

Item No.: 19
Date: 16 2025 SEP



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

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PROVINCIAL LEGAL OFFICE

Sangguniang Panlalawigan
Province of Leyte
RECEIVED
Date: SEP 09 2025
By: [Signature]

2nd INDORSEMENT
August 20, 2025

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No. 2025-012 of the Sangguniang Bayan of Calubian, Leyte.

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

- Ordinance No. 2025-012 entitled: “An Ordinance Amending section 6 of Municipal Ordinance No. 2023-09”

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office opines that the subject Ordinance is, in general, within the legislative authority of the Sangguniang Bayan to repeal/amend its prior acts either expressly or by the passage of an essentially inconsistent resolution¹, subject to the availability of funds and to usual accounting and auditing 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 (Constantino vs. Desierto, 288 SCRA 654) April 13, 1998

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-o0o-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
30 July 2025



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2025-012** of the **Municipality of Calubian, Leyte**, entitled: **An Ordinance amending Section 6 of the Municipal Ordinance No. 2023-09, entitled: An Ordinance implementing the utilization of PhilHealth TB-DOTS benefit package receipts and accruing to the Trust Fund of the Local Government Unit (LGU) of Municipality of Calubian, Leyte, as amended, previously amending Municipal Ordinance No. 2023-05.**


FLORINDA JILL S. UYVICO
Secretary to the Sanggunian



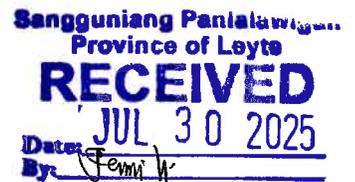
Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian
-oOo-

OFFICE OF THE SANGGUNIANG BAYAN

July 29, 2025

HON. LEONARDO M. JAVIER, JR.

Provincial Vice Governor, Presiding Officer; and
The Honorable Members of the Sangguniang Panlalawigan
Province of Leyte
New Leyte Provincial Capitol
Palo, Leyte



THRU: MS. FLORINDA JILL S. UYVICO

Provincial Government Department Head
Secretary to the Sanggunian
Province of Leyte

Dear Honorable Ladies/ Gentlemen:

Good day!

We are respectfully forwarding *fifteen (15) copies* of the following Municipal Ordinances and its supporting attachments for favorable review and approval of the Honorable Sangguniang Panlalawigan of Leyte, to wit:

1. **Municipal Ordinance No. 2025-008:** An Ordinance on Collection of Corresponding Barangay Clearance Fee in the Application for any Business Related Transactions
2. **Municipal Ordinance No. 2025-009:** An Ordinance To Ensure an Effective Implementation To Regulate and Address Noise Pollution within the Municipality of Calubian, Leyte.
3. **Municipal Ordinance No. 2025-010:** An Ordinance Amending and Revising Municipal Ordinance No. 2024-23 of Calubian, Leyte Entitled: "An Ordinance Regulating the Holding of Discos and Benefit Dances", lowering the penalties to be imposed thereto.
4. **Municipal Ordinance No. 2025-011:** An Ordinance Amending And Revising Municipal Ordinance No. 2024-24 Of Calubian, Leyte Entitled: "An Ordinance Amending Section 5a.07 Of Municipal Ordinance No. 2023-01 Entitled "An Ordinance Revising The Municipal Revenue Code Of Calubian, Leyte, lowering the penalties to be imposed thereto.
5. **Municipal Ordinance No. 2025-012:** An Ordinance Amending Section 6 of the Municipal Ordinance No. 2023-09, entitled "An Ordinance Implementing The Utilization Of PhilHealth TB-DOTS Benefit Package Receipts And Accruing To The Trust Fund Of The Local Government Unit (LGU) of Municipality of Calubian, Leyte, as amended" previously amending Municipal Ordinance No. 2023-05.

For your perusal. Please acknowledge receipt hereof.

Thank you.

