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28 June 04
OFFICE OF THE PROVINCIAL HEALTH OFFICER
La Trinidad, Province of Benguet

FILE

Republic of the Philippines
Province of Benguet
La Trinidad

SANGGUNIANG PANLALAWIGAN OFFICE

Regular Meeting: June 9, 2004

- PRESENT:** HON. EDNA C. TABANDA, Vice Governor, Presiding Officer
 HON. CRESCENCIO C. PACALSO, Board Member
 HON. MARVIN D. ATOS, Board Member
 HON. MARCIANO T. INSO SR., Board Member
 HON. LISO L. AGPAS, Board Member
 HON. JOSEPH A. COSENTE, Board Member
 HON. WASING D. SACLA, Board Member
 HON. BENJAMIN C. SAGUID, Board Member
 HON. JOHNNY S. UY, Board Member
 HON. SARIO M. COPAS, Board Member
 HON. DANIO L. BOLISLIS, Board Member
 HON. WILLIAM H. ESTEBAN, PCL President, Member
 HON. EDDIE P. AMUASEN, Liga ng mga Brgy. Pres., Member
 HON. KRISTINE GRACE D. YUBOS, SKF President

REC. NO. _____
CIVIL SERVICE COMMISSION - CAR
REGIONAL OFFICE, BAGUIO CITY
RECEIVED
JUN 28 2004
TIME: 9:40 am

ABSENT: NONE

REGIONAL OFFICE - CAR
BAGUIO CITY
6/28/04

Provincial Ordinance No. 04-90

DECLARING THE NEW BENGUET GENERAL HOSPITAL AS AN ECONOMIC ENTERPRISE OF THE PROVINCE OF BENGUET PURSUANT TO PERTINENT PROVISIONS OF THE LOCAL GOVERNMENT CODE OF 1991, AS AMENDED, AND THE HEALTH SECTOR REFORM AGENDA OF THE NATIONAL GOVERNMENT

WHEREAS, Section 17(a) and (b)(3)(iv) of the Local Government Code of 1991, as amended, devolved among others, the powers, duties, functions, responsibilities of national agencies and offices over health services which include hospitals and tertiary health services to local government units;

WHEREAS, because of its ardent desire to upgrade and strengthen its Health Delivery Systems, the Province was able to acquire grant assistance from the Japanese Government through the Japan International Cooperation Agency (JICA);

WHEREAS, pursuant to Memorandum of Agreement entered into by and between the Japanese Government and the Benguet Provincial Government it stipulates among others, that the new Benguet General Hospital shall be fully operationalized as a second level referral 200-bed hospital in the year 2003;

WHEREAS, to fully, effectively, and efficiently operationalize the 200-bed capacity, there is a dire need for additional personnel and income, to defray personal services, as well as maintenance and other operating expenditures;

WHEREAS, to attain the foregoing, the declaration of the Hospital as an **Economic Enterprise** pursuant to Section 22 of the Local Government of 1991, as amended, is but fitting and proper if only to address the very concern the said upgraded Hospital is conceived; and

(Handwritten signatures and initials)

NOTE: IMPLEMENTING RULES ATTACHED

WHEREAS, the august Body recalled Provincial Ordinance No. 04-88 dated February 26, 2004 in order to consider suggestions from the Provincial Governor, the Provincial Health Officer and concerned citizens;

NOW THEREFORE, on motion duly seconded, be it

Enacted by the Sangguniang Panlalawigan of Benguet in session assembled:

