

EIGHTEENTH CONGRESS OF THE)
REPUBLIC OF THE PHILIPPINES)
First Regular Session)

'19 DEC 16 P 2 :03

SENATE

RECEIVED BY: _____



S. No. 1236

Introduced by SENATOR RONALD "BATO" DELA ROSA

**AN ACT
PROVIDING COMPREHENSIVE RENAL REPLACEMENT THERAPY FOR
PATIENTS WITH END STAGE RENAL DISEASE, APPROPRIATING FUNDS
THEREFOR AND FOR OTHER PURPOSES**

EXPLANATORY NOTE

Chronic Kidney Disease (CKD) is one of the primary causes of mortality among Filipinos. According to the Department of Health, at least one Filipino dies every hour from kidney failure.

Alarmingly, the number of Filipino suffering from kidney disease is on the rise. In 2017 Philippine Renal Disease Registry, 21,535 Filipino was reported to have started dialysis treatment as compare with 18,603 patients recorded in 2015. This does not include patients who failed to get dialysis treatment due to high costs and unavailability of health facilities.

The proposed bill seeks to establish a comprehensive renal replacement therapy facility for patients with End Stage Renal Disease (ESRD). This will enable the life-saving therapy to be more accessible to CKD or ESRD. In addition, the bill mandates the Department of Health to create CKD prevention strategies and health promotion activities which include, among others, advocacy activities targeting relatives of dialysis patients who are at high risk for developing CKD themselves, the provision of instructional materials and regular educational activities on the common

symptoms of kidney disease and advisories on the appropriate protocols for the diagnostic evaluation of possible kidney disease.

This legislative measure will not only provide accessible curative health services for CKD patients but will also halt the rise in kidney-related diseases incidence through effective health promotion.

In view of the foregoing, the swift passage of this bill is earnestly sought.



RONALD "BATO" DELA ROSA

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PROVIDING COMPREHENSIVE RENAL REPLACEMENT THERAPY FOR PATIENTS WITH END STAGE RENAL DISEASE, APPROPRIATING FUNDS THEREFOR AND FOR OTHER PURPOSES

Section 1. *Short Title.* - This Act shall be known as the "Comprehensive Renal Replacement Therapy Act".

Sec. 2. *Declaration of Policy.* - It is the declared policy of the State to protect and promote the right to health of every Filipino and instill health consciousness among them. Towards this end, the government shall ensure that Filipinos have access to a comprehensive set of cost-effective and quality curative and palliative health care services.

Sec. 3. *Definition of Terms.* - As used in this Act:

(a) "End Stage Renal Disease (ESRD)" refers to the final stage of chronic kidney disease in which the kidneys no longer function well enough to meet the needs of daily life.

(b) "Renal replacement therapy" refers to therapy which replaces some or most of the functions of the normal kidney which includes fluid removal and/or solute clearance. This may be in the form of kidney transplantation, peritoneal dialysis and hemodialysis.

(c) "Kidney transplant" refers to a surgical procedure to place a healthy kidney from a live or deceased donor into a person whose kidneys no longer function properly.

1 (d) "Peritoneal dialysis" refers to a treatment for kidney failure and a type of dialysis
2 that uses the peritoneum in a person's abdomen as the membrane through
3 which fluid and dissolved substances are exchanged with the blood.

4
5 (e) "Hemodialysis" refers to a medical procedure to remove fluid and waste
6 products from the blood and to correct electrolyte imbalances. This is
7 accomplished using a machine and a dialyzer which is also referred to as an
8 "artificial kidney."

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10 (f) "Dialysis Facility" refers to a facility that provides treatment for chronic kidney
11 disease to indigent patients and disseminate information on its prevention.

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13 *Sec. 4. Establishment, Operation and Maintenance of the Renal Replacement*
14 *Therapy Facilities* – Every hospital under the management and administration of the
15 Department of Health (DOH) shall establish, operate and maintain Renal Placement
16 Therapy Facilities.

17 All renal replacement therapy facilities shall engage in regular organ donation
18 advocacy activities that will provide education for all Filipinos to carry the organ donor
19 card. Facilities will likewise establish a potential deceased organ donor referral system
20 that will identify all potential organ donors to the Philippine Network for Organ Sharing
21 (PhilNOS).

22
23 *Sec. 5. Chronic Kidney Disease (CKD) Prevention and Health Promotion.* – The
24 DOH, in coordination with concerned government agencies and civil society
25 organizations, shall establish CKD prevention strategies and health promotion
26 activities which include, among others, advocacy activities targeting relatives of
27 dialysis patients who are at high risk for developing CKD themselves, the provision of
28 instructional materials and regular educational activities on the common symptoms of
29 kidney disease and advisories on the appropriate protocols for the diagnostic
30 evaluation of possible kidney disease.

31
32 *Sec. 6. Philhealth Benefits for Renal Replacement Therapy.* – The Philhealth
33 shall develop a package that will provide the highest benefit for kidney transplant,
34 followed by peritoneal dialysis and hemodialysis.

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36 *Sec. 7. Rehabilitative Health Care Services.* – The DOH, in coordination with
37 the Department of Labor and Employment, Department of Social Welfare and
38 Development, and other concerned agencies, shall establish a comprehensive
39 rehabilitation program for ESRD patients who have undergone kidney transplant.

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Sec. 8. *Appropriations.* - The initial amount necessary to implement the provisions of this Act shall be charged against the current year's appropriation of the DOH. Thereafter, such sum as may be necessary for the continued implementation of this Act shall be included in the annual General Appropriations Act.

Sec. 9. *Implementing Rules and Regulations.* - The DOH, in consultation with the NKTII and other stakeholders, shall promulgate the necessary rules and regulations to implement the provisions of this Act.

Sec. 10. *Separability Clause.* - If any provision or part hereof is held invalid or unconstitutional, the remainder of the law or the provision not otherwise affected shall remain valid and subsisting.

Sec. 11. *Repealing Clause.* - Any law, presidential decree or issuance, executive order, letter of instruction, administrative order, rule or regulation contrary to or inconsistent with the provisions of this Act are hereby repealed, modified or amended accordingly.

Sec. 12. *Effectivity.* - This Act shall take effect fifteen (15) days after its publication in at least two (2) newspapers of general circulation.

Approved,