



HOUSE OF REPRESENTATIVES

H. No. 4308

BY REPRESENTATIVES ROMULO, CO, CAJAYON, BATOCABE AND GARBIN, PER
COMMITTEE REPORT NO. 690

AN ACT REQUIRING HEALTHCARE FACILITIES TO PROVIDE A
PRICE LIST OF THEIR HEALTHCARE SERVICES INCLUDING
INCIDENTAL EXPENSES AND MEDICAL SUPPLIES THAT CAN
BE CHARGED IN THE MEDICAL BILL

*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 “Healthcare
2 Services Price Disclosure Act of 2011”.

3 SEC. 2. *Declaration of Policy.* – It is the policy of the State to protect
4 and promote the right to health of the people and instill health consciousness
5 among them. The State shall enforce a compulsory posting of the price list of
6 healthcare services, including incidental expenses and medical supplies that
7 can be charged in the medical bill, to enable the public to obtain accurate and
8 adequate information that would facilitate and guide them in making a
9 conscious choice of healthcare facility.

10 SEC. 3. *Definition of Terms.* – For the purposes of this Act, the term:

11 (a) *Diagnostic and laboratory clinic* refers to a health facility for
12 X-ray, CT scans, blood chemistry exams, histopathology and

1 immunopathology, hematology, urine analysis, parasitology and bacteriology
2 test, serology, blood banking and other diagnostic examinations that are
3 necessary for the diagnosis and/or treatment of an illness or injury.

4 (b) *Healthcare services* refer to the services for the diagnosis, treatment
5 and other forms of healthcare of individuals suffering from deformity, disease,
6 illness or injury, or in need of surgical, obstetrical, medical or nursing care that
7 are offered, available and provided by the hospitals, ambulatory surgical
8 centers, diagnostic and laboratory clinics and other medical clinics.

9 For purposes of this Act, the term healthcare services shall include
10 dental services to perform oral examination, cleaning, permanent and
11 temporary filling, extractions and gum treatments, restoration, replacement or
12 repositioning of teeth, or alteration of the alveolar or periodontium process of
13 the maxilla and the mandible that are necessary for the diagnosis and/or
14 treatment of a dental illness or injury.

15 (c) *Healthcare facilities* refer to the hospitals, ambulatory surgical
16 centers, diagnostic and laboratory clinics, medical clinics and/or facilities
17 which provide healthcare services, as defined under this Act, whether or not
18 there is an operating room equipment and installed bassinets or beds for the
19 use of patients in the management of deformities, diseases, injuries, abnormal
20 physical and mental conditions, and maternity cases.

21 (d) *Incidental expenses* refer to the other services provided by the
22 healthcare facility incidental and in connection with the healthcare services
23 provided such as, but not limited to, charges for room and amenities, meals,
24 drugs and medicines, and payments for use of medical equipment and
25 technology.

26 (e) *Medical bill* refers to the costs of healthcare services rendered by
27 the healthcare facility including incidental expenses and medical supplies
28 charged to the patient.

1 (f) *Medical equipment and technology* refer to the equipment designed
2 to aid in providing healthcare services.

3 (g) *Medical supplies* refer to all healthcare materials and articles used
4 for providing healthcare services and can be charged in the medical bill.

5 (h) *Patient* refers to a person seeking admission or who is admitted and
6 has availed of healthcare services in a healthcare facility.

7 (i) *Room and amenities* refer to an occupancy room or a ward room
8 where a patient is admitted for healthcare services, including detailed list of its
9 amenities.

10 SEC. 4. *Price List of Healthcare Services and Incidental Expenses*
11 *Including Medical Supplies Offered and Charged by a Healthcare Facility.* –
12 Healthcare facilities shall make a price list of its healthcare services, incidental
13 expenses and medical supplies that can be charged in the medical bill,
14 available to any patient, or patient's representative, so that the patient or
15 patient's representative, may adequately exercise the option to choose a
16 healthcare facility. The price list shall likewise be easily accessible to the
17 general public and without need of any further inquiry by posting the price
18 list in a conspicuous place within the premises of the healthcare facility.

19 All medical bills shall list and itemize all healthcare services, incidental
20 expenses and medical supplies availed or used by the patient with their
21 corresponding prices charged to the patient.

22 SEC. 5. *Price List of Healthcare Services, Incidental Expenses and*
23 *Medical Supplies Binding on Healthcare Facility.* – The price list of
24 healthcare services, incidental expenses and medical supplies shall be binding
25 on the healthcare facility upon the admission of the patient. Any increase in the
26 price of healthcare services, incidental expenses and medical supplies shall
27 take effect only after proper posting as required in this Act: *Provided*, That the
28 increase shall not affect patients admitted prior to posting of increase in price.

1 SEC. 6. *Penalties.* – (a) Any person who shall violate Section 4 or
2 Section 5 of this Act, or its implementing rules and regulations shall be subject
3 to an administrative fine of not less than Five thousand pesos (P5,000.00) but
4 not more than Twenty-five thousand pesos (P25,000.00) per instance of
5 violation without prejudice to administrative sanctions such as suspension or
6 cancellation of license to practice profession for a period not exceeding sixty
7 (60) days.

8 (b) Any juridical person which violates the provisions of this Act shall
9 be subject to administrative fine of not less than Ten thousand pesos
10 (P10,000.00) nor more than Fifty thousand pesos (P50,000.00) per instance of
11 violation without prejudice to suspension or revocation of license to operate
12 such healthcare facility for a period not exceeding sixty (60) days: *Provided,*
13 That its officers directly responsible for the violation shall likewise be subject
14 to administrative fine of not less than Five thousand pesos (P5,000.00) but not
15 more than Twenty-five thousand pesos (P25,000.00) per instance of violation
16 without prejudice to suspension or revocation of license to practice profession
17 for a period not exceeding sixty (60) days: *Provided, further,* That if the guilty
18 party is an alien, he shall be *ipso facto* deported after payment of fine without
19 need of further proceedings.

20 The Secretary of Health shall have the authority to impose the
21 administrative fines and sanctions provided herein including suspension or
22 revocation of license to operate such healthcare facility or recommend
23 suspension of license to practice profession to the Professional Regulation
24 Commission as the case may be for the violation of this Act.

25 SEC. 7. *Implementing Rules and Regulations.* – Within ninety (90)
26 days from the effectivity of this Act, the Department of Health (DOH), in
27 coordination with the Department of the Interior and Local Government, shall

1 issue the rules and regulations to effectively implement the provisions of this
2 Act.

3 SEC. 8. *Implementing Agency.* – The DOH shall enforce the
4 provisions of this Act and its implementing rules and regulations.

5 SEC. 9. *Separability Clause.* – If any part or provision of this Act
6 shall be held unconstitutional or invalid, other provisions hereof that are not
7 affected thereby shall continue to be in full force and effect.

8 SEC. 10. *Repealing Clause.* – All other laws, decrees, executive orders,
9 proclamations and administrative regulations or parts thereof inconsistent with
10 the provisions of this Act are hereby repealed or modified accordingly.

11 SEC. 11. *Effectivity Clause.* – This Act shall take effect fifteen (15)
12 days after its publication in any newspaper of general circulation.

Approved,

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