

TANGGAPAN NG SANGGUNIANG BAYAN  
4<sup>th</sup> REGULAR SESSION  
February 5, 2014

**RESOLUTION NO. 024-14**

Authored and Sponsored by: **HON. LOLITA P. LEGASPI**

Co-Sponsored by: Hon. Alexis C. Almendras – *Vice-Mayor*  
Hon. Mila M. Lim  
Hon. Alvin Rey C. Almendras  
Hon. Alan B. Angub  
Hon. Fernando C. Ugdoracion  
Hon. Ronald R. Cruda  
Hon. Jaime G. Lao, Jr.  
Hon. Michelle O. Orpilla  
Hon. Carolino A. Ruiz

**ENACTING AN ORDINANCE PRESCRIBING GUIDELINES ON  
THE OPERATION THE BIRTHING CLINIC OF STA. CRUZ,  
DAVAO DEL SUR AND DEFINING ITS FUNCTIONS,  
OPERATIONS AND ADMINISTRATION THEREOF**

**WHEREAS**, based on research and studies, a number of mothers die of pregnancy-related causes every day, most of these deaths could have been avoided in a properly functioning health care delivery system;

**WHEREAS**, since health is a right and a core of concern and development, it is imperative for the LGU to devise means in order for the birthing mothers to have easy access to affordable but safe birthing homes in order to reduce maternal and infant mortality;

**WHEREAS**, the local government units nationwide are mandated by law to provide efficient and effective basic services and facilities that will upgrade the quality of community life that includes health and social welfare programs and projects on primary health care, maternal and child care, child and youth welfare, women's welfare, elderly and disabled persons welfare, nutrition services and reproductive health and family planning;

**WHEREAS**, pursuant to Section 16 of RA 7160 which mandates that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, and those which are essential to the promotion of the general welfare;

**WHEREAS**, LGUs are also called upon to implement the Maternal, Newborn, Child Health and Nutrition (MNCHN) Strategy of the Department of Health which calls for coordinated actions with the end goal of improving women and children's health and consequently affecting a rapid reduction in the maternal, newborn and child mortalities towards attaining Millennium Development Goals (MDGs) of the Philippines No. 4 and 5 within the set time frame;

**WHEREAS**, after a lengthy deliberation on the matter, the august body decided to pass an ordinance for the operations of the municipal birthing facility;

**WHEREFORE**, on motion of Hon. Lolita P. Legaspi, unanimously seconded by the members present, it was

**RESOLVED**, as it hereby resolved by the Sangguniang Bayan of Sta. Cruz, Davao del Sur, assembled in session to enact the following ordinance to wit:

**AN ORDINANCE PRESCRIBING GUIDELINES ON THE  
OPERATION OF THE BIRTHING CLINIC OF STA. CRUZ,  
DAVAO DEL SUR AND DEFINING ITS FUNCTIONS,  
OPERATIONS AND ADMINISTRATION THEREOF**

Be it ordained by the Sangguniang Bayan of Sta. Cruz, Davao del Sur in session, assembled that:

**Section 1. Title** - This ordinance shall be known as an “Ordinance Prescribing Guidelines on the Operation of the Birthing Clinic of Sta. Cruz, Davao del Sur and Defining its Functions, Operations and Administration”.

**Section 2. Purpose** - To provide pregnant mothers with adequate and affordable basic emergency obstetric and newborn care and encourage women deliver their babies in birthing facilities.

