



Republic of the Philippines
Province of Bataan
Municipality of Dinalupihan

OFFICE OF THE SANGGUNIANG BAYAN

**EXCERPTS FROM THE MINUTES OF THE 6th SPECIAL SESSION OF THE
10th SANGGUNIANG BAYAN OF DINALUPIHAN, BATAAN HELD AT THE
MUNICIPAL SESSION HALL ON THE 16th DAY OF APRIL 2020**

PRESENT:

Hon. Renato M. Matawaran, MD.	Municipal Vice Mayor & Presiding Officer
Hon. Sherry U. De Ausen	SB Member
Hon. Emmanuel T. Bajada	do
Hon. Joseph P. Catli	do
Hon. Danilo P. Dela Cruz	do
Hon. Armando M. Buniag	do
Hon. Carmen M. Sandoval	do
Hon. Elizalde M. Torno	do
Hon. Ramer S. Fernando	do – ABC
Hon. Joel F. Abraham	do – IPMR
Hon. Kathrin R. David	do – MFSK

ABSENT:

Hon. German M. Santos, Jr.	SB Member
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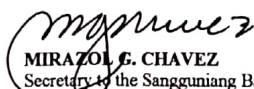
MUNICIPAL ORDINANCE NO. 06 – 2020

**AN ORDINANCE PENALIZING THE DISHONESTY OR UNTRUTHFUL
DECLARATION OF ANY PATIENT IN TIMES OF PUBLIC HEALTH
EMERGENCY OR PANDEMIC, AND IMPOSING THE APPROPRIATE
PENALTIES FOR VIOLATION THEREOF**

Unanimously Authored

WHEREAS, President Rodrigo Roa Duterte issued Presidential Proclamation No. 922 on March 8, 2020 declaring a State of Public Health Emergency throughout the Philippines due to COVID – 19, and Presidential Proclamation No. 929 on March 16, 2020 declaring a State of Calamity throughout the Philippines and imposing an Enhanced Community Quarantine in the entire Luzon;

WHEREAS, since the outbreak of the said coronavirus, there are reports of affected patients who have been untruthful or dishonest with their travel history and health conditions so as to avoid discrimination for themselves and their families but to the damage and prejudice of health workers compromising their safety and that of the medical institution or facility;


MIRAZOL G. CHAVEZ
Secretary to the Sangguniang Bayan


RENATO M. MATAWARAN, MD.
Municipal Vice Mayor
& Presiding Officer


MARIA ANGELA S. GARCIA
Municipal Mayor



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WHEREAS, the Integrated Bar of the Philippines (IBP), the Philippine Medical Association (PMA), and the Philippine College of Surgeons (PCS), in joint statement entitled as “Public Health and Safety Prevails over Confidentiality of Medical Data”, have recognized the fact that it is inequitable and counter-productive for COVID – 19 patients or PUIs to conceal their true condition thereby possibly infecting health workers;

WHEREAS, the Integrated Bar of the Philippines – Bataan Chapter is recommending for the passing and enactment of an “Anti-Patient’s Dishonesty Ordinance” to protect the lives of frontliners especially the health workers;

WHEREAS, the Municipal Government of Dinalupihan, Bataan is herein compelled to adopt clear-cut measures in order to protect health workers and hospital employees who are fighting this dreadful disease from the risk to their health and safety that may be brought to by the dishonesty or untruthful declarations of COVID – 19 patients;

NOW THEREFORE, on a unanimous motion, be it:

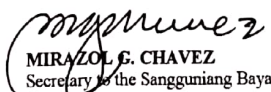
ORDAINED, as it is hereby ordained, by the Sangguniang Bayan of the Municipality of Dinalupihan, in special session assembled that:

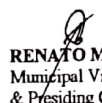
Section 1. Short Title

This Ordinance shall be known as the “The Anti-Patient’s Dishonesty Ordinance of 2020 of the municipality of Dinalupihan, Bataan.”