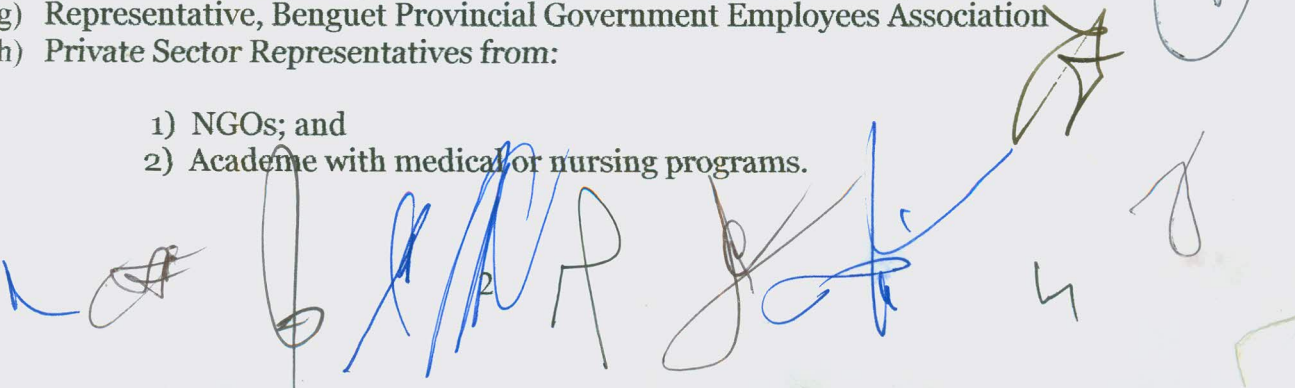
Section 1. Declaration of the New Benguet General Hospital Complex as an Economic Enterprise. The New Benguet General Hospital is hereby declared as an **Economic Enterprise** in accordance with pertinent provisions of the Local Government Code of 1991, as amended. It shall be **owned and managed** by the Provincial Government of Benguet.

Section 2. Terms of Reference on the Management of the New Benguet General Hospital Complex as an Economic Enterprise. Terms of reference on the management of the new Benguet General Hospital Complex as an **Economic Enterprise** shall be as follows:

- a) The Hospital shall be structurally and operationally transformed as an **Economic Enterprise**; Provided, however, that a **60%-40% ratio of the 200-bed capacity shall be for service ward and payward**, respectively;
- b) Hospital charges and fees shall remain at present level pursuant to the Benguet Revenue Code as amended by Ordinance No. 00-65 series 2000. Any increase thereof shall be approved by the Provincial Government upon recommendation by the Board of Directors; and
- c) An annual subsidy to the Hospital of not less than Forty Million Pesos (P40,000,000.00) shall be allocated by the Provincial Government without prejudice to additional allocation to start the operation of the upgraded Hospital; and **Provided further**, that such subsidy may cease when the Hospital becomes financially viable.

Section 3. Board of Directors. There is hereby created a Board of Directors, herein referred to as the Board, which shall be composed of nine (9) members as follows:

- a) Chairman, Provincial Finance Committee;
- b) Hospital Administrator;
- c) Provincial Health Officer;
- d) Representative, Department of Health-CAR;
- e) Representative, Philippine Medical Association (Baguio-Benguet Chapter);
- f) Representative, Philippine Nurses Association (Benguet Chapter);
- g) Representative, Benguet Provincial Government Employees Association
- h) Private Sector Representatives from:
 - 1) NGOs; and
 - 2) Academe with medical or nursing programs.