**Section 3. Definition of Terms** – As used in this ordinance the following shall mean:

- 3.1 **Age of gestation** – number of weeks of the baby inside the mother’s womb based on the first day of the last menstrual period
- 3.2 **Birthing Clinic** – a facility managed by MHO that provides maternity service on pre-natal and post-natal care, normal spontaneous deliveries and care of newborn babies.
- 3.3 **Full term Pregnancy** – pregnancy with age of gestation from 37 to 41 weeks
- 3.4 **Newborn Care** – care for newborn baby which includes cord care, thermal care, eye prophylaxis, initiation to breastfeeding, BCG and Hepatitis B immunization and newborn screening
- 3.5 **Normal Spontaneous Delivery** – spontaneous expulsion of full-term baby in presentation through vaginal opening
- 3.6 **Prenatal care** – care for pregnant women having monthly prenatal visits from the first week to the seventh month of gestation, twice a month at eight month and weekly during the ninth month of gestation.
- 3.7 **Post partum care** – care for the mother who has newly delivered a newborn baby.
- 3.8 **Skilled birth attendant** – refers to licensed physicians, nurses or midwives handling birth deliveries.
- 3.9 **Traditional birth attendants (TBA)** – are independent, non-formally trained and community based providers of care during pregnancy, childbirth and neonatal period. Under MNCHN strategy, they are made part of the formal health system as members of the Community Health Teams and serve as advocates of skilled health professional care.
- 3.10 **Women’s Health Team** – a team composed of doctors, midwives, nurses, volunteer health workers and paltera in charge of pregnancy tracking, assisting pregnant women, prepare birth plan actual delivery or referring them to health facility for delivery whose primary responsibility is to ensure that all pregnant women in the community, especially the poor are adequately served and lead the effort in convincing mothers to shift from home birth to facility or hospital birth.
- 3.11 **Circulating RHM** – midwife in-charge of preparing the medical supplies and in-charge of monitoring the progress of labor of the pregnant mother.
- 3.12 **PHIC** – Philippine Health Insurance Corporation.

**Section 4. Coverage** - The birthing clinic shall serve those who have regular prenatal records in the health center within the territorial jurisdiction of the Municipality of Sta. Cruz. It may cater also to residents and non-residents of the municipality without prenatal records in extreme and emergency cases only.

**Section 5. Regulatory Clause**

- 5.1 All pregnant mothers with or without Philhealth coverage are mandated to deliver their babies at any birthing clinic or other health care facilities in or outside the municipality which has the capability of handling baby deliveries.
- 5.2 Traditional Birth Attendants (TBAs) are prohibited to perform home deliveries but may only assist in bringing the pregnant mother to the nearest facilities capable of handling deliveries and may also assist during deliveries with the presence of the skilled birth attendants.
- 5.3 Midwives are likewise prohibited from performing home deliveries which the purpose of which is to safeguard the life of the mother and the infant since not all, obstetrical complications are neither predictable nor avoidable but can be treated if detected early.
- 5.4 Delivery and postpartum care shall be assisted by skilled birth attendants.

## **Section 6. Operations, Supervision and Control of the Facility**

- 6.1 The operations of the birthing clinic shall be 24 hours daily which shall be managed by employed registered midwives under the supervision and control of the Municipal Health Officer.
- 6.2 The MHO shall assign regular personnel such as nurses and midwives to attend the pregnant mothers who will undergo deliveries. Proper sanitation and cleanliness of the facility shall be well maintained.
- 6.3 Those who have undergone regular prenatal check-ups and those who will undergo normal spontaneous vaginal delivery, in cephalic presentation shall be admitted to the facility.
- 6.4 Those with identified medical and obstetrical problems shall be referred to the hospital.
- 6.5 All newborn delivered babies shall undergo newborn screening with a minimal fee under Municipal Ordinance No. 06, series of 2010.

## **Section 7. Staffing and Management** - The birthing clinic shall be administered and operated by the Municipal Health Office personnel namely:

- 7.1 **Municipal Health Officer** shall act as the overall officer-in-charge of the said facility. The MHO shall see to it that the midwives assigned to different barangays shall not leave their area of responsibility or may not report to the facility from 8:00am to 5:00pm from Monday to Friday or they may leave their Barangay Health Station (BHS) and render services in the facility but not to exceed the 40 hours in a week, to ensure delivery of other health services to the people and also the daily delivery of other health services at the Municipal Health Center rendered to the people shall not be interrupted.
- 7.2 **Medical Doctors** who serve as consultants to assess the condition of the patient for further management.
- 7.3 **Midwives** who serve as regular personnel to attend the patient.
- 7.4 **Nurses** who serve as senior staff or team leaders of the regular personnel to attend the patient.

## **Section 8. Qualifications.** The following are the qualifications for a mother to give birth in the safe birthing facility, to wit:

- 8.1 Age: 19 to 35 years old
- 8.2 Gravida 2 to 4 without any complications from previous delivery
- 8.3 Below 10 years gap from previous delivery
- 8.4 Age of Gestation: 37 to 41 weeks
- 8.5 Single pregnancy
- 8.6 Cephalic presentation
- 8.7 Fundic height: 29 to 34 cm.

