressive realization of the UHC Act by serving as Community mobilizers, educators, and health care service providers;

NOW, THEREFORE, be it **ORDAINED** by the Sangguniang Bayan of the Municipality of Babatngon, Leyte, in session assembled:

SECTION 1. TITLE. This ordinance shall be known as "Ordinance Instituting the Retention and continued service of Barangay Health Workers in the Municipality of Babatngon."

SECTION 2. THE MUNICIPALITY'S POLICY. The Municipality adheres to the declared policy of the State as provided in Section 2 of Republic Act No. 7883, otherwise known as the "Barangay Health Workers' Benefits and Incentives Act of 1995". The Municipality likewise recognizes the work of the Barangay Health Workers as a property right within the contemplation of the 1987 Philippine Constitution which therefore necessitates its care and protection.

SECTION 3. DEFINITION OF TERMS

1. Barangay Health Workers (BHWs) refer to those who have undergone training programs under any accredited government and non- government organization and who voluntarily render primary health care services in the community after having been accredited to function as such by the Local Health Board in accordance with the guidelines promulgated by the DOH.

[Handwritten signatures and notes on the right margin]



2. Barangay Health Aide/Health Care Assistant (BHA/BHCA) provides direct personal care and assistance with activities of daily living to patients and residents in a variety of health care settings such as hospitals, clinics, and residential nursing care facilities
3. BHW Registration and Accreditation Committee (BHW-RAC) refers to a committee that may be created by the LHB to facilitate the registration and accreditation of BHWs. In order for a BHW to be entitled to benefits and incentives, he/she shall register with the LHB in which they render service. A copy of such shall be provided to the DOH.
4. Local Health Board (LHB) refers to an advisory body on health at the Provincial, City, and Municipal Level mandated to safeguard the registration and accreditation process of BHWs and to review and approve of every incentive for the BHWs requiring the expenditure of local funds.

SECTION 4. GENERAL GUIDELINES

- A. The Municipality of Babatngon shall afford protection to BHWS, as part of the human resources critical in the delivery of devolved health services, against termination without due process as deliberated within their respective LHBs (Section 76 of RA No. 7160; Section 5, Rule II of RA No. 7883 IRR). This is to ensure the continuation of basic services in the community and in recognition of the trainings and resources provided to registered and/or accredited BHWs in the LGU.
- B. The LHBs, through the BHW-RAC, of the municipality of Babatngon shall facilitate the registration and accreditation of BHWs. Once the BHW is registered and/or accredited, the services he/she provides shall be monitored by the LHB (Section 5, Rule II of RA No. 7883 IRR). In addition, accredited BHWS who are actively and regularly performing their duties shall be entitled to the benefits and incentives as stated in Rule VII of RA No. 7883 IRR.
- C. Any Complaints or disputes related to this Ordinance shall be resolved at the level of the municipal government of Babatngon (if the subject of the grievance is the barangay LGU) or at the provincial government of Babatngon (if the subject of the grievance is municipal government of Babatngon). Alternatively, the Municipal Government of Babatngon may adopt an already existing grievance machinery for the BHWs or may refer to the provisions of RA No. 9285 or Alternative Dispute Resolution Act of 2004 and its IRR.

SECTION 5. SPECIFIC GUIDELINES

- A. The LHB, through the municipal health office, shall formulate and implement policies, programs or specific strategies that shall afford protection to the BHWs including but not limited to the criteria/ process for discontinuation of services and in cases of complaints and grievances.
- B. The LHB shall initiate and facilitate orientations and/or meetings with the Punong Barangay, BHW Federation representatives, BHW Coordinators, and other stakeholders (as applicable) to ensure that the appropriate local policies are issued and implemented depending on the need of the Municipality Babatngon.
- C. The LHBS shall facilitate the registration and accreditation of BHWs. The BHW-RAC shall be composed of the following (Section 1, Rule III, IRR of RA No. 7883):

Chairman: Municipal Health Officer (MHO)
Members: SB Chair-Committee on Health
LHB President
Non-Government Organization (NGO)
People's Organization (PO) implementing community-based health or health-related programs;
President of the Municipal BHW Federation; and,
DOH Representative to the LHB.

Membership of the BHW-RAC may be expanded by the LHB, depending on need. In case of absence or pending creation of the BHW-RAC, the LHB shall facilitate the registration and/or accreditation of BHWs by providing and/or coordinating the required trainings for eligible BHWS.

- D. To qualify for registration, the applicant must:
 1. Have completed the DOH basic training for BHWs conducted by an accredited government agency or NGO;
 2. Be at least 18 to 50 years of age as of the date of the filing of the application for registration:



3. Have rendered voluntary primary health care services for at least one (1) year immediately preceding the date of filing of application for registration in his/her barangay as certified by the Rural Health Midwives (RHM) assigned to his/her barangay, or by a duly authorized representative of an NGO operating in barangay who has personal knowledge about the BHWS performance and by the head of his/her BHW Association (BHWA): and,
4. Have a medical certificate as proof of Fit to Work Status.