Very truly yours,

ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDHT (Secretary to the Sanggunian)



OFFICE OF THE SANGGUNIANG BAYAN

MINUTES OF THE ONE HUNDRED THIRTY FIRST (131st) REGULAR SESSION OF THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE HELD ON JUNE 23, 2025 AT THE SB SESSION HALL, LEGISLATIVE BUILDING.

PRESENT:

- | | |
|--|---------------------|
| <i>Vice Mayor Anna Love Veloso – Laurente</i> | - Presiding Officer |
| <i>SB Member Jullian Marc A. Batiancela</i> | - Member |
| <i>SB Member Noel G. Eamiguel</i> | - Member |
| <i>SB Member Eugenio A. Ching, Jr.</i> | - Member |
| <i>SB Member Ester P. Lubiano</i> | - Member |
| <i>SB Member Julia E. Halichic</i> | - Member |
| <i>SB Member Benjamin A. Calbitaza</i> | - Member |
| <i>SB Member Alyza F. Nierras</i> | - Member |
| <i>SB Member Lucita A. Palconit</i> | - Member |
| <i>Liga ng mga Barangay Pres. Alfredo M. Casas</i> | -Member |
| <i>SK Fed. Pres. Carl Ernest D. Ponce</i> | - Member |

ORDINANCE NO. 2025-012

AN ORDINANCE AMENDING SECTION 6 OF THE MUNICIPAL ORDINANCE NO. 2023-09, ENTITLED “AN ORDINANCE IMPLEMENTING THE UTILIZATION OF PHILHEALTH TB-DOTS BENEFIT PACKAGE RECEIPTS AND ACCRUING TO THE TRUST FUND OF THE LOCAL GOVERNMENT UNIT (LGU) OF MUNICIPALITY OF CALUBIAN, LEYTE, AS AMENDED” PREVIOUSLY AMENDING MUNICIPAL ORDINANCE NO. 2023-05.

INTRODUCED BY: COMMITTEE ON HEALTH, DISASTER AND RISKS REDUCTION MANAGEMENT

HON. EUGENIO A. CHING, JR.

HON. NOEL G. EAMIGUEL

HON. BENJAMIN A. CALBITAZA

HON. JULLIAN MARC A. BATIANCELA

WHEREAS, the Municipality of Calubian, Leyte, recognized the need to strengthen its public health programs, particularly in the prevention, diagnosis, treatment, and control of tuberculosis (TB) through the Directly Observed Treatment, Short-course (TB-DOTS) strategy;

WHEREAS, the Philippine Health Insurance Corporation (PhilHealth) provides a TB-DOTS Benefit Package services;

WHEREAS, the Sangguniang Bayan of Calubian, Leyte previously enacted Ordinance No. 2023-09, to institutionalize the utilization of said benefit package receipts and ensure accountability and transparency in its use;

WHEREAS, there is a need to amend Section 6 of the above-mentioned Municipal Ordinance on the Sharing of the PhilHealth TB DOTS Benefit Package Receipts, to improve the mechanism for allocation, utilization, monitoring, and reporting of the PhilHealth TB-DOTS fund to further enhance service delivery and sustainability of the program;

WHEREAS, Doctor Cyril Ian A. Alombro, Municipal Health Officer, endorsed on June 13, 2025 the approval and adoption of the Local Health Board (LHB) Resolution Amending and

[Signature]
HON. JULLIAN MARC A. BATIANCELA
SB Member

[Signature]
HON. BENJAMIN A. CALBITAZA
SB Member

[Signature]
HON. EUGENIO A. CHING, JR.
SB Member

[Signature]
HON. ALYZA F. NIERRAS
SB Member

[Signature]
HON. ESTER P. LUBIANO
SB Member

[Signature]
HON. LUCITA A. PALCONIT
SB Member

[Signature]
HON. JULIA E. HALICHIC
SB Member

[Signature]
HON. CARL ERNEST D. PONCE
SK Federation President

[Signature]
HON. ALFREDO M. CASAS
Liga ng mga Barangay Pres.

