


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

7 JUL -5 2011

SENATE

RECEIVED BY: 

S. No. 1192

INTRODUCED BY THE HONORABLE MAR ROXAS

EXPLANATORY NOTE

This bill seeks to strengthen the practice of midwifery in the country by clearly defining the practice of midwifery, with particular emphasis on their role to provide primary and community health care, and mandating the Board of Midwifery to monitor the condition of the profession and ensure quality midwifery education.

Data as of December 28, 2004 reveal that there are 143,998 registered midwives in the country today. The practice of midwifery was first regulated in the Philippines with the enactment of Public Act No. 310 on December 4, 1901, which created the Medical Board of Examiners that regulated both the medicine and midwifery professions. When Republic Act No. 2382 or the "Medical Act of 1959" was approved, the regulation of midwifery was separated from medicine. A Board of Examiners for Midwives was subsequently created with the enactment of Republic Act No. 2644 on June 18, 1960. Midwifery in the formal education started when Dr. Jose Fabella initiated the curriculum for direct-entry midwives in the mid 1900s. Midwifery is also a direct-entry course in Canada and two schools in the United States-the Seattle School of Midwifery and Bastyr University, both in Washington. In recent years, these institutions were sending students to the country for an elective. However, this was stopped in 2002.

Midwives serve as front-liners in the country's health-care-delivery system. They are the ones you find in rural health units, helping deliver babies and giving care to women before, during, and after pregnancy, and to their babies as well. They have also been involved in immunization and family-planning programs.

According to the World Health Organization, Mother-Baby Package, "the person best equipped to provide community-based, technologically appropriate, and cost-effective care to women during their reproductive lives is the person with midwifery skills who lives in the community alongside the women she treats. Midwives understand women's concerns and preoccupations." And according to Dr. Frank Oski, Professor and Director of the Department of Pediatrics, Johns Hopkins School of Medicine, US\$13 billion to US\$20 billion a year could be saved in health-care costs by demedicalizing childbirth, developing midwifery, and encouraging breastfeeding.

This bill also seeks to enhance the general welfare, commitment to service and professionalism of midwives by providing a minimum base pay for those working in public health institutions.

In view of the foregoing, the immediate approval of this measure is earnestly requested.



M A R ROXAS
Senator

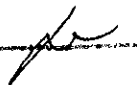
FOURTEENTH CONGRESS OF THE)
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OFFICE OF THE SECRETARY

7 JUL -5 11:47

SENATE

S. B. No. 1192

RECEIVED BY: 

INTRODUCED BY THE HONORABLE MAR ROXAS

AN ACT
INSTITUTING REFORMS IN THE PROFESSION OF MIDWIFERY, AMENDING FOR THE
PURPOSE REPUBLIC ACT NO. 7392 OR THE PHILIPPINE MIDWIFERY ACT OF 1992, AND
FOR OTHER PURPOSES

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

1 SECTION 1. *Short Title.* – This Act shall be known as the “Philippine Midwifery Act
2 of 2007.”

3 SEC. 2. *Declaration of Policy.* – It is hereby declared the policy of the state to assume
4 responsibility for the protection and improvement of the midwifery profession by instituting
5 measures that will result in relevant midwifery education, humane working conditions, better
6 career prospects and dignified existence of midwives.

7 The State hereby guarantees the prioritization for the needs of women and the delivery
8 of quality health services through an adequate midwifery personnel all over the country.

9 SEC. 3. *Objectives.* – This Act provides for and shall govern:

- 10 a) The standardizing and regulation of the midwifery profession:
11 b) The examination of midwives; and
12 c) The supervision, control and regulation of the practice of midwifery

1 SEC. 4. *Definition of Terms.* – For the purpose of this Act, the following terms are
2 hereby defined.

3 a) Midwife – is bona fide holder of a valid Certificate of Registration/Professional
4 Identification Card issued by the Professional Regulatory Board and the
5 Professional Regulation Commission

6 b) Commission – as used in this Act shall refer to the Professional Regulation
7 Commission.

8 c) Board – as used in this Act shall refer to the Professional Regulatory Board of
9 Midwifery.

10 d) CHED – means the Commission on Higher Education.

