



Republic of the Philippines  
Province of Quezon  
MUNICIPALITY OF POLILLO  
-00000-

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE MINUTES OF THE 74<sup>TH</sup> REGULAR SESSION OF  
THE SANGGUNIANG BAYAN OF POLILLO, QUEZON HELD AT THE  
SESSION HALL OF THE MUNICIPAL BUILDING OF  
POLILLO, QUEZON ON JANUARY 22, 2018 AT 9:00 A.M.

PRESENT:

Honorable Rufino Rene Q. Marquita,	Municipal Councilor & Temporary Presiding Officer,
Honorable Rudy S. Pumarada,	Municipal Councilor,
Honorable Albert R. Agunias,	Municipal Councilor,
Honorable Efren C. Atendido,	Municipal Councilor,
Honorable Hubert Bismarck A. Espiritu,	Municipal Councilor,
Honorable Walter P. Calleja,	Municipal Councilor,
Honorable Bella A. Correces,	Municipal Councilor,
Honorable Edwin P. Susa,	President-PPLB/Ex-Officio.

ABSENT:

Honorable Loel F. Santoalla,	Municipal Vice Mayor/ Acting Municipal Mayor,
Honorable Joel V. Asis,	Municipal Councilor, (O.B.).

MUNICIPAL ORDINANCE NO. 124-2018

AN ORDINANCE PROMULGATING POLICIES AND MEASURES FOR THE  
PREVENTION AND CONTROL OF STI, HIV AND AIDS IN POLILLO, QUEZON,  
STRENGTHENING THE POLILLO, QUEZON STI/HIV AND AIDS COMMITTEE  
AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF AND FOR OTHER  
PURPOSES

*Author/s:* **Municipal Councilor Rudy S. Pumarada**, as referred and duly reviewed in the Committee on Health and Sanitation and in the Committee on Rules and Privileges/Ordinances & Legal Matters through its Chairman, **Municipal Councilor Albert R. Agunias**

*Be it ordained by the Sangguniang Bayan of Polillo, Province of Quezon in session duly assembled, that:*

ARTICLE I  
TITLE OF THE ORDINANCE

**Section 1.** Short Title - This ordinance shall be known as the "Polillo, Quezon STI/HIV and AIDS Ordinance of 2018."

ENGR. CRISTINE E. BOSQUE  
Municipal Mayor

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Municipal Councilor &  
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## ARTICLE II DECLARATION OF POLICY

**Section 2.** Declaration of Policy - Acquired Immune- Deficiency Syndrome (AIDS) is a disease that recognizes no territorial, social, political and economic boundaries for which there is no known cure.

The gravity of the AIDS threat demands strong local government action today, thus:


- a. The Municipal Government shall promote public awareness about the causes, modes of transmission, consequences, means of prevention and control of STI, HIV and AIDS through a comprehensive municipal-wide educational and information campaign organized and conducted by the municipality. Such campaigns shall promote value formation and employ scientifically proven approaches, focus on the family as a basic social unit, and be carried out in all schools and training centers, workplaces, and communities, this program shall involve affected and infected individuals and groups, including people living with HIV/AIDS.
- b. The Municipal Government shall extend to every person suspected or known to be infected with HIV and AIDS full protection of his/her human rights and civil liberties. Towards this end, compulsory HIV testing shall be considered unlawful unless otherwise provided by National law; the right to privacy of individual with HIV shall be guaranteed: discrimination, in all its forms subtleties, against individual with HIV or person perceived or suspected of having HIV shall be considered inimical to individual and national interest, and provision of basic health and social services for individual with HIV shall be assured.
- c. The Municipal Government shall promote utmost safety and universal precautions in practices and procedures that carry the risk of HIV transmission.
- d. The Municipal Government shall positively address and seek to eradicate conditions that aggravate the spread of HIV infection, including but not limited to, poverty, gender inequality, prostitution, marginalization, drug and ignorance.

