

HOUSE OF REPRESENTATIVES

H. No. 10650

BY REPRESENTATIVES TAN (A.), AGLIPAY, PICHAY, VALMAYOR, CAOAGDAN, BARBA, ACOSTA, SANCHEZ, BALINDONG, DUJALI, BARZAGA, TUTOR, KHO (W.), GATO, AGABAS, TAMBUNTING, CHATTO, CO (A.N.), RODRIGUEZ, ARROYO, SUANSING (E.), EBCAS, VIOLAGO, MARIANO-HERNANDEZ, REVILLA, DELOSO-MONTALLA, ESPINA, ACOPI, LOYOLA, ORDANES, BAUTISTA-BANDIGAN, YAP (E.), DALIPE, ABANTE, ATIENZA, ESCUDERO, SAVELLANO, NIETO, QUIMBO, ZARATE, ERMITA-BUHAIN, DAZA, FARIÑAS I (R.C.), GO (E.C.), HARESCO, LIMKAICHONG, MATUGAS, SAGARBARRIA, TEJADA, ABUNDA, BASCUG, BENITEZ, BORDADO, CARL, MACEDA, ONG (J.), ORTEGA, TAN (A.S.), VERGARA, VILLANUEVA (N.), CABOCHAN, ELAGO, ERICE, GAITE, GO (M.), ROMULO AND DE VENECIA, PER COMMITTEE REPORT NO. 1402

**AN ACT
ESTABLISHING APEX HOSPITALS IN EVERY REGION OF THE COUNTRY AND
PROVIDING FUNDS THEREFOR**

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

- 1 **SECTION 1. *Short title.*** – This Act shall be known as the “Apex Hospitals Act.”
2
3 **SEC. 2. *Declaration of Policy.*** – It is the policy of the State to adopt an integrated and
4 comprehensive approach to health development which shall make health services available,
5 accessible and affordable for all. To this end, reforms shall be introduced to the Philippine health
6 delivery system to achieve universal health care for Filipinos through the upgrading of facilities
7 that shall transform regional hospitals into functioning apex hospitals and the establishment of new
8 apex hospitals in strategic areas of the country.
9
10 **SEC. 3. *Definition of Terms.*** – As used in this Act:

- 1 (a) *Anatomic and clinical pathology laboratory system* – refers to a facility for the
2 diagnosis of diseases through laboratory testing of blood and other body fluids, tissues,
3 and the microscopic evaluation of individual cells. The laboratory testing shall cover
4 the following areas:
5
6 1) Anatomic pathology, which includes histopathology, cytopathology, and electron
7 microscopy; and,
8
9 2) Clinical pathology, which includes clinical microbiology, clinical chemistry,
10 hematology, blood bank, and molecular diagnostics or DNA testing.
11
12 (b) *Angiogram* – refers to a diagnostic procedure that outlines blood vessels, usually
13 arteries, in various areas in the body to identify narrowing of or blockages in the arteries
14 in the body.
15
16 (c) *Apex hospital* – refers to an end-referral hospital offering specialized services in
17 accordance with this Act, and is contracted as a stand-alone facility by the Philippine
18 Health Insurance Corporation (PhilHealth).
19
20 (d) *Basic emergency care* – refers to the response to a situation where there is urgently
21 required medical care and attention, and shall include procedures required for initial
22 diagnosis, use of equipment and supplies in sufficiently addressing the emergency
23 situation, considering the welfare of the patient. It also includes the necessary medical
24 procedures and treatment administered to a woman in active labor to ensure the safe
25 delivery of the newborn.
26
27 (e) *Computed tomography (CT) scan* – refers to an X-ray image which is produced by
28 applying tomography, a technique wherein a computer controls the motion of the X-ray
29 source and detectors, and processes the data to produce the image. The detailed images
30 of internal organs obtained by this type of sophisticated X-ray device can reveal
31 anatomic details of internal organs that cannot be seen in conventional X-rays.
32
33 (f) *Dialysis* – refers to the process of removing waste products and excess fluid from the
34 body. Dialysis is necessary when the kidneys are not able to adequately filter the blood.
35
36 (g) *Dialysis facility system* – refers to a facility that provides treatment for chronic kidney
37 disease.
38
39 (h) *High risk pregnancy unit (HRPU)* – refers to a unit in the hospital where women with
40 complications arising from pregnancy are confined, and whose treatment requires
41 constant supervision or further investigation and assessment. The unit is operated by
42 experts such as perinatologists, obstetricians and pediatricians, with the assistance of
43 other specialists. It is a fully equipped obstetric intensive care unit (ICU) that can handle
44 high risk cases including high risk neonates.
45
46 (i) *Intensive care unit (ICU)* – refers to a hospital unit where patients requiring close
47 monitoring, continuous attention, and intensive or critical care are confined. An ICU
48 contains highly technical monitoring devices and equipment with specially trained
49 personnel on critical care.