11 SEC. 5. Section 2 of Republic Act No. 7392 is hereby amended to read as follows:

12 “Sec. 2. Composition. — There shall be a Board of Midwifery, hereinafter
13 referred to as the Board, which shall be under the direct supervision of the
14 Professional Regulation Commission (PRC). It shall be a collegial body composed
15 of a chairman and four (4) members to be appointed by the President of the
16 Philippines from among A LIST OF THREE [the] recommendees FOR EACH
17 POSITION of the Commissioner of the Professional Regulation Commission,
18 FROM A LIST OF FIVE (5) NOMINEES FOR EACH POSITION SUBMITTED BY
19 ACCREDITED PROFESSIONAL ORGANIZATION CONCERNED, PROVIDED
20 THAT, IN ALL CASES, [T] the Commission shall recommend three (3) registered
21 midwives from the list submitted by the association of midwives; one (1)
22 obstetrician from the list submitted by the association of obstetricians; and one
23 (1) registered nurse-midwife from the list submitted by the association of
24 midwives: Provided, FURTHER, That said associations are accredited in
25 accordance with Presidential Decree No. 223: Provided, [further] FINALLY, That

1 the nominees submitted shall possess the appropriate qualifications prescribed in
2 [Section 3 hereof] IN THIS ACT.”

3 SEC. 6. Section 3 of Republic Act No. 7392 is hereby amended to read as follows:

4 “Sec. 3. Qualifications and Disqualifications of the Board Members. — (a)

5 Each member of the Board shall at the time of his appointment:

6 (1) be a citizen and resident of the Philippines;

7 (2) be of good moral character AND MUST NOT HAVE BEEN
8 CONVICTED OF ANY CRIME INVOLVING MORAL
9 TURPITUDE;

10 (3) be at least thirty (30) years of age; [and]

11 (4) BE A GRADUATE OF A SCHOOL OF MIDWIFERY DULY
12 RECOGNIZED BY THE GOVERNMENT AND A DEGREE
13 HOLDER PREFERRABLY IN THE FIELD OF HEALTH AND
14 SOCIAL SCIENCES, PROVIDED, THAT THE CHAIRMAN
15 SHALL BE A HOLDER OF A MASTER’S DEGREE IN HEALTH
16 AND SOCIAL SCIENCES;

17 (5) REGISTERED AND LICENSED MIDWIFE WITH AT LEAST TEN
18 (10) YEARS OF CONTINUOUS PRACTICE PRIOR TO HIS/HER
19 APPOINTMENT, FIVE (5) YEARS OF WHICH MUST BE IN THE
20 SUPERVISORY FUNCTION; AND

21 ([4] 6) not a member of the faculty, whether full time, part time or
22 lecturer, of any school, college or university where a regular course
23 in midwifery is taught, and shall not have any pecuniary interest
24 directly or indirectly, in such institution during his term of office

1 as a Board member. LIKEWISE, HE OR SHE MUST NOT BE A
2 MEMBER

3 (b) The Chairman of the Board shall at the time of his appointment:

4 (1) be a registered obstetrician;

5 (2) have at least ten (10) years practice as an obstetrician
6 prior to his appointment; AND

7 (3) MUST HAVE AN EXPERIENCE IN MIDWIFERY
8 TRAINING AND EDUCATION

9 [(c) Three (3) members of the Board shall at the time of their
10 appointment:

11 (1) be registered midwives;

12 (2) be degree holders, preferably in the field of health and
13 social sciences; and

14 (3) have at least ten (10) years practice as midwives prior to
15 their appointment, five (5) years of which are in supervisory
16 positions.

17 (d) One (1) member of the Board shall at the time of his appointment:

18 (1) be a registered nurse-midwife; and

19 (2) have at least ten (10) years practice as a nurse-midwife.]”

20 SEC. 7. Section 4 of Republic Act 7392 is hereby amended to read as follows:

21 “ Sec. 4. Term of Office. — The Chairman and the four (4) members of the
22 Board shall hold office for a term of three (3) years or until their successors shall
23 have been appointed and duly qualified. [, without prejudice to reappointment
24 for another term] THEY MAY HOWEVER BE REAPPOINTED FOR A SECOND

1 TERM ONLY. Each member of the Board shall qualify by taking his/her oath of
2 office before entering upon the performance of his/her duties.