## ARTICLE III DEFINITION OF TERMS

**Section 3.** Definition of Terms. - As used in this ordinance, the following terms are defined as follows:

- a. Acquired Immune Deficiency Syndrome (AIDS) - a condition characterized by a combination of signs and symptoms, cause by HIV contracted from another person's and which attacks and weakens the body's immune system, making the afflicted individual susceptible to other life-threatening infections.
- b. Anonymous Testing- refers to an HIV testing procedure whereby the individual being tested does not reveal his/her true identify. An identifying number or symbol

  
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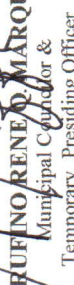
  
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is used to substitute for the name and allows the laboratory conducting the test and person on whom the test is conducted to match the test results with the identifying number or symbol.

- c. Compulsory HIV Testing refers to HIV testing imposed upon a person attended or characterized by the lack of consent, use of physical force, intimidation or any form of compulsion.
- d. Contact Tracing- refers to the method of finding and counseling the sexual partners of a person who has been diagnosed as having sexually transmitted infection.
- e. Human Immunodeficiency Virus (HIV) - refers to the virus which causes AIDS.
- f. HIV/AIDS Monitoring- refers to the documentation and analysis of the number HIV/AIDS infection and the pattern of its spread.
- g. HIV/AIDS prevention and control- refers to the measures aim at protecting non-infected persons from contracting HIV and minimizing the impact of the condition of persons living with HIV and AIDS.
- h. HIV-Positive- refers to the presence of HIV infected as documented by the presence of HIV or AIDS antibodies in the sample tested.
- i. HIV negative- denotes the absence of HIV or AIDS antibodies upon HIV testing.
- j. HIV Transmission- refers to the transfer of HIV from the infected person to an uninfected individual, most commonly through sexual intercourse, blood transfusion, sharing of intravenous needles and mother to child during pregnancy.
- k. High Risk Behavior - refers to a person's frequent involvement in certain activities which increase the risk of transmitting or acquiring STI and HIV.
- l. Informed Consent- refers to the voluntary agreement of a person to undergo or be subjected to a procedure based on full information, whether such permission is written, and/or conveyed verbally.
- m. Confidentiality - refers to the relationship of trust and confidence created or existing between a patient or a person with HIV and his attending physician, consulting medical specialist, nurse, medical technologist and all other health workers or personnel involved in any counseling, testing or professional care. It also applies to any person who in any official capacity has acquired or may have acquired such confidential information.
- n. Person with HIV- refers to an individual whose HIV test indicates HIV infection or who has personally confessed infection with HIV.
- o. Pre-Test Counseling - refers to the process of providing individual information on all aspects of STI/HIV and AIDS and emotional support to any psychological implication of undergoing HIV testing and importance of knowing the test result.

  
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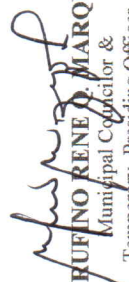
- p. Post- Test Counseling - refers to the process of providing an individual information and emotional support to a person who submitted to HIV testing at the time that the test result is released.
- q. Prophylactic - refers to any agent or device used to prevent the transmission of a disease.
- r. Sexually Transmitted Infection - refers to any disease that maybe acquired or passed through sexual contact.
- s. Voluntary HIV Testing - Refers to HIV testing done on an individual who, after having under gone pre-test counseling willingly submits to such test.
- t. Window Period - Refers to the period of time, usually lasting from two weeks to six months during which an infected individual will test “negative” upon HIV testing but can actually transmit the infection.
- u. Workers - Refers to male or female entertainer whose services are hired by the entertainment establishment operator for the purpose of entertaining its patrons, guest or costumers allowing said worker to dance, converse, talk, chat, and sing with them usually for a “tip” at the discretion of the later.
- v. Regulars Members – refers to the members of the STI/HIV and AIDS Committee (SHAC) who attends all meeting called for and performs all the functions of the committee as provided for in this ordinance.
- w. Ex-Officio members- refer to members of the STI/HIV and AIDS Committee (SHAC) who are called for to attend meetings whenever their input or expertise is needed by the committee and they may or may not perform the functions of the committee as provided for in this ordinance.
- x. Minors - refer to any person who is below eighteen (18) years old.
- y. Clients - refer to any person or group of persons who seek and/or receive information and services related to the program.

#### **ARTICLE IV** **EDUCATIONAL AND INFORMATION**

**Section 4.** Comprehensive STI, HIV and AIDS Education. - Comprehensive educational and information strategies shall be design, integrated and adopted in various levels geared towards the purpose of providing substantial information/knowledge, improving attitudes and skills in the prevention and control of STI, HIV and AIDS in both public and private sectors.