## **Section 9. Fees and Charges** - The following fees and charges shall be imposed to:

- 9.1 Philhealth Members - PHIC will reimburse the amount of P8,000.00 which shall be divided as follows:
  - 9.1.1 **P6,500.00** for birthing clinic and attendants broken down into:
    - P4,000 - Clinic

P1,000 - Physician

P1,500 - Attendants which shall broken down into the following:

P600 - Attending Rural Health Midwife

P300 - circulating RHM

P100 - Medical technologist

P300 - Nurse

P50 - Clerk

P50 - Utility Worker

P50 - Sanitary Inspector

P50 - Supply Officer

9.1.2 **P1,500.00** as prenatal fee which shall be broken down into the following:

P200 - Barangay Health Station/Rural Health Main Center of deliveries of birthing home who completed the basic requirement

P200 - TBA/BHW/CHT who assisted/referred deliveries to birthing home/facility

P200 - Birthing mother who delivered at birthing home with quality prenatal care

P100 - Medical technologist for prenatal laboratory work-up

P100 - Dentist for oral health examination during prenatal visit

P700 - operation of health facility/medicines/supplies.

9.2 Non-Philhealth Members (residents or non-residents of Sta. Cruz)

9.2.1 **P2,500.00** for the following:

P1,000 - Physician

P1,500 - Attendants which shall broken down into the following:

P600 - Attending Rural Health Midwife

P300 - circulating RHM

P100 - Medical Technologist

P300 - Nurse

P50 - Clerk

P50 - Utility Worker

P50 - Sanitary Inspector

P50 - Supply Officer

9.3 No fee shall be collected from the patient when she is to be referred to the nearest hospital. The service fee is exclusive of newborn screening and other charges.

**Section10.Special Provision.** The attending regular health personnel shall not be given overtime pay, night shift differential for her/his extra working hours, however, she/he shall receive incentives per case attended.

**Section11.Exemption** -The following are exempted from paying the fees:

11.1 Philhealth member patient and qualified beneficiary who gives birth up to 4<sup>th</sup> child.

11.2 Exceptional and meritorious cases as determined and approved by the Local Chief Executive. Non-Philhealth member who is indigent, must secure a certification from the Barangay official and Municipal Social Welfare and Development Office and should be submitted for consideration of the Local Chief Executive (LCE).

**Section12.Where to pay** - All service fee/charges payments shall be paid directly to the Municipal Treasurer's Office or to duly authorized personnel designated by the Municipal Treasurer to accept payments which in turn shall be issued an official receipt for every transaction made.

**Section13.Creation of Trust Fund** – A trust fund account shall be created where all services fees collected shall be deposited in this account.

**Section 14. Disposition of Trust Fund** – The management and disposition of the trust fund shall be governed by the following:

- 14.1 The disbursement and liquidation of the trust fund shall be in accordance with the pertinent government accounting and auditing rules and regulations.
- 14.2 A separate ledger shall be maintained by the Municipality for this purpose.
- 14.3 The following shall be charged to Trust Fund:
  - 14.3.1 All drugs, medicines and supplies necessary in the operations.
  - 14.3.2 Necessary equipment for the improvement of Birthing Clinic services.
  - 14.3.3 Fuel, oil and maintenance cost of the ambulance assigned to birthing clinic.
  - 14.3.4 Repairs and maintenance of the facility and equipments.

**Section 15. Penal Clause** - Any personnel who will violate this ordinance shall be subjected to disciplinary action in accordance with the Civil Service Commission rules and regulations or contract of employment services whichever is applicable.

**Section 16. Separability Clause** - If any provision of this ordinance or any part thereof be declared unconstitutional or invalid, other provisions or any part thereof not affected shall continue to be in full force and effect.

**Section 17. Effectivity** - This Ordinance shall take effect after its approval.

**UNANIMOUSLY APPROVED.**

CERTIFIED CORRECT:

**BENBENUTO L. CASPI, JR.**  
Secretary to the Sanggunian

ATTESTED:

**ALEXIS C. ALMENDRAS**  
Municipal Vice-Mayor  
(Presiding Officer)

APPROVED: \_\_\_\_\_

**ATTY. JOEL RAY L. LOPEZ**  
Municipal Mayor