3 SEC. 8. Section 5 of Republic Act 7392 is hereby amended to read as follows:

4 “ Sec. 5. Duties and Functions of the Board. — The Board shall have the
5 following duties and functions:

- 6 (a) to enforce the provisions of this Act;
- 7 (b) to administer oaths in accordance with the provisions of this Act;
- 8 (c) to issue and, after due investigation, suspend or revoke certificates
9 or registration for the practice of midwifery;
- 10 (d) to investigate any violation of this Act or of the rules and
11 regulations issued thereunder, as may come to the knowledge of
12 the Board; and for this purpose, to issue subpoena and subpoena
13 duces tecum to alleged violators or witnesses to secure their
14 attendance in investigations or hearings, and the production of
15 books, papers and documents in connection therewith and compel
16 their attendance by the power of contempt;
- 17 (e) to conduct yearly [board] LICENSURE examinations to
18 QUALIFIED [midwifery] examinees under the supervision of the
19 Commission;
- 20 (f) to MONITOR [look, from time to time, into] the condition
21 affecting the practice of midwifery in the Philippines and
22 ENFORCE [adopt] such measures as may be deemed necessary for
23 the maintenance of the standards and ethics of the profession;
- 24 (G) ENSURE QUALITY MIDWIFERY EDUCATION BY EXAMINING
25 THE PRESCRIBED FACILITIES OF UNIVERSITIES AND

1 COLLEGES OF MIDWIFERY AND THOSE SEEKING
2 PERMISSION TO OPEN MIDWIFERY COURSES TO ENSURE
3 THAT STANDARDS OF MIDWIFERY EDUCATION ARE
4 PROPERLY COMPLIED WITH AND MAINTAINED AT ALL
5 TIMES;

6 (H) PRESCRIBE, ADOPT, ISSUE AND PROMULGATE GUIDELINES,
7 REGULATIONS, MEASURES AND DECISIONS AS MAY BE
8 NECESSARY FOR THE IMPROVEMENT OF THE PRACTICE OF
9 MIDWIFERY, ADVANCEMENT OF THE PROFESSION AND
10 FOR THE PROPER AND FULL ENFORCEMENT OF THIS ACT
11 SUBJECT TO THE REVIEW AND APPROVAL BY THE
12 COMMISSION; and

13 (I) [(g)] to adopt an official seal to authenticate its official documents.

14 The Board shall exercise these powers and duties in accordance with [Presidential
15 Decree No. 223] REPUBLIC ACT NO. 8981.”

16 SEC. 9. Sec. 6 of Republic Act 7392 is hereby amended to read as follows:

17 “Sec. 6. Compensation of Board Members. — The Chairman and the Members of
18 the Board shall receive the same compensation AND ALLOWANCES
19 COMPARABLE TO THE COMPENSATION AND ALLOWANCES RECEIVED
20 BY [granted] [to] the Chairman and members of [the boards of similar nature as
21 provided for in the General Appropriations Act] OTHER PROFESSIONAL
22 REGULATORY BOARDS

23 SEC. 10. Sec. 7 of Republic Act No. 7392 is hereby amended to read as follows:

1 “Sec. 7. SUSPENSION AND Removal of CHAIRMAN AND MEMBERS OF
2 THE Board [Members]. — Any member of the Board may be SUSPENDED OR
3 removed from office by the President, upon the recommendation of the
4 Professional Regulation Commission, for neglect of duty, ABUSE OF
5 AUTHORITY, OPPRESSION, incompetence, COMMISSION OR TOLERATION
6 OF IRREGULARITIES IN THE CONDUCT OF EXAMINATION OR
7 TAMPERING OF GRADES THEREIN, or for unprofessional, immoral,
8 UNETHICAL or dishonorable conduct, after having been given the opportunity
9 to defend himself in a proper administrative investigation conducted by the
10 Commission.”

