

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



Senate
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SENATE
P.S. Res. No. 381

RECEIVED BY _____

INTRODUCED BY SENATOR CHRISTOPHER LAWRENCE "BONG" T. GO

RESOLUTION

DIRECTING THE SENATE COMMITTEE ON HEALTH AND DEMOGRAPHY TO CONDUCT AN INQUIRY, IN AID OF LEGISLATION, ON THE ALLEGED REFUSAL OF SOME HOSPITALS TO ADMIT AND PROVIDE NECESSARY EMERGENCY TREATMENT TO PERSONS IN NEED OF IMMEDIATE MEDICAL ATTENTION

1 **WHEREAS**, Article II, Section 15 of the 1987 Constitution provides that "the
2 State shall protect and promote the right to health of the people and instill health
3 consciousness among them;

4
5 **WHEREAS**, Republic Act No. 10932 states that in emergency or serious cases,
6 it shall be unlawful for any proprietor, president, director, manager or any other officer
7 and/or medical practitioner or employee of a hospital or medical clinic "to refuse to
8 administer medical treatment and support as dictated by good practice of medicine to
9 prevent death, or permanent disability, or in the case of a pregnant woman,
10 permanent injury or loss of her unborn child, or noninstitutional delivery";

11
12 **WHEREAS**, Republic Act No. 10932 allows the transfer of patient to a facility
13 where the appropriate care can be given provided that "such transfer shall be done
14 only after necessary emergency treatment and support have been administered to
15 stabilize the patient and after it has been established that such transfer entails less
16 risks than the patient's continued confinement";

1 **WHEREAS**, amidst the COVID-19 pandemic, reports have surfaced that some
2 hospitals allegedly refuse patients to be admitted and provided emergency care;

3

4 **WHEREAS**, Ladislao Cabling who experienced breathing difficulty was
5 allegedly refused to be checked and admitted by six (6) hospitals in Nueva Ecija;

6

7 **WHEREAS**, Josefina Barroz died due to gastrointestinal disorder after she was
8 allegedly turned away by nine (9) hospitals in Manila;

9

10 **WHEREAS**, Mary Jane Alapide was pregnant and about to give birth but died
11 during labor at Rizal Medical Center (RMC). Prior to her admission at RMC, several
12 hospitals have allegedly refused to admit her citing various reasons;

13

14 **WHEREAS**, Cathy Balatao died due to maternal complications after giving birth
15 to her child in Caloocan. She was allegedly refused by six (6) hospitals;

16

17 **WHEREAS**, a one-year old boy with a heart condition was allegedly refused to
18 be admitted to Jose R. Reyes Memorial Medical Center (JRRMMC) due to full capacity.
19 The patient was allegedly refused ambulance and medicine;

20

21 **WHEREAS**, a four-year-old boy passed away after he was allegedly denied by
22 JRRMMC. The mother said her requests to give any first aid intervention or medicine
23 to her son was ignored by the medical staff;

24

25 **WHEREAS**, Josie Mabini Rosento who had difficulty in breathing was allegedly
26 refused by Taytay Emergency Hospital and was not given appropriate emergency care
27 due to COVID19 fear. The hospital considered her as a suspected COVID19 case;

28

29 **WHEREAS**, there is a need for the Senate to review implementation of the law
30 and ensure that complaints for violations of the law are acted upon accordingly; *Now,*
31 *therefore, be it:*

1 **RESOLVED BY THE SENATE, as it hereby resolved,** To direct the Senate
2 Committee on Health and Demography to conduct an inquiry, in aid of legislation, on
3 the alleged refusal of some hospitals to admit and provide necessary emergency
4 treatment to persons in need of immediate medical attention.

Adopted,


SENATOR CHRISTOPHER LAWRENCE "BONG" T. GO