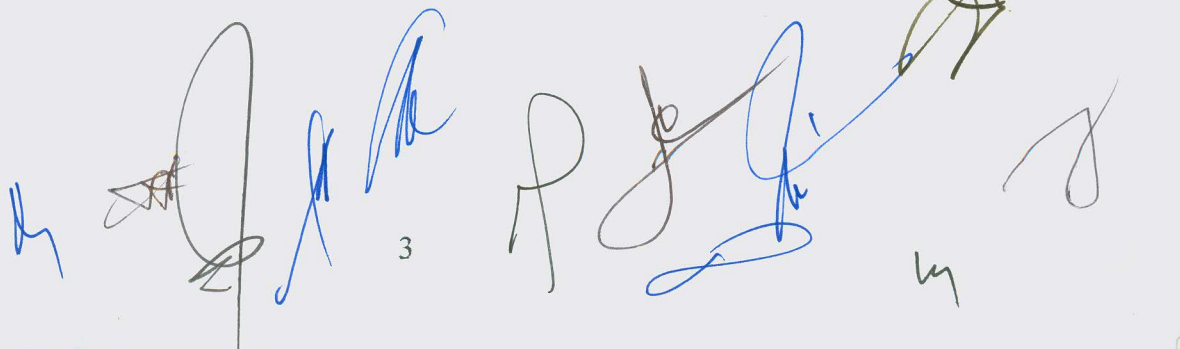


The private sector representatives shall be appointed by the Chief Executive of the Province from the three (3) recommendees of the Board from each sector. Their term of office shall be co-terminus with the appointing authority and/or until their successors shall have been appointed or unless removed earlier for cause. Recommendees shall possess at least any of the following:

- a) Experience in management;
- b) Expertise in financing;
- c) Known linkages with domestic and/or international organizations that can provide hospital or medical related resource assistance (medical expertise, equipment, technical assistance).

Section 4. Powers, Duties, Functions and Responsibilities of the Board. The Board shall exercise the following powers, duties, functions and responsibilities:

- a) Adopt and promulgate policies and guidelines governing the day to day management and operations of the New Benguet General Hospital as an **economic enterprise** in consonance with existing laws and of the provisions of this ordinance;
- b) Adopt the semi-annual, annual, medium term and long term hospital plans, programs, projects and activities;
- c) Exercise general supervision and control over the hospital operation, its facilities, personnel, properties and finances. In the exercise thereof, it shall cause the preparation of specific program/project plans and budgets with annual work and financial plans (AWFP) and monitor the implementation of the same;
- d) Ratify Memoranda of Agreements entered into by and between the Hospital, represented by the Hospital Administrator, and other parties;
- e) Submit semi-annual "Statement of Operations" to the Provincial Government or the Sangguniang Panlalawigan, detailing the status of operations and performance of the Hospital as an Economic Enterprise;
- f) Appoint by a majority vote of all members, a Hospital Administrator, as soon as practicable and shall define its duties;
- g) Fix the salary of the Hospital Administrator;
- h) Appoint from recommendees of the Hospital Administrator, the Medical Director, the Chief Nurse, and the Administrative Officer; and
- i) Adopt a set of by-laws to govern their operations.



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Section 5. Meetings of the Board. The Board shall hold quarterly regular meetings to act on all matters pertaining to the management and operations of the hospital; Provided, however, that special meetings, which shall not be more than once every quarter, may be held to act on matters needing urgent action.

Section 6. Honoraria of the Board. The members of the Board shall be entitled to honoraria as may be authorized by the same, except for government officials and employees. Any increase in honoraria shall be applicable to a new member.

Section 7. Chairman. Powers, Duties, Functions and Responsibilities. The Chairman who shall be elected from among the members of the Board shall have the following powers, duties, functions and responsibilities:

- a) He shall preside over the meetings of the Board;
- b) He shall see to it that all approved policies, programs, projects and activities shall be implemented by the Hospital Administrator;
- c) He shall vote only in case of a tie; and
- d) He shall perform such other powers, duties, functions and responsibilities as may be authorized by the Board.

Section 8. Quorum. A majority of the members of the Board present shall constitute a quorum for the transaction of business; Provided, however, that no resolution or action shall be adopted or become effective without the affirmative vote of a majority of those present.

Section 9. System of Hospital Administration. The Board shall, as soon as practicable, prescribe and define by resolution a system of hospital administration and accounting. Auditing shall be performed by a certified public accountant not in the government service. The Provincial Government may, however, conduct annual audits of the fiscal operations of the hospital to be performed by an auditor of the Province.