**Section 5.** STI, HIV and AIDS in school. - The Municipal Government, Department of Education (DepEd), shall take the lead in information dissemination and popularization on the nature of STI, HIV and AIDS and its prevention, utilizing standardized information

  
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provided by the Department of Health in all school, colleges and universities and other indigenous learning system including non-formal system of education.

All teachers and instructors of the said STI, HIV and AIDS courses shall be required undergo seminars or training on STI, HIV and AIDS prevention and control to be supervised by the Department of Education, commission on higher education and technical skills and development authority or any accredited institution/organization, in coordination with the department of health, before they are allowed to teach on the subject.

**Section 6. HIV/AIDS Information as a Health Service.** - STI/HIV and AIDS education and information dissemination shall form part of the delivery of health services by health practitioners, workers and personnel. The knowledge and capabilities of all public health workers shall be enhanced to include skills for proper information dissemination and education on STI, HIV and AIDS as a component of reproductive health. It shall likewise be considered a civic duty of health providers in the private sectors to make available to the public such information necessary to control the spread of STI, HIV and AIDS and to correct common misconceptions about these diseases. The training of health workers shall include discussions on HIV- related ethical issues such as confidentiality, informed consent and the duty to private treatment.

**Section 7. STI, HIV and AIDS Education in the Workplace.** - All government and private employees, workers manager, and supervisors, shall be provided by standardized basic information and instruction on STI, HIV and AIDS which shall include topics confidentiality in the workplace and attitude toward infected employees and workers. The Polillo, Quezon STI/HIV and AIDS Committee (SHAC) shall oversee, in collaboration with the Department of Labor and Employment (DOLE), Municipal Health Office (MHO) and/or Municipal Population Management Office (MPMO), the STI/HIV and AIDS prevention campaign in all national and local government agencies, government-controlled corporation and private companies to include but not limited to fishing companies, entertainment establishments, and business firms.

The conduct of STI/ HIV and AIDS education campaign shall be undertaken by any of the Following Offices: Municipal Health Office (MHO) and/or Municipal Population Management Office (MPMO), the STI/HIV and AIDS prevention campaign in all national and local government agencies, government controlled corporations and private companies to include but not limited to fishing companies, entertainment establishments, and business firms.

The conduct of STI/HIV and AIDS Education campaign shall be undertaken by any of the following offices: Municipal Health Office (MHO) and or Municipal Population Management Office (MPMO) or duly accredited and qualified NGOs or individual working directly on STI/HIV and AIDS prevention and operating in the municipality. The SHAC shall certify the competency of such NGOs to conduct STI/HIV and AIDS education without prejudice to the payment of professional fees that may be charged by the resource persons or NGOs concerned.

Companies with establishment family welfare programs may conduct their own STI/HIV and AIDS education provided that they have competent personnel trained and qualified by the SHAC.

  
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**Section 8.** HIV/AIDS Education for Filipinos Going Abroad. - The Municipal Government of Polillo, Quezon shall coordinate with the Department Of Labor And Employment in the implementation of STI, HIV and AIDS educations among the Filipinos going abroad. Pursuant to section 7 or R.A. 8504, otherwise known as the Philippine AIDS Prevention and Control Act of 1998, STI, HIV/AIDS education seminar shall be part of the Pre-Departure Orientation Seminar among Overseas Filipino workers.

**Section 9.** Information Campaign for Tourist and Transients. - Informational AIDS on materials on the cause, Modes of transmission, prevention and consequences of HIV infection shall be adequately provided at all ports of entry or exit, restaurants hotels and entertainment establishments in the municipality. The informational STI/HIV and AIDS materials shall be developed and produced by the local government through the SHAC without prejudice to materials donated by the national government and other entities.

**Section 10.** Compulsory STI/HIV and AIDS Education. - It shall be compulsory for all owners and/or managers of entertainment establishments, beauty parlors, barber shops, massage parlors, hotel, motels, lodging houses, dormitories, hospitals, doctor's clinics dentist clinics, midwife clinics, nursing homes and other establishments as maybe deemed necessary, to attend seminar on STI/HIV and AIDS prevention conducted by any of the Municipal Health Office, Municipal Population Management Office and accredited and qualified NGOs as basis for issuance or renewal of permit to operate. A certificate of attendance shall form part of the requirements for the issuance or renewal of the Health Certificate or Permit to Operate.