The following Supporting documents shall be submitted to the municipal health board or to the BHW-RAC for application evaluation and decision, posting and issuance of the certificate of registration (Rule II, IRR of RA No. 7883)

1. A duly accomplished registration form;
2. Birth Certificate or any official document in support of declared age;
3. A certificate of completion of the BHW Basic Training Course;
4. A certificate from the RHM or from a duly authorized representative of an NGO and the head of the BHWA about the applicant BHWs service record stating that he/she has personal knowledge about the BHW having rendered voluntary primary health care service in his/her barangay for at least one (1) year immediately preceding the date of the filing of the application for registration;
5. A medical certificate duly signed by a government physician; and,
6. Punong Barangay's certificate attesting to the BHWs residence in the barangay being served.

E. The LHB shall see to it that the total number of registered BHWS shall not exceed one percent (1%) of the total population of the municipality (Section 2, Rule II, IRR of RA No. 7883). Further, the BHW must register annually with the LHB.

F. To qualify for accreditation, the BHW must:

1. Be registered in accordance with the guidelines on Section 5.D of this Ordinance: and,
2. Has actively rendered voluntary primary health care services in his/her locality for at least three (3) years immediately prior to the filing of application for accreditation.

The following supporting documents shall be submitted to the municipal health board or the BHW-RAC for application evaluation and decision, posting and issuance of the certificate of accreditation (Rule IV, IRR of RA 7883):

1. A duly accomplished application form for accreditation;
2. A certificate of registration for the year of application for accreditation; and,
3. An accomplishment report for the past three (3) years as certified by the RHM assigned to the community where the BHW rendered voluntary primary health care service; or by a duly authorized representative of an NGO operating in the community, and by the head of the BHWA.

G. The LHB shall act on the complaints filed regarding the discontinuation of services of BHWs that are registered and/or accredited with the LHB. If the cause of termination is not justified as deliberated in the LHB, the BHW may be temporarily assigned to another nearby barangay or health facility based on the discretion of the LHB.

SECTION 6. ROLES AND RESPONSIBILITIES

A. Municipal Government

- a. Supervise the strict implementation of DILG-DOH JMC No. 2023-01 and other related laws and regulations within their respective jurisdictions;
- b. Accord protection for BHWs from unjust and arbitrary dismissal or harassment by instituting proper guidelines and mechanisms wherein BHWs are accorded due process and redress of their grievances, among others;
- c. Provide full support to the BHWs in the performance of their functions and continuing development (e.g.. incentives, trainings, etc.);
- d. Issue enabling policy/ies (i.e.. Executive Order) and propose local legislative measures to the Sanggunian in support of DILG-DOH JMC No. 2023-01;
- e. Shall ensure to deploy only those LHB accredited and registered BHWS to their component barangays and shall afford protection to ensure the continuity of their services;
- f. Ensure participation and attendance of registered/accredited BHWs in trainings, seminars or similar activities;



- g. Require BHWs to submit a Post Activity Report for every training seminar and/ or related activities attended; and,
- h. Ensure that the total number of registered BHWs shall not exceed one percent (1%) of the population of the municipality based on the ideal ratio (i.e. one BHW per 20 households) of BHW to the number of households as determined by the DOH.

B. Barangay

- a. Comply with the provisions of this Ordinance and/or other related policies issued by the DILG and/or DOH;
- b. Assist the appointed BHWs to be registered and accredited by the LHB;
- c. Submit the profiles of BHWs to DILG Municipal Office, using the prescribed BOIS form, including the copy of the Ordinance as basis for encoding or updating in the system;
- d. Ensure attendance and participation of BHW in related trainings, seminars, orientation or similar activities; and,
- e. Shall provide voluntary support to the concerned BHWs deployed by the municipality, in any form needed to enable them to carry out their duties, roles and responsibilities. Honorarium or allowances may be provided subject to the budgetary limitations on personal services prescribed under Title Five of RA No. 7160.