Section 10. Contracts. All contracts of the hospital shall be entered into by or pursuant to the authority of the Board; Provided, however, that the Board may by resolution authorize the Hospital Administrator to execute and implement the contract under such conditions and restrictions as may be provided therein; and **Provided, finally**, that contracts in aggregate of more than One Million Pesos (P1,000,000.00) per transaction shall be subject to the approval of the Hospital Bids and Awards Committee.

Section 11. The Hospital Administrator. Qualifications, Term, Powers and Duties. The Office of Hospital Administrator is hereby created. The Hospital Administrator must possess the following qualifications: (a) resident of the local government unit concerned; (b) of good moral character; (c) holder of a college degree preferably Master in Hospital Administration, or Certificate in Hospital Administration, and/or public administration with at least 18 units of



major subjects in Master in Hospital Administration. He must have acquired experience in management and administration work for at least 2 years.

The term of the Hospital Administrator is three (3) years, subject to renewal by the Board. However, he maybe removed for cause as provided for by law.

His powers, duties, functions and responsibilities are as follows:

- a) To participate in the deliberations of the Board and shall be entitled to vote;
- b) To have full control and supervision of the operation and maintenance of the hospital and its facilities;
- c) To appoint all applicants for hospital positions from recommendees of the Hospital Personnel Selection Board (HPSB), except those appointed by the Board;
- d) To recommend to the Board of Directors the appointment of Medical Director, the Chief Nurse and the Administrative Officer;
- e) To dismiss employees for cause, subject to civil service rules and regulations;
- f) To negotiate, secure and accept, upon authority of the Board, financial grants or donations in kind, in support of hospital services or facilities, from local or foreign agencies; and
- g) To perform such other powers, duties and functions as maybe prescribed by the Board.

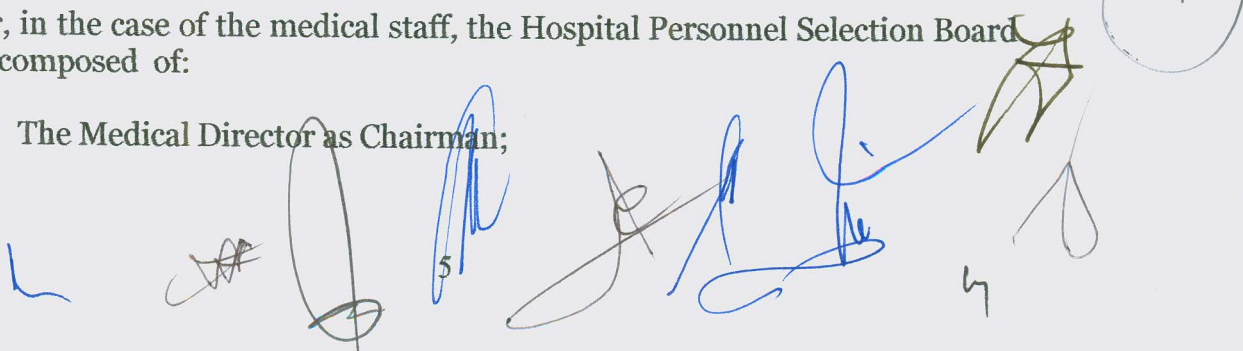
Provided, that the number and qualifications of the hospital staff shall be consistent with civil service rules and regulations and qualification standards and consistent with the rules established by the Department of Health for the operation of the Benguet General Hospital.

Section 12. Hospital Personnel Selection Board. There is hereby created a Hospital Personnel Selection Board (HPSB) composed of the following members, whose powers, duties, functions and responsibilities is to act as Search Committee, assess and rank applicants for positions pursuant to civil service rules and regulations; and recommends top most ranking applicants for appointment except for positions under the Medical Staff.