**Section 11.** Regular Medical examination. - Workers in all entertainment establishments shall be required to undergo weekly examination at the Municipal Social Hygiene Clinic under the Municipal Health Office and secure a health certificate before reporting for work. Operators of the entertainment establishment shall not allow workers to report without first presenting the health certificate.

**Section 12.** STI/HIV and AIDS Education in the Communities. - The Municipal Government through the STI/HIV and AIDS Committee ( SHAC) shall ensure that all Barangay conduct an education and information campaign on STI/HIV and AIDS prevention in coordination with the Municipal Health office and/or Municipal Population Management Office, or accredited and qualified non-government organizations at the community level for but not limited to the informal sector, out of school youth and registered sex workers, male donated workplace, women groups, religious groups and other group as maybe deemed necessary.

**Section 13.** - STI, HIV AND AIDS Gender Sensitive IEC Materials and Education Module. - The SHAC shall design information, education and communication (IEC) materials appropriate to the needs and culture of groups being targeted in the campaign. Literature on STI, HIV and AIDS shall preferably utilize the local dialect to encourage and facilitate easy understanding of terms and concepts.

**Section 14.** Peer Education Required. - All establishments shall have at least one (1) peer educator trained by the MHO and/or accredited and qualified Non-Government Organization or individuals to sustain STI/HIV and AIDS prevention campaign among workers.

  
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**Section 15.** Media campaign on STI, HIV and AIDS Prevention. – In partnership with the Municipal Public Information Office, Philippine Information agency and the various media organizations, the SHAC shall prepare a media and communication plan for a regular information dissemination campaign and advocacy.

**Section 16.** Information on Prophylactics. – Appropriate information shall be attached to every prophylactic materials offered for sale or given as a donation by any agency. Such information shall be legibly printed in English and/or Filipino, and contain literature on the proper use of the prophylactic materials and, its efficacy against STI/HIV and AIDS.

**Section 17.** Penalties for Misleading Information. - Misinformation on STI/HIV and AIDS prevention and control through false and misleading advertisement and claims purporting to be cure or a fall-safe prophylactic by any media, or other groups or persons is hereby prohibited.

In violation of this provision, the offender(s) shall be penalized with the following:

1. Group of Persons or Entity – imprisonment of two (2) months to one(1) year, or fine of **Two Thousand Five Hundred Pesos (2,500.00)** or both upon the discretion of the court without prejudice to the imposition of administrative sanctions such as fine and suspension or revocation of professional or business income.
2. Individual violator – imprisonment of two (2) months to one (1) year or fine of **One Thousand Pesos (1,000.00)** or both upon the discretion of the court without prejudice to the imposition of administrative sanctions such as fine and suspension or revocation of professional or business license.

**ARTICLE V**

**COMPOSITION AND FUNCTIONS OF THE POLILLO, QUEZON STI/HIV AND AIDS COMMITTEE**

**Section 18.** Composition of the Polillo, Quezon STI/HIV and AIDS Committee. – Municipality of Polillo STI/HIV and AIDS Committee shall be composed of the following from the Municipal Government and Private Sector:

- |   |  |
|---|--|
| Municipal Mayor   | - Chairperson                                  |
| Accredited and Qualified Local Non-Government Organization (NGO) working on STI/HIV and AIDS Prevention | - Vice-Chairperson for NGO                     |
| Rural Health Unit   | - Vice-Chairperson for Government Organization |
| Polillo Medicare Hospital   | - Member                                       |
| Municipal Social Welfare and Development Office   | - Member                                       |
| Municipal Civil Registrar   | - Member                                       |
| Department of Education representative  | - Member                                       |
| Department of Health  | - Member                                       |
| 2 accredited and qualified local NGOs working on STI/HIV and AIDS Prevention                            | - Member                                       |

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NGO Representative of the Local Health Board	- Member
SB Chairperson, Committee on Women, Children and Family/Social Services	- Member
SB Chairperson, Committee on Health and Sanitation	- Member
Municipal Planning and Development Office	- Member
President, Liga ng mga Barangay	- Member
Public Employment and Service Office Representative	- Member

The Committee may, from time to time expand its membership as the need arises.