11 **SEC. 11.** Sec. 12 of Republic Act 7392 is hereby amended to read as follows:

12 “Sec. 12. Scope of Examinations. — The scope of examinations for the
13 practice of midwifery shall consist of the following:

- 14 (a) Infant AND CHILD care and feeding;
- 15 (b) Obstetrical anatomy and physiology;
- 16 (c) Principles of bacteriology as applied to midwifery practice;
- 17 (d) Obstetrics AND BASIC GYNECOLOGY;
- 18 (e) Midwifery procedures;
- 19 (f) Domiciliary midwifery;
- 20 (g) Community hygiene and first aid;
- 21 (h) Nutrition;
- 22 (i) Ethics of midwifery practice;
- 23 (j) Primary AND COMMUNITY health care;
- 24 (k) Professional Growth and Development;
- 25 (l) Family planning; and

- 1 (m) PRINCIPLES OF MICROBIOLOGY AS APPLIED TO
2 MIDWIFERY PRACTICE
3 (n) REPRODUCTIVE HEALTH; AND
4 (o) Other subjects within the Board may deem necessary for addition
5 or inclusion from time to time

6 SEC. 12. Sec. 14 of Republic Act No. 7392 is hereby amended to read as follows:

7 "Sec. 14. Schools of Midwifery - To be recognized as a duly accredited and legally
8 constituted institution for midwifery education a school/college of Midwifery
9 shall have a permit AND RECOGNITION from the COMMISSION ON HIGHER
10 EDUCATION (CHED) [Department of Education, Culture and Sports (DECS)].
11 The school shall have A BASE HOSPITAL WITH at least fifty (50) maternity
12 beds WITH 80% OCCUPANCY RATE, AND OTHER PROVISIONS REQUIRED
13 BY THE POLICIES AND STANDARDS OF MIDWIFERY EDUCATION AS
14 PROMULGATED BY THE COMMISSION ON HIGHER EDUCATION (CHED),
15 affiliated with an accredited hospital duly accredited by an authorized
16 government agency or instrumentality".

17 The school shall have a minimum ratio of one (1) clinical instructor to twelve
18 (12) students in the hospital and in the community.

19 Before allowing a student to graduate, the school shall satisfactorily show to the
20 COMMISSION ON HIGHER EDUCATION [Department of Education, Culture
21 and Sports (DECS)] or other authorized government agencies that the student has
22 completed the course in midwifery as prescribed by the CHED or other duly
23 authorized government agencies, and that during the training, the student has
24 personally attended at least a total of twenty (20) deliveries in the hospital and in
25 its domiciliary services.

1 SEC. 13. Sec. 15 of Republic Act No. 7395 is hereby amended to read as follows:

2 "Sec. 15. Qualification of Faculty. – The faculty shall have academic preparation
3 appropriate to teaching assignment, as follows:

4 (a) At least a bachelor's degree holder OF HEALTH OR SOCIAL SCIENCES,
5 PREFERABLY WITH MASTERAL DEGREE, or Doctor of Medicine
6 (M.D.)

7 (b) Proof of competence in the field of specialization assigned to him; and :

8 (c) A DOCTOR OF MEDICINE, registered nurse or registered midwife in the
9 Philippines with at least [one] three [1] (3) years of satisfactory teaching
10 experience or two (2) years of efficient performance in maternity ward/
11 community: *Provided, That a registered midwife may be allowed to*
12 *follow-up student midwives in the community ward provided she has at*
13 *least two (2) years of experience in the area of assignment and has*
14 *undergone training in the supervision of students.*

15 SEC. 14. Sec. 16 of Republic Act No. 7395 is hereby amended to read as follows:

16 "Sec. 16. Rating in the Board Examination – To be qualified as having passed the
17 Board Examination for midwives, a candidate must obtain a general rating of
18 seventy-five percent (75%) in the written test with no grade lower than [fifty]
19 SIXTY percent_[50%] (60%) in any subject.

20 SEC. 15. A new provision is inserted between Sections 17 and 18 of Republic Act No.
21 7395, to read as follows:

22 SEC. 16. OATH. – ALL SUCCESSFUL CANDIDATES IN THE EXAMINATION
23 SHALL BE REQUIRED TO TAKE AN OATH OF PROFESSION BEFORE THE