C. Local Health Board

- a. Safeguard the registration and accreditation process;
- b. Evaluate and take necessary action on the BHW's application for registration and accreditation;
- c. Ensure that the board decision made on BHW's registration and accreditation is reflected in a board resolution or in the minutes of the meeting;
- d. Issue certificate of registration and/or accreditation to qualified BHWs;
- e. Review and approve every incentive or benefit for the BHW requiring the expenditure of local funds to ensure that only deserving BHWs get the same;
- f. Recommend benefits and appropriation of funds for BHWs from local government;
- g. Provide an official copy of the local BHW registry to the DOH, and also to provide a list of registered and accredited BHWs with good standing to the barangay captain;
- h. Monitor the provision of services by registered and accredited BHWs.
- i. Register and accredit BHWs including those who were appointed by the Punong Barangay, upon their compliance with items D and F of the Specific Guidelines of this ordinance;
- j. Conduct an investigation, deliberate within the Board, and resolve disputes related to this ordinance accordingly. If the subject of the grievance is the Punong Barangay, this shall be resolved by the municipal LHB; whereas, if the subject of the grievance is the mayor, this shall be resolved by the provincial LHB;
- k. Provide technical assistance to their respective Sanggunian, in accordance with the standards and criteria set by the DOH and DILG, the enactment of ordinances and/or formulation of local policies for the holistic welfare of the BHWs; and,
- l. Create committees (e.g., BHW RAC, or other similar committees) that shall advise local health agencies on matters, particularly on the continued service of the BHWs, grievances and complaints, operations review, and similar functions.

D. Municipal Health Office

- a. Facilitate the registration and accreditation of BHWs within their LGU;
- b. Ensure the provision of continuous capacity development as referenced from DOH training for BHWs and regular training needs assessment of BHWs;
- c. Ensure technical and managerial oversight of the BHWs with regard to the implementation of health programs, services, and activities at the community level;
- d. Ensure participation of BHWs in health-related activities in their localities;
- e. Prepare and maintain the local registry in their localities; and,
- f. Provide technical guidance to BHWs through the Rural Health Unit (RHU) in the delivery of primary health care services.

SECTION 7. SANCTIONS AND LIABILITIES. Failure by the concerned local officials to perform their respective roles and responsibilities as stated under existing laws, such as Republic Act No. 7883 or the "Barangay Health Workers' Benefits and Incentives of 1995"; Republic Act No. 11223, or the "Universal Health Care Act"; and their Implementing Rules and Regulations may be grounds for the institution of the proper administrative sanction, including the issuance of a show cause order and conduct of further investigation.



OFFICE OF THE SANGGUNIANG BAYAN

SECTION 8. SEPARABILITY CLAUSE. If for any reason, any provision of this ordinance shall be held unconstitutional or not valid by any court of competent jurisdiction, such judgment shall not affect or impair the other provisions or part thereof which shall continue to be in force and in effect.

SECTION 9. REPEALING AND AMENDATORY CLAUSE. All municipal ordinances, resolutions, rules, and regulations or any part thereof which are in conflict with or inconsistent with the provisions of this ordinance are hereby repealed and/or modified accordingly.

SECTION 10. EFFECTIVITY. This ordinance shall take effect after twenty-one days upon its approval and posting in three conspicuous public places.

ENACTED and APPROVED this 23rd day of June 2025 at Babatngon, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing ordinance.

ALMA A. BALDOMAR
Secretary II
Secretary to the Sanggunian-Designate

ATTESTED:

HON. ROSARY PEARL G. CATUDIO
Municipal Vice-Mayor and
Presiding Officer

HON. CHRISTIAN C. LAWSIN
Sangguniang Bayan Member

HON. KEMUEL RUE M. CORSIGA
Sangguniang Bayan Member

(Vacation Leave)

HON. KARL JOMAR L. EMBANA
Sangguniang Bayan Member

HON. ILDEFONSO B. ODON
Sangguniang Bayan Member

HON. FEDERICO P. ELIZAGA, JR.
Sangguniang Bayan Member

HON. HILARION S. MENZON
Sangguniang Bayan Member

HON. ALEX V. BELLO
Sangguniang Bayan Member

HON. EDGARDO Y. MORDEN
President
Liga ng mga Barangay

HON. JUDE LEWEL B. VETHIMVAS
President
Pambayang Pederasyon ng
Sangguniang Kabataan

APPROVED:

HON. ELEONOR B. LUGASIN
Municipal Mayor

Date: 07 July 2025



OFFICE OF THE SANGGUNIANG BAYAN

CERTIFICATION

TO WHOM THIS MAY CONCERN:

This is to certify that POSTING in prominent places in the Municipal Hall and some conspicuous places in the locality was undertaken starting 08 July 2025 and copies of said ordinance shall remain posted for three (3) consecutive weeks, pursuant to Sec. 59 (b) of Republic Act 7160, in relation to hereunder ordinance, to wit:

1. **ORDINANCE NO. 501 – AN ORDINANCE INSTITUTING THE RETENTION AND CONTINUED SERVICE OF BARANGAY HEALTH WORKERS IN THE MUNICIPALITY OF BABATNGON, LEYTE.**

Made this 8TH day of July 2025 at Babatngon, Leyte.

A handwritten signature in black ink, appearing to read "Aza".

ALMA A. BALDOMAR
Secretary II
Secretary to the Sanggunian-designate