**Section 19.** Functions of the Committee. – The Municipality of Polillo STI/ HIV and AIDS committee shall have the following functions:

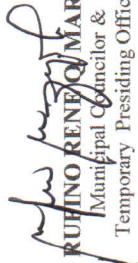
1. Advisory Group to the Sangguniang Bayan and the Executive Branch on policy formulation/development, program conceptualities, planning and monitoring toward the prevention and control of STI, HIV and AIDS;
2. Coordinative Body in establishing, mobilizing and strengthening linkages with the local, national and international agencies, Local Health Board and other stakeholders involved in or can participate in the STI/HIV and AIDS prevention and control program;
3. Facilitator in undertaking information, education and communication campaign on STI/HIV and AIDS prevention and controls;
4. Monitoring Body in the implementation of RA 8054, this Ordinance and other policies approved by the Polillo, Quezon SHAC.
5. Mobilizing resources and/or function as conduit through its accredited and qualified NGO member of aid, donations, contributions, bequests or gift for exclusive use in implementing and/or sustaining the STI/HIV and AIDS programs and projects with the Municipal Government.

**Section 20.** Secretariat of the STI/HIV and AIDS Committee. – The Municipal Social Hygiene clinic of the Municipal Health Office shall act as the Secretariat of the SHAC with following functions:

1. Coordinates the activities of the SHAC;
2. Service as the center of communication by receiving and disseminating information from and to the members of the committee;
3. Documents meetings and other activities of the Committee;
4. Keeps all the records of the Committee
5. Performs other secretariat functions as may be assigned by the Chairperson of the Committee.

**Section 21.** Compensation and Remuneration of the SHAC and its Secretariat. – Member and secretariat of the Polillo, Quezon STI/HIV and AIDS Committee shall perform their duties as such and shall be entitled to the necessary travelling and incidental expenses and may receive honorarium subject to availability of funds chargeable against the funds of the SHAC and subject to existing accounting and auditing rules and regulations.

  
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## ARTICLE VI FUNCTIONS OF THE MUNICIPAL SOCIAL HYGIENE CLINIC

**Section 22.** Function of the Municipal Social Hygiene Clinic – There shall be a Municipal Social Hygiene Clinic under the Municipal Health Office which shall perform the following function but not limited to:

1. Be in the frontline in the delivery of STI/HIV and AIDS prevention and control service;
2. Provide education and Information dissemination activities in the promotion of reproductive health, prevention and control of STI/HIV and AIDS
3. Monitoring and evaluate cases handled;
4. Refer client to other agencies for case that need other health and social service such as livelihood projects alternative and scholarship;
5. Ensure that children with STI/HIV and AIDS are given priority in treatment and are referred to concerned agencies for further assistance;
6. Conduct HIV Antibody Test on a voluntary and regular basis. Further pre and post - test counseling shall likewise be administered before any examination may be considered;
7. Provide the SHAC with quarterly and annual data on the status of STI/HIV and AIDS in Polillo, Quezon;
8. Spearheads activities in the commemoration of HIV and AIDS significant events;
9. Perform such other duties and function as may be prescribed by law or ordinance.

**Section 23.** Compulsory HIV Antibody Testing. – Compulsory HIV testing may be allowing only in the following instances

1. When there shall be lawful order by the competent court;
2. When mandate by the national Law; and
3. When complying with the provisions of republic Act No. 7170, otherwise known as the “Organ Donation Act”


**Section 24.** Strengthening of the Municipal Social Hygiene Clinic. – The Municipal Government shall strengthen the Municipal Social Hygiene Clinic through the provision of adequate personnel, facilities and budget. It shall ensure provision of Comprehensive Reproduction Health Services and sexual health education, focused on the prevention and control of STI/HIV and AIDS, and ensuring ethical and quality care and information.

The Municipal Hygiene Clinic shall seek accreditations as HIV Testing Center from the Department of Health and shall set and maintain reasonable accreditation standards.

## ARTICLE VII ADHERENCE TO STAFF PRACTICES AND PROCEDURE, TESTING SCREENING AND COUNSELING

**Section 25.** Safe Practices and Procedures. – The Municipal Government shall strictly adhere to the principles and guidelines on safe practice and procedures, necessary to protect

  
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any person from HIV transmission as mandated in Article II and III of Republic Act 8504. Procedure on testing, Screening and counseling shall observe the ethics of care and medical confidentiality in dealing with individuals having vulnerable for contracting STIs and/or HIV.