- a) Hospital Human Resource Officer as Chairman;
- b) Head or Chief of the Department where the vacancy exists; and
- c) Representative from the Benguet General Hospital Level 1 and Level 2, as appropriate;

However, in the case of the medical staff, the Hospital Personnel Selection Board shall be composed of:

- a) The Medical Director as Chairman;

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- b) Head or Chief of the Department where the vacancy exists; and
- c) Hospital Human Resource Officer;

Section 13. Receipt, Deposit and Payment of Hospital Funds.

The treasurer and/or his authorized representative, shall receive, to the credit of the hospital and in trust for its use and benefit, all monies belonging to the hospital. All monies belonging to the hospital shall, where practicable, be deposited by the treasurer in any government accredited bank in La Trinidad.

Section 14. Bonds or Other Evidence of Indebtedness.

a) Loans, Credits and Other Forms of Indebtedness of the

Hospital. Upon authority of the Board, the Hospital, thru the Hospital Administrator, may contract loans, credits and other forms of indebtedness with any government or domestic private bank and other lending institutions to finance the construction, installation, improvement, expansion, operation or maintenance of hospital facilities. **Provided, however,** that indebtedness in excess of One Million Pesos (P1,000,000.00) shall be subject to the approval of the Sangguniaang Panlalawigan. Indebtedness incurred under this section may be secured upon any of the hospital owned or after-acquired real properties or other acceptable assets; and

b) Bonds and Other Long- Term Securities. Subject to the approval of the Sangguniang Panlalawigan and to the rules and regulations of the Central Bank and the Securities and Exchange Commission, the Hospital may issue bonds, debentures, securities, collaterals, notes and other obligations to finance self-liquidating or income-producing development projects pursuant to the priorities established by the Board. The Sangguniang Panlalawigan shall, through an ordinance approved by a majority of all its members, declare and state the terms and conditions of the bonds and the purpose for which incurred. Interest on such bonds or notes are exempt from all taxes, duties, fees imposts, or other charges of the local government.

Section 15. Oversight Committee. An Oversight Committee composed of the members enumerated hereunder is hereby created to formulate the Implementing Rules and Regulations (IRR) and to oversee the smooth implementation of the Ordinance for a period of six months subject to extension by the Sangguniang Panlalawigan, if necessary.

Chairman: Provincial Governor

Members:

1. Chairman, SP Committee on Health
2. Chairman, SP Committee on Public Administration
3. Chairman, SP Committee on Finance
4. Representative, Civil Service Commission

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5. The Provincial Administrator
6. The Provincial Health Officer
7. Representative, Department of Health-CAR
8. The Provincial Legal Officer
9. The Provincial Budget Officer
10. The Provincial Treasurer
11. The Provincial Accountant

Section 16. Separability Clause. If any part or provision of this Ordinance shall be declared to be unconstitutional or invalid, other parts or provisions hereof shall continue to be in full force and effect.

Section 17. Effectivity. This Ordinance shall take effect in accordance with the provisions of the Local Government Code of 1991, as amended.