- 1 (j) *Magnetic resonance imaging (MRI)* – refers to a procedure that uses a strong magnetic
2 field and radio waves to capture detailed images of the organs and tissues within the
3 body.
4
- 5 (k) *Mammogram* – refers to an X-ray test to visualize normal and abnormal structures within
6 the breasts.
7
- 8 (l) *Medical specialist* – refers to a doctor of medicine that practices and has expertise on a
9 specific branch of medicine.
10
- 11 (m) *Neonatal intensive care unit (NICU)* – refers to a hospital unit containing a variety of
12 mechanical devices and special equipment for the care and management of premature
13 or preterm and seriously ill newborn babies. The unit is comprised of neonatologists,
14 pediatric subspecialists, and nurses who are highly trained in the management of medical
15 and surgical conditions of the newborn.
16
- 17 (n) *Regional government hospital* – refers to a hospital operated and maintained, either
18 partially or wholly, by the national government or by any department, division, board
19 or other agency thereof.
20
- 21 (o) *Rehabilitation care facility system* – refers to a hospital facility that provides a
22 specialized medical care and/or rehabilitation services to injured, sick or disabled
23 patients, which includes speech therapy and physical rehabilitation.
24

25 **SEC. 4. Coverage.** – This Act shall apply to regional hospitals whose service capacities are as
26 general hospitals with at least five hundred (500) beds, and which have been identified by the
27 Department of Health (DOH) to have full potential to operate as apex hospitals based on the
28 Philippine Health Facility Development Plan (PHFDP).
29

30 The DOH may establish new apex hospitals in strategic areas in the country in accordance
31 with the PHFDP, and subject to the requirements of Sections 5 and 6 hereof.
32

33 **SEC. 5. Apex Hospital Modernization Program.** – Within five (5) years from the effectivity of
34 this Act, all the DOH regional hospitals described in Section 4 shall be upgraded or established, to
35 have minimum functional capacities of apex hospitals that are at par with international health care
36 institutions that provide quality medical services. To achieve this goal, there shall be an Apex
37 Hospital Modernization Program for the establishment, development, and enhancement of the
38 physical facilities, equipment and instruments, and service delivery of all the apex hospitals,
39 including the following:
40

- 41 a) *Physical Facilities, Equipment and Instruments.* - At the minimum, all apex hospitals
42 shall operate and maintain the following physical facilities, complete with the necessary
43 equipment and instruments including:
44
- 45 1. Ambulatory Surgical Clinic;
 - 46 2. Anatomic and Clinical Laboratory;
 - 47 3. Blood Station;
 - 48 4. Dialysis Facility;
 - 49 5. General Intensive Care Unit;
 - 50 6. High Risk Pregnancy Unit;

- 1 7. Isolation Facilities;
- 2 8. Neonatal Intensive Care Unit;
- 3 9. Nuclear Medicine Facility;
- 4 10. Physical Medicine and Rehabilitation Facility;
- 5 11. Psychiatry Facility;
- 6 12. Radiologic Facilities such as X-Ray, CT Scan, Mammogram, MRI, ECG,
- 7 Angiogram, Ultrasound and others;
- 8 13. Surgical Facility and Maternity Facility; and
- 9 14. Other necessary medical facilities as may be identified by the DOH.