Authorizing the Implementation of the Utilization of Philhealth Maternity Care Package Receipts and Accruing to the LGU Trust Fund of the Municipality of Calubian, Leyte, for approval and adoption before the Honorable Sanggunian, which was endorsed by the Chairman on June 16, 2025;

WHEREAS, it is the policy of the Municipality of Calubian to ensure that management of TB DOTS program is effectively and efficiently undertaken through a PhilHealth accredited facilities and the Millenium Development Goals for TB is achieved;

NOW, THEREFORE, on motion of SB Member Hon. Eugenio A. Ching, Jr., duly seconded by Hon. Julia E. Halichic, Hon. Jullian Marc A. Batiancela, and the Majority of all the Sangguniang Bayan members present;

BE IT ORDAINED BY THE SANGGUNIANG BAYAN OF CALUBIAN, LEYTE, in a session assembled, **THAT**:

Section 1. TITLE. This Ordinance shall be known as “An Ordinance Amending Section 6 of the Municipal Ordinance No. 2023-09, entitled “An Ordinance implementing the utilization of PhilHealth TB-DOTS benefit package receipts and accruing to the trust fund of the Local Government Unit (LGU) of the Municipality of Calubian, Leyte, as amended” previously amending Municipal Ordinance No. 2023-05”

Section 2. AMENDMENT. Section 6 of Municipal Ordinance No. 2023-09 is hereby amended as follows:

Section 6. SHARING OF THE PHILHEALTH TB DOTS BENEFIT PACKAGE RECEIPTS. *The LGU of Calubian, Leyte shall create and maintain a Trust Account solely for PhilHealth TB DOTS Benefit Package Receipts trust fund in compliance with PhilHealth Circular No. 014, s. 2014:*

1. **40 % of the receipts shall be the facility fee and Other Fees. The 40% breakdown shall be as follows:**

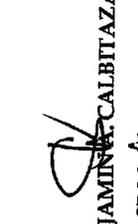
10%	Assistance for TB patients referred for GenXpert/ Referral of patient to higher centers in cases of MDRTB
30%	Quality Assurance for Sputum Microscopy (e.g. maintenance of microscope, etc.) including medical waste management for infection control
10%	Purchase of supplies/ materials needed for processing of samples
40%	Contingency purchases for CAT 2/ TB in children and for TB Drugs
10%	Accredited DOH-deployed Doctor to the Barrios (DTTB)

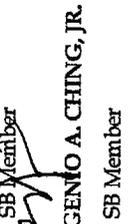
2. **60% of the receipts shall be the service incentive of Calubian Rural Health Unit staff who are involved in the delivery of health service for TB including treatment partners. The 60% breakdown shall be as follows:**

13%	Accredited Referring Physician/ Municipal Health Officer
15%	Accredited Medical Technologist
12%	Accredited Nurses/ PHNs
50%	Accredited Midwives and other support staff (NDPs, RSI, IT IS, etc.)
10%	Incentives for Barangay Health Workers, Informal Laboratory workers, Ambulance Drivers, and PhilHealth Encoder

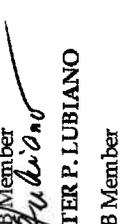
Section 3. Repealing Clause. — All ordinances, resolutions, executive issuances, or rules and regulations, or parts thereof, which are inconsistent with or contrary to the provisions of this Ordinance, are hereby deemed repealed, amended, or modified accordingly.


 HON. JULLIAN MARC A. BATIANCELA
 SB Member


 HON. BENJAMIN CALBITAZA
 SB Member

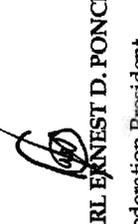

 HON. EUGENIO A. CHING, JR.
 SB Member


 HON. ALIZA FERRERAS
 SB Member


 HON. ESTER P. LUBIANO
 SB Member


 HON. LUCITA A. FALCONIT
 SB Member


 HON. JULIA E. HALICHIC
 SB Member


 HON. CARL ERNEST D. PONCE
 SK Federation President


 HON. ALFREDO M. CASAS
 Liga ng mga Barangay Pres.