## ARTICLE VIII SPECIAL PROTECTION OF CHILDREN

**Section 26.** Regulation Concerning Children with and Near the Vicinity of an Entertainment Establish. – The following regulation shall be enforced for the protection of children within and near the vicinity of entertainment establishments:

- a. Parent, guardians, or any person who knowing allow children to enter or loiter within the vicinity of an entertainment establish, one hour prior, during and one hour after operation shall be penalized.

The violation shall be punishable by a fine of P. 1,500.00 or an imprisonment of not exceeding two (2) months for every offense.

- b. Children found entering, loitering within the vicinity of an entertainment establishment shall immediately be rescued, and be provided with appropriate intervention as the circumstances warrant.


**Section 27.** Non-Hiring of Children in Entertainment Establishments and Penalty for Employment of Children. – No child shall be employed as a worker by any entertainment establishment operator. Any establishment caught employing children shall be immediately closed and be fined an amount of **Two Thousand Five Hundred Pesos (P 2,500.00)** and the operator be imprisoned for twelve (12) months and without prejudice for being prosecuted under RA 7610, otherwise known as “ Special Protection of Children Against Child Abuse, Exploitation and Discrimination Act”, and other pertinent national laws including the Lawson trafficking in person Thus operation must exert outmost efforts to determine the age of any applicant for job in their entertainment establishments

**Section 28.** Special Care and support Service for children of Person Infected with HIV and AIDS. – The Municipal Government shall provide special care and support services for children infected with HIV and AIDS or for children of persons infected and affected with HIV and AIDS until they reach the age of eighteen (18) or when foster care outside the government may be available.

## ARTICLE IX HEALTH AND SUPPORT SERVICE

**Section 29.** Universal access to STI Health Care Service. – Access to STI health care services/assistance shall be extended to all individuals regardless of sex, gender, age, social status, political belief, and religion.

  
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**Section 30.** Adherence to Quality Health Care and Ethics of Care. – Medical practitioner or other staff assisting or directly providing health services/examination/education to client shall adhere to the basic principles of ethics care. They rights, including the right to file charges abuse committed against them.

**Section 31.** Special Care and Support for Pregnant Women with HIV and AIDS. – The Municipal Government shall provide special care and support services for pregnant women with HIV and AIDS.

**Section 32.** Health Care Plan for Persons with HIV and AIDS. – The Municipal Government in coordination with the Philippine National AIDS Council, Department of Health and Commissioner of the Insurance Commission shall conduct a study on the feasibility of setting up a package of health care plans, and should the study warrant, implement the plan for persons with HIV and AIDS.

#### **Article X** **STI/HIV and AIDS Monitoring**

**Section 33.** Monitoring Program and Reporting Mechanism. – The SHAC develop a comprehensive STI/HIV and AIDS monitoring program and reporting procedures on the magnitude and progression of HIV infection Polillo, Quezon. Further, it shall enhance mechanism to further implement provisions in monitoring of IV (Health and Support Services) of the Republic Act 8504.

**Section 34.** Documentation. – STI and HIV Contact tracing and all other health intelligence activities may be initiated by the Municipal Social Hygiene Clinic in coordination with the SHAC, provide that these do not run counter to the general purpose of this ordinance. Any information gathered shall remain confidential and classified and shall not be used in any way to become the basic qualification for any employment, school attendance, freedom of abode or travel.


**Section 35.** Submission of Work Policies. – It shall be compulsory for all owners and/or managers of all establishments to provide the Municipal Government copies of the establishments policies in accordance with Labor laws and other related national and local policies.

**Section 36.** Research Investigations. – All research investigations related health to HIV and AIDS shall observe strict adherence to the ethical guidelines set by the Philippine National AIDS Council. The researchers are acquired to coordinate and submit a copy of their report of their investigation with this LGU and to submit the report before publishing the same.

#### **Article XI** **Discriminatory Acts and Confidentiality of information**

**Section 37.** Discriminatory Acts. – Discrimination in any form and place of person perceive or suspected with HIV shall be addressed through the information about HIV status of a person shall be penalized under Republic Act 8504.