1 BOARD OR ANY GOVERNMENT OFFICIAL AUTHORIZED TO ADMINISTER
2 OATHS PRIOR TO ENTERING UPON THE NURSING PROFESSION.

3 SEC. 16. Sec. 18 of Republic Act No. 7395 is hereby amended to read as follows:

4 "Sec. 18. Issuance of Certificate of Registration – Certificate of Registration AND
5 A PROFESSIONAL IDENTIFICATION CARD shall, upon payment of required
6 fees, be issued to any applicant who passes the examination. Every certificate of
7 registration shall show the full name of registrant, have a serial number, bear the
8 signatures of the members of the Board, be attested by the Secretary of the Board,
9 and be duly authenticated by the official seal of the Board. The issuance of a
10 certificate of registration by the Board to the registrant shall be evidence that the
11 person named therein is entitled to all rights and privileges of a registered
12 midwife until said certificate, for just cause, is suspended temporarily or revoked.
13 A PROFESSIONAL IDENTIFICATION CARD BEARING THE REGISTRATION
14 NUMBER, DATE OF ISSUANCE, EXPIRY DATE, AND DULY SIGNED BY THE
15 CHAIRMAN OF THE COMMISSION, SHALL LIKEWISE BE ISSUED TO
16 EVERY REGISTRANT UPON PAYMENT OF THE REQUIRED FEES.

17 SEC. 17. Sec. 23 of Republic Act No. 7395 is hereby amended to read as follows:

18 "Sec. 23. Practice of Midwifery Defined.– The practice of midwifery consist in
19 performing or rendering, or offering to perform or render, for a fee, salary, or
20 other reward or compensation, services requiring an understanding of the
21 principles and application of procedures and techniques in the supervision and
22 care of women during pregnancy, labor and puerperium, management of normal
23 deliveries, including the performance of internal examination during labor except
24 when patient is with antenatal bleeding; health education of the patient, family

1 and community, WITH PARTICULAR EMPHASIS ON HYGIENE IN
2 PREGNANCY, PREVENTION OF COMPLICATIONS/RISK FACTOR,
3 BREASTFEEDING, NUTRITION, EXERCISE, MANAGEMENT OF COMMON
4 DISCOMFORTS ASSOCIATED WITH PREGNANCY, PREPARATION FOR
5 DELIVERY, POSTPARTUM CHECK-UP, PREVENTION OF COMPLICATIONS,
6 PREVENTION OF ILLNESS, IMMUNIZATION, RELEVANCE OF NEWBORN
7 SCREENING, IMPORTANCE OF REGISTRATION OF BIRTH OF A
8 NEWBORN; primary health care services in the community, including nutrition,
9 REPRODUCTIVE HEALTH, IMMUNIZATION, HEALTH
10 EDUCATION/COUNSELING, PREVENTION AND CONTROL OF
11 COMMUNICABLE AND NON COMMUNICABLE DISEASES, NEWBORN
12 CARE AND CARE OF THE FAMILY AND COMMUNITY, BASIC LIFE SAVING
13 SKILLS, OBSTETRICS AND BASIC GYNECOLOGY, and family planning;
14 RULES AND PROCEDURES GOVERNING THE REGISTRATION OF BIRTH OF
15 A NEWBORN HE/SHE ATTENDED TO, WITH THE LOCAL CIVIL
16 REGISTRAR; [in] carrying out the written order of physicians with regard to
17 antenatal, intra-natal and post-natal care of the normal pregnant mother in
18 giving immunization, including oral and parenteral dispensing of oxytocic drug
19 after delivery of placenta, suturing parietal lacerations to control bleeding, to give
20 intravenous fluid during obstetrical emergencies provided they have been trained
21 for that purpose; and may inject Vitamin K to the newborn: Provided, However,
22 That this provision shall not apply to students in midwifery schools who perform
23 midwifery service under the supervision of their instructors, nor to emergency
24 cases.”

1 AS INDEPENDENT PRACTITIONERS, MIDWIVES ARE PRIMARILY
2 RESPONSIBLE FOR THE PROMOTION OF THE WELFARE OF THE MOTHER
3 AND THE CHILD AT ALL STAGES OF CHILDBEARING AND BIRTH.

4 AS MEMBERS OF THE HEALTH TEAM, MIDWIVES SHALL COLLABORATE
5 WITH OTHER HEALTH CARE PROVIDERS FOR THE CURATIVE,
6 PREVENTIVE, AND REHABILITATIVE ASPECTS OF CARE, RESTORATION
7 OF HEALTH, ALLEVIATION OF SUFFERING, AND WHEN RECOVERY IS
8 NOT POSSIBLE, TOWARDS A PEACEFUL DEATH. IT SHALL BE THE DUTY
9 OF THE MIDWIFE TO:

10 (A) PERFORM PROFESSIONAL RESPONSIBILITIES BASED ON
11 ACCEPTABLE AND SCIENTIFIC STANDARDS, APPLY
12 ETHICAL AND LEGAL PRINCIPLES IN THE PERFORMANCE
13 OF HIS/HER FUNCTIONS, ACTIVELY PARTICIPATE IN THE
14 ACTIVITIES OF THE PROFESSIONAL ORGANIZATION, AND
15 COMPLY WITH CONTINUING PROFESSIONAL EDUCATION
16 REQUIREMENTS

17 (B) ESTABLISH LINKAGES WITH COMMUNITY RESOURCES AND
18 COORDINATION WITH THE HEALTH TEAM;

19 (C) PROVIDE HEALTH EDUCATION TO INDIVIDUALS, FAMILIES
20 AND COMMUNITIES;

21 PROVIDED, THAT THIS SECTION SHALL NOT APPLY TO MIDWIFERY
22 STUDENTS WHO PERFORM MIDWIFERY FUNCTIONS UNDER THE DIRECT
23 SUPERVISION OF A QUALIFIED FACULTY: PROVIDED, FURTHER, THAT
24 IN THE PRACTICE OF MIDWIFERY IN ALL SETTINGS, THE MIDWIFE IS
25 DUTY-BOUND TO OBSERVE THE CODE OF ETHICS FOR MIDWIVES AND
26 UPHOLD THE STANDARDS OF SAFE PRACTICE.

1 SEC. 18. A new provision is inserted between Sections 23 and 24 of Republic Act No.
2 7395, to read as follows:

3 “SEC. 24. CONTINUING PROFESSIONAL EDUCATION – A REGISTERED
4 MIDWIFE IS REQUIRED TO MAINTAIN COMPETENCE BY CONTINUAL
5 LEARNING THROUGH CONTINUING PROFESSIONAL EDUCATION TO BE
6 PROVIDED BY THE ACCREDITED PROFESSIONAL ORGANIZATION OR
7 ANY RECOGNIZED PROFESSIONAL MIDWIFERY ORGANIZATION:
8 PROVIDED, THAT THE PROGRAM AND ACTIVITY FOR THE CONTINUING
9 PROFESSIONAL EDUCATION SHALL BE SUBMITTED TO AND APPROVED
10 BY THE COMMISSION, AFTER DUE CONSULTATION WITH THE BOARD.”

11 SEC. 19 The following provisions shall be inserted between Sections 26 and 27 of
12 Republic Act 7392, to read as follows:

13 SEC. 27. STUDIES FOR MIDWIFERY MANPOWER NEEDS, PRODUCTION,
14 UTILIZATION AND DEVELOPMENT- THE BOARD, IN COORDINATION
15 WITH THE ACCREDITED PROFESSIONAL ORGANIZATION AND
16 APPROPRIATE GOVERNMENT OR PRIVATE AGENCIES, SHALL INITIATE,
17 UNDERTAKE AND CONDUCT STUDIES ON HEALTH HUMAN RESOURCE
18 PRODUCTION, UTILIZATION, PLACEMENT AND DEVELOPMENT.

19 SEC. 28. COMPREHENSIVE MIDWIFERY PROGRAM- WITHIN NINETY (90)
20 DAYS FROM THE EFFECTIVITY OF THIS ACT, THE BOARD, IN
21 COORDINATION WITH THE ACCREDITED PROFESSIONAL
22 ORGANIZATION, NATIONAL ORGANIZATIONS, ACCREDITED SERVICE
23 PROVIDERS AND THE DEPARTMENT OF HEALTH IS HEREBY MANDATED
24 TO FORMULATE AND DEVELOP A COMPREHENSIVE MIDWIFERY
25 PROGRAM THAT INCLUDES A VALID ASSESSMENT OF CAREER

1 PERFORMANCE AND POTENTIAL, THUS, UPGRADE THE LEVEL OF SKILL
2 AND COMPETENCE OF MIDWIVES IN THE COUNTRY, SUCH AS BUT NOT
3 TO THE AREAS OF SKILL OF MATERNAL AND CHILD CARE AND SUCH
4 OTHER AREAS AS MAY BE DETERMINED BY THE BOARD.

5 THE BENEFICIARIES OF THIS PROGRAM ARE OBLIGED TO SERVE IN ANY
6 RURAL OR COMMUNITY HOSPITAL FOR A PERIOD OF AT LEAST ONE (1)
7 YEAR FROM COMPLETION OF THE PROGRAM.