Section 2. Definition of Terms

- a. Confirmed COVID – 19 Infected Person – any person who has been tested positive for COVID – 19 by laboratories or health facilities authorized and accredited by the Department of Health.
- b. Health Workers – refers to any person who renders health care services to persons who sought or brought for medical attention, either directly or indirectly, such as, doctors, nurses, medics, hospital and clinic aides, laboratory technicians and other health professionals.
- c. Hospital Employees – refers to persons, not necessarily health professionals, who are working in hospitals, clinics, laboratories and diagnostic centers dealing with patients with COVID – 19 related medical concerns.
- d. Persons Under Investigation (PUIs) – refers to persons, regardless of nationality, race, gender or age, who are classified as such under the protocols and guidelines of the Department of Health. They are usually experiencing signs and symptoms like fever and / or cough and with travel history in COVID – 19 infected areas with issued travel restrictions.


MIRAZOL G. CHAVEZ
Secretary to the Sangguniang Bayan


RENATO M. MATAWARAN, MD.
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- e. Persons Under Monitoring (PUMs) – refers to persons, regardless of nationality, race, gender or age, who are classified as such under the protocols and guidelines of the Department of Health. They are usually not exhibiting any sign or symptom but with known exposure to COVID – 19 infected persons or with travel history in COVID – 19 infected areas with issued travel restrictions.

Section 3. Policy of Honesty

Any person who shall be required by any medical clinic, hospital, health center/office, diagnostic center, laboratory, or any health / medical facility, whether public or private, to fill-up or accomplish information sheet data form, declaration or any similar document, shall be expected to observe honesty, state the truth and disclose all relevant information as may be required in the said form or document or as may be asked by the health worker, hospital employee or concerned public officer such as but not limited to nurse, physician or their assistants, medical officers or quarantine officers.

Section 4. Unlawful Acts

It shall be unlawful for any such person as mentioned in the immediately preceding paragraph, who may be a Confirmed COVID – 19 Infected Person, Person Under Investigation (PUI), or Person Under Monitoring (PUM), to knowingly and deliberately lie, commits dishonesty and /or withhold relevant information (such as but not limited to travel history, experience of symptoms, medical condition, etc.) during a state of public health emergency as declared by the National Government or a pandemic as declared by the World Health Organization.

Section 5. Prima Facie Evidence

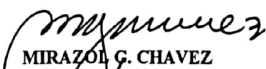
Any omission of the required relevant information as required in the forms or documents as provided in Section 3 hereof, of which a reasonable person is expected to have knowledge shall be prima facie evidence of the violation of this Ordinance.

Section 6. Penalties

Any person who committed the unlawful acts under Section 4 hereof shall be liable to pay a fine in the amount of Two Thousand Five Hundred Pesos (Php 2,500.00) and imprisonment of not more than six (6) months.

Section 7. Separability Clause

If for any reason, any provision of this Ordinance shall be held invalid or unconstitutional, the other provisions hereof which are not affected by the invalidity shall continue to be in full force and effect.


MIRAZON C. CHAVEZ
Secretary to the Sangguniang Bayan


RENATO M. MATAWARAN, MD.
Municipal Vice Mayor
& Presiding Officer


MARIA ANGELA S. GARCIA
Municipal Mayor



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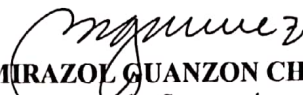
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Section 8. Effectivity

This Ordinance shall take effect upon approval. Let copies / information about this Ordinance be posted in conspicuous places in the Municipality for the information and compliance of the public.

UNANIMOUSLY ENACTED this 16th day of April 2020 in the 6th Special Session of the 10th Sangguniang Bayan of Dinalupihan, Bataan.

CERTIFIED TRUE & CORRECT:


MIRAZOL GUANZON CHAVEZ
Secretary to the Sangguniang Bayan

ATTESTED:


RENATO M. MATAWARAN, MD.
Municipal Vice Mayor & Presiding Officer

APPROVED: 04/17/2020


MARIA ANGELA S. GARCIA
Municipal Mayor

Mgc/neth.