10
11 All the facilities enumerated herein shall have competent and trained nurses,
12 therapists, medical technicians and other ancillary and support staff.

- 13
14 b) *Service Delivery*. - All apex hospitals shall offer the services for all kinds of illnesses,
15 diseases, injuries or deformities. It shall have certified and eligible medical specialists
16 to facilitate timely, efficient, affordable, and accessible diagnosis and treatment for the
17 following areas:

18
19 1. Clinical Services

- 20
21 a. Family Medicine;
- 22 b. Internal Medicine;
- 23 c. Obstetrics and Gynecology;
- 24 d. Pediatrics; and,
- 25 e. Surgery.

26
27 2. Basic Emergency Care Services

- 28
29 3. At least one medical specialist on any of the following areas, to be determined by
30 the DOH based on the burden of disease in the region:

- 31
32 a. Cardiology;
- 33 b. Neurology;
- 34 c. Oncology;
- 35 d. Pathology;
- 36 e. Pulmonology;
- 37 f. Psychiatry;
- 38 g. Rehabilitation Medicine;
- 39 h. Urology; and
- 40 i. Other specialists as determined by the DOH.

- 41
42 c) *Teaching and training hospital*. Within three (3) years from the effectivity of this Act,
43 all apex hospitals shall be expanded as teaching and training hospitals with accredited
44 residency training programs for physicians in the four (4) major specialties namely,
45 Medicine, Pediatrics, Obstetrics and Gynecology, and Surgery.

46
47 The secretary of the DOH shall determine the additional positions required for the purpose
48 in accordance with the revised compensation and position classification system subject to the
49 evaluation and approval of the Department of Budget and Management and in compliance with the
50 civil service laws, rules and regulations.

1 **SEC. 6. *Inventory and Audit of Hospitals.*** – An inventory and audit of the physical facilities,
2 equipment and instruments, as well as the personnel of the regional hospitals, shall be conducted
3 within one hundred eighty (180) days from the effectivity of this Act, to determine the present
4 classification of the respective regional hospitals based on their functional capacity. The result of
5 the inventory and audit shall be the basis of the modernization plan for each apex hospital. The
6 establishment of apex hospitals shall be prioritized in areas where they are most needed.

7
8 The DOH shall conduct an annual inventory and audit of apex hospitals for their continuous
9 development and to determine the need to establish new ones, in line with the Apex Hospital
10 Modernization Program.

11
12 **SEC. 7. *Annual Report.*** – Two (2) years from the effectivity of this Act and every year thereafter,
13 the DOH shall submit an annual report on the Apex Hospital Modernization Program to the
14 Congress of the Philippines, through the Committee on Health of the House of Representatives and
15 the Committee on Health and Demography of the Philippine Senate.

16
17 **SEC. 8. *Appropriations.*** – The initial amount for the implementation of this Act shall be charged
18 against the current year’s appropriation of the DOH. Thereafter, the funding of which shall be
19 included in the annual General Appropriations Act.

20
21 **SEC. 9. *Implementing Rules and Regulations.*** – The Secretary of the DOH shall issue the
22 necessary rules and regulations within ninety (90) days after the effectivity of this Act.

23
24 **SEC. 10. *Separability Clause.*** – If any provision of this Act shall be held unconstitutional or
25 invalid, the remaining provisions which are not affected thereby shall continue to be in full force
26 and effect.

27
28 **SEC. 11. *Repealing Clause.*** – All laws, decrees, executive orders, rules and regulations, and other
29 issuances, or parts thereof, contrary to or inconsistent with this Act are hereby modified, amended
30 or repealed accordingly.

31
32 **SEC. 12. *Effectivity.*** – This Act shall take effect fifteen (15) days after its publication in the *Official*
33 *Gazette* or in a newspaper of general circulation.

Approved,