8 SEC. 29. SALARY AND COMPENSATION – IN ORDER TO ENHANCE THE
9 GENERAL WELFARE AND COMMITMENT TO SERVICE AND
10 PROFESSIONALISM OF MIDWIVES, THE MINIMUM BASE PAY OF
11 MIDWIVES WORKING IN THE PUBLIC HEALTH INSTITUTIONS SHALL
12 NOT BE LOWER THAN THE 1ST STEP OF HIRING RATE PRESCRIBED FOR
13 SALARY GRADE 8 PURSUANT TO RA NO. 6758, OTHERWISE KNOWN AS
14 THE “COMPENSATION AND CLASSIFICATION ACT OF 1989”. PROVIDED
15 THAT FOR MIDWIVES WORKING IN LOCAL GOVERNMENT UNITS,
16 ADJUSTMENTS TO THEIR SALARIES SHALL BE IN ACCORDANCE WITH
17 SECTION 10 OF THE SAME ACT.

18 SECTION 30. FUNDING FOR THE COMPREHENSIVE MIDWIFERY
19 PROGRAM. - THE ANNUAL FINANCIAL REQUIREMENT NEEDED TO
20 TRAIN AT LEAST TEN PERCENT (10%) OF MIDWIVES OF THE
21 PARTICIPATING GOVERNMENT HOSPITAL SHALL BE CHARGEABLE
22 AGAINST THE INCOME OF THE PHILIPPINE CHARITY SWEEPSTAKES
23 OFFICE AND THE PHILIPPINE AMUSEMENT AND GAMING
24 CORPORATION, WHICH SHALL EQUALLY SHARE IN THE COSTS AND
25 SHALL BE RELEASED TO THE DEPARTMENT OF HEALTH SUBJECT TO
26 ACCOUNTING AND AUDITING PROCEDURES: PROVIDED, THAT THE

1 DEPARTMENT OF HEALTH SHALL SET THE CRITERIA FOR THE
2 AVAILMENT OF THIS PROGRAM.

3 SEC. 20. Sec. 27 of Republic Act No. 7392 is hereby amended to read as follows:

4 "Sec. 27. Penal Provision. – Any person who shall practice midwifery in the
5 Philippines within the meaning of this Act without a certificate of registration
6 issued in accordance herewith, or any person presenting or using as his/her own
7 certificate of registration or any person assuming, using or advertising, as a
8 registered midwife or registered nurse-midwife or appending to his/her name the
9 letter "R.M" without having been conferred such title by the Professional
10 Regulation Commission or advertising any title description tending to convey the
11 impression that he/she is a registered midwife, shall be guilty of misdemeanor
12 and shall, upon conviction, be sentenced to a fine of not less than [Ten] FIFTY
13 thousand pesos [(P10,000)] (P50,000) nor more than [Thirty] FIVE HUNDRED
14 thousand pesos [(P30,000)] (P500,000), or to suffer imprisonment for a period of
15 not less than two THREE [(2)] (3) years nor more than SEVEN (7) years or both
16 such fine and imprisonment at the discretion of the court. The aforementioned
17 penalty shall likewise be imposed upon any person found guilty of violation of
18 any rule and regulation issued pursuant to the provision of this Act.

19 SEC. 21. *Implementing Rules and Regulations* – Within ninety (90) days after the
20 effectivity of this Act, the Board and the Commission, in coordination with professional
21 midwives organizations, the Department of Health, the Department of Budget and Management
22 and other concerned government agencies, shall formulate such rules and regulations necessary
23 to carry out the provision of this act. The implementing rules and regulations shall be published
24 in the Official Gazette or in any newspaper of general circulation.

1 SEC. 22. *Separability Clause.* – Any portion or provisions of this Act that may be
2 declared unconstitutional or invalid shall not have the effect of nullifying other portions and
3 provisions hereof as long as such remaining portion or provision can still subsist and be given
4 effect in their entirety.

5 SEC. 23. *Repealing Clause.* – All other laws, decrees, executive orders, proclamations and
6 administrative regulations, or parts thereof inconsistent herewith are hereby repealed or
7 modified accordingly.

8 SEC. 24. *Effectivity Clause.* – This Act shall take effect fifteen (15) days after its
9 publication in at least two (2) national newspapers of general circulation.

Approved,