Section 4. Applicability Clause. — The provisions of existing ordinances, resolutions, or executive orders dealing with related subject matter which are not contradictory with this Ordinance, are hereby adopted as an integral part of this Ordinance.

Section 5. Separability Clause. — If for any reason, any section, or provisions of this Ordinance is held unconstitutional or invalid, the other sections or provisions hereof shall not be affected thereby.

Section 6. Effectivity Clause. — This Ordinance shall take effect immediately upon approval of the Municipal Mayor, unless otherwise provided by the Honorable Sangguniang Panlalawigan of Leyte.

Approved.

Ordinance No. 2025-012

APPROVED, this 23rd day of June, 2025 at Calubian, Leyte.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDHI (Secretary to the Sanggunian)

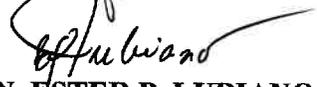
ATTESTED BY:


HON. ANNA LOVE VELOSO-LAURENTE
Presiding Officer


HON. JULIAN MARC A. BATIANCELA
SB Member


HON. NOEL G. EAMIGUEL
SB Member


HON. EUGENIO A. CHING, JR.
SB Member


HON. ESTER P. LUBIANO
SB Member


HON. JULIA F. HALICHIC
SB Member


HON. BENJAMIN A. CALBITAZA
SB Member

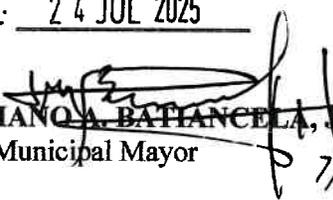

HON. LUCITA A. PALCONIT
SB Member


HON. ALIZA F. NIERRAS
SB Member


HON. ALFREDO M. CASAS
Liga ng mga Barangay Pres.


HON. CARL ERNEST D. PONCE
SK Federation President

APPROVED:
Date: 24 JUL 2025


HON. MARCIANO A. BATIANCELA, JR.
Municipal Mayor



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Calubian

OFFICE OF THE SECRETARY
TO THE SANGGUNIANG BAYAN
sbsec0813.mgocalubian@gmail.com



CERTIFICATE OF POSTING

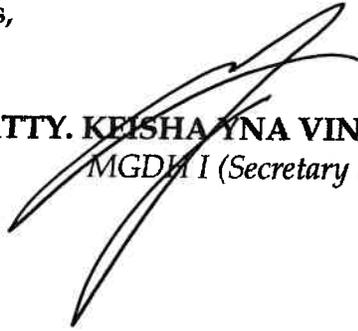
TO WHOM THIS MAY CONCERN:

THIS IS TO CERTIFY THAT the Municipal Ordinance No. 2025-012, entitled: "An Ordinance Amending Section 6 of the Municipal Ordinance No. 2023-09, entitled "An Ordinance Implementing The Utilization Of PhilHealth TB-DOTS Benefit Package Receipts And Accruing To The Trust Fund Of The Local Government Unit (LGU) of Municipality of Calubian, Leyte, as amended" previously amending Municipal Ordinance No. 2023-05." was posted on the Bulletin Board of the Sangguniang Bayan on July 28, 2025 and other conspicuous places in the Municipality of Calubian, Leyte, and it will remain posted therein for three (3) consecutive weeks.

THIS CERTIFICATION is issued in compliance with ARTICLE 114 of the Implementing Rules and Regulations of Regulations of Republic Act No. 7160.

ISSUED the 28th day of July, 2025 at the Municipality of Calubian, Leyte.

Very truly yours,


ATTY. KEISHA YNA VINEE V. RAMIREZ
MGDI I (Secretary to the Sanggunian)