  
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**Section 38.** Prohibition against Divulging of Confidential Information of persons with STI, HIV and AIDS. – Any person who divulge confidential information about HIV status of a person shall be penalized under Republic Act 8504.

#### Article XII Penal Provision

**Section 39.** Any person or entity found guilty of violating any provision of this Ordinance, except those already expressly stated, shall be meted with the following penalties:

1. First Offense – a fine of **One Thousand Pesos (P1, 000.00)** and/or imprisonment of one (1) month
2. Second Offense – a fine of **One Thousand Five Hundred Pesos (P1, 500.00)** and or imprisonment of three (3) month
3. Third Offense – a fine **Two Thousand Five Hundred Pesos (P2,500.00)** and/or an imprisonment of six (6) month and/or cancellation permit.

#### Article XIII Funding

**Section 40.** Appropriate. – An amount of not less than **Fifty Five Thousand Pesos (P55,000.00)** shall be appropriated for the initial implementation of this ordinance including projects and operations of the SHAC.


**Section 41.** Establishments of the STI/AIDS Trust Fund. – The Municipal Government shall establish a STI/HIV and AIDS Trust fund for the implementation of this ordinance including projects and operations of the SHAC such as but not limited to the hereunder expenditures: trainings/ seminars including resource persons, facilitators and documenters, board and lodging, travel and incidental expenses, honoraria, office supplies and material, information and education materials, gasoline and oil, repairs and maintenance of facilities and equipment, purchase of office equipment, furniture and fixtures, medical and laboratory supplies, drugs and medicines, referral cost and other miscellaneous expenses related to or necessary to the program. The funds for the STI/HIV and AIDS Trust fund shall come from the initial appropriate, from all other fees collected by the Municipal Social Hygiene Clinic, donation, grant and collection from penalties.

**Section 42.** Collection of Penalties. – All moneys collected by the Municipal Treasurer's Office Pursuant to the penalty clauses of this Ordinance shall be deposited to the STI/HIV and AIDS Trust fund except of the barangay citation ticket if implementation is done by the barangay.

#### Article XIV Miscellaneous and Final Provision

**Section 43.** Implementation Agencies. – All offices of the Government and private sectors shall implement this Ordinance in Coordination with the SHAC.

  
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**Section 44.** Compliance Report. – Within six (6) months from the effectivity of this Ordinance and every (6) months thereafter, all municipal department and instrumentalities shall submit a report to the SHAC on their compliance with this Ordinance.

**Section 45.** Oversight Committee. – The SHAC shall serve as oversight Committee to review this Ordinance and prepare or make recommendations to the Sangguniang Bayan for possible amendments or revisions therefor after three years from effectivity of this Ordinance. The Sangguniang Bayan may introduce amendments to this Ordinance at its own discretion as a law-making body.

**Section 46.** Separability Clause. – if for any reason, any section or provision of this Ordinance is declared unconstitutional or valid, the other sections or provisions hereof which are not affected shall continue to be in full force and effect.

**Section 47.** Supplementary Clause. – On matters not provided for in this Ordinance, any existing applicable laws and their corresponding implementing rules and regulations, executive orders, and relevant issuances therefore shall apply in supplementary manner.

**Section 48.** Repealing Clause. - All Ordinances, local issuances or rules inconsistent with any of the provision of this ordinance are hereby repealed or modified accordingly.

**Section 49.** Effectivity Clause. - This ordinance shall take effect immediately after its posting at conspicuous places in the Municipality for at least three (3) consecutive weeks.

**APPROVED UNANIMOUSLY.**

January 22, 2018

X-----X

*Pursuant to Section 54 and 469 of the Local Government Code of 1991, I hereby certify that **Municipal Ordinance No. 124-2018** was adopted by the Sangguniang Bayan on the date mentioned above.*

*med.*  
**MEDICINE C. ASIS**  
Secretary to the Sangguniang Bayan 1

**ATTESTED AND CERTIFIED TO  
HAVE BEEN DULY ADOPTED:**

  
**RUFINO RENE D. MARQUITA**  
Municipal Councilor & Temporary Presiding Officer

**APPROVED:**

  
**ENGR. CRISTINA E. BOSQUE**  
Municipal Mayor

*Excerpted on:  
January 30, 2018*