CARRIED


CRESCENCIO C. PACALSO
Board Member


MARVIN D. ATOS
Board Member


MARCIANO T. INSO SR.
Board Member


LISO L. AGPAS
Board Member


JOSEPH A. COSENTE
Board Member



WASING D. SACLA
Board Member


BENJAMIN C. SAGUID
Board Member

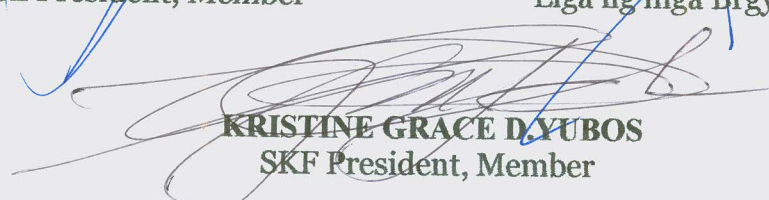

JOHNNY S. UY
Board Member


SARIO M. COPAS
Board Member


DANIEL L. BOLISLIS
Board Member


WILLIAM H. ESTEBAN
PCL President, Member


EDDIE P. AMUASEN
Liga ng mga Brgy. Pres., Member


KRISTINE GRACE DYUBOS
SKF President, Member

CERTIFIED CORRECT

NOEL S. SABOG
Provincial (SP) Secretary

ATTESTED

EDNA C. TABANDA
Provincial Vice Governor

RAUL M. MOLINTAS
Date JUN 23 2004

A-11-3
PROVLOP



Republic of the Philippines
PROVINCE OF BENGUET
La Trinidad

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

Regular Meeting: March 14, 2005

PRESENT: HON. CRESCENCIO C. PACALSO, Vice Governor & Presiding Officer

DISTRICT I

- HON. ALOYSIUS G. KATO**, Board Member
- HON. FERNANDO M. ARITAO**, Board Member
- HON. JUAN M. NAZARRO, JR.**, Board Member
- HON. MARCIANO T. INSO, SR.**, Board Member

DISTRICT II

- HON. JOHN B. KIM**, Board Member
- HON. APOLINARIO T. CAMSOL**, Board Member
- HON. LISO L. AGPAS**, Board Member
- HON. JOHNNY S. UY**, Board Member
- HON. SARIO M. COPAS**, Board Member
- HON. JOSEPH A. COSENTE**, Board Member

SECTORAL REPRESENTATIVES

- HON. WILLIAM H. ESTEBAN**, PCL President, Member
- HON. EDDIE P. AMUASEN**, Liga ng mga Brgy., Pres., Member
- HON. KRISTINE GRACE D. YUBOS**, SKF President, Member

RESOLUTION NO. 05-85

RESOLUTION APPROVING THE IMPLEMENTING RULES AND REGULATIONS (IRR) OF PROVINCIAL ORDINANCE 04-90 DECLARING THE NEW BENGUET GENERAL HOSPITAL AS AN ECONOMIC ENTERPRISE

WHEREAS, forwarded to this august body for consideration is the Implementing Rules and Regulations (IRR) of Provincial Ordinance 04-90 declaring the new Benguet General Hospital as an Economic Enterprise as formulated by the Oversight Committee pursuant to Section 15 of the ordinance;

WHEREAS, the Committee of the Whole reported that it has adopted the IRR with amendments and recommends its approval;

WHEREAS, this body finds the IRR in order and in consonance with the provisions of Provincial Ordinance 04-09;

NOW THEREFORE, on motion duly seconded, be it

(Handwritten signatures and initials)

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RESOLVED, as it hereby done, to approve the Implementing Rules and Regulations of Provincial Ordinance 04-09 declaring the new Benguet General Hospital as an Economic Enterprise.

RESOLVED FURTHER AND FINALLY, to forward this resolution to the Provincial Governor for approval. Let copies hereof be furnished the Benguet General Hospital through Dr. Esteban Piok, Provincial Health Officer and other concerned provincial offices for their information and guidance.

CARRIED.


ALOYSIUS G. KATO
Board Member


FERNANDO M. ARITAO
Board Member


JUAN M. NAZARRO, JR.
Board Member


MARCIANOT. INSO, SR.
Board Member


JOHN B. KIM
Board Member


APOLINARIO T. CAMSOL
Board Member


LISO L. AGPAS
Board Member


JOHNNY S. UY
Board Member


SARIO M. COPAS
Board Member


JOSEPH A. COSENTE
Board Member


WILLIAM H. ESTEBAN
PCL Pres., Member


EDDIE P. AMUASEN
Liga ng mga Drgy., Pres., Member


KRISTINE GRACE D. YUBOS
SKF President, Member



CERTIFIED CORRECT:


NOEL S. SABOG
S P Secretary

ATTESTED:


CRESCENCIO C. PACALSO
Vice Governor
Presiding Officer

APPROVED


BORROMEIO P. MENZIOR
Provincial Governor

