



ORDINANCE NO. 13924-2020

AN ORDINANCE ESTABLISHING THE CAGAYAN DE ORO CITY MEDICAL X-RAY IMAGING FACILITY, DEFINING ITS FUNCTIONS, OPERATIONS AND ADMINISTRATION AND FOR OTHER PURPOSES

Whereas, Section 16 of R.A. 7160, otherwise known as the Local Government Code of 1991, mandates that every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, and those which are essential to the promotion of the general welfare;

Whereas, Republic Act 7431 regulates the practice of Radiologic Technology in the country for the purpose of protecting the public from the hazards posed by radiation as well as to ensure safe and proper diagnosis, treatment and research through the application of machines and/or equipment using radiation;

Whereas, the City Government of Cagayan de Oro aims to provide quality health care to its constituents especially those who cannot afford the services of private medical institutions and diagnostics centers;

Whereas, the City Health Office of Cagayan de Oro intends to implement health programs set by the Department of Health such as but not limited to National Tuberculosis Program and Communicable Disease Program, which require the use of X-Ray to diagnose conditions affecting the chest, its contents and nearby structures especially the lungs and where X-Ray is used as the new screening tool for TB presumptive;

Whereas, with the establishment of a City Medical X-Ray Imaging Facility at the City Health Office of Cagayan de Oro, residents will have access to affordable X-Ray examinations;

NOW, THEREFORE:

BE IT ORDAINED by the 19th City Council (*Sangguniang Panlungsod*) in session duly assembled, that:

SECTION 1. Title – This ordinance shall be known as the “*Cagayan de Oro City Medical X-Ray Imaging Facility Ordinance*.”

SECTION 2. Purpose – To provide resident of the City with quality Medical X-Ray Examination services, thereby ensuring accurate and improved imaging facility aid.

SECTION 3. Definition of Terms – For purposes of this Ordinance, the following terms shall be defined as:

- a. **X-ray technology** is an auxiliary branch of radiology which deals with the technical application of x-rays as aid in the diagnosis of diseases and injuries;
- b. **Radiologic technology** is an auxiliary branch of radiology which deals the technical application of radiation, such as x-rays, beta rays, gamma rays, ultrasound and radio frequency rays, in the diagnosis and treatment of diseases;
- c. **X-ray technologist** is a bona fide holder of a certificate of registration for x-ray technology issued by the Board of Radiologic Technology in accordance with Republic Act No. 7431;
- d. **Radiologic Technologist** is a bona fide holder of a certificate of radiologic technology issued by the Board of Radiologic Technology in accordance with RA 7431;
- e. **Radiologist** is a licensed physician who specializes in the diagnosis or treatment of disease with the use of radiation;
- f. **Facility** refers to the place where medical x-ray is installed and operated.



- g. **Indigent** – A person who has no visible means of income, or whose income is insufficient for the subsistence of his family, as identified by the Department of Social Welfare and Development (DSWD) based on specific criteria set for this purpose in accordance with the guiding principles set forth in Article I of R.A. 7875, as amended by R.A. 10606, otherwise known as "National Health Insurance Act of 2013."

SECTION 4. Services; Coverage – The City Health Office Medical X-Ray Imaging Facility shall provide medical x-ray imaging services to the residents of Cagayan de Oro City, and extend its services to residents of other Local Government Units (LGUs).

SECTION 5. Guidelines:

- a. **STANDARDS:** The Medical X-Ray Imaging Facility shall be established and organized to provide quality, effective and efficient services at a lower cost. The same shall also be fully compliant with the standards and requirements set forth by the Center for Device Regulation, Radiation Health, and Research of the Department of Health (DOH).
- b. **HUMAN RESOURCE:** The imaging procedures shall be conducted by an adequate number of qualified radiologic/x-ray technologists and other health professionals with documented training and experience.

The Medical X-Ray Imaging Facility operations shall be supervised (either on a permanent or on-call basis) by a radiologist/s who is a medical doctor with specialization in diagnosing and treating disease and injury using medical imaging techniques such as x-rays, computed tomography (CT), magnetic resonance imaging (MRI), and ultrasound by the Philippine Board of Radiologist, in a manner conforming with the standards set by the Center for Device Regulation, Radiation Health, and Research of the DOH.

There shall be staff development and continuing education program at all levels of the facility to upgrade the knowledge, attitude and skills of its staff.

SECTION 6. Supervision and Management – The City Health Officer shall supervise the facility with the assistance of a radiologist. The Local Health Board shall provide advisory management on the supervision of the facility.

SECTION 7. Service Fee – The following Service Fee, to be paid at the City Treasurer's Office or its duly authorized representative, shall be charged to patient or person availing of the Medical X-Ray Imaging Facility, to wit:

- a) General Radiology (Chest X-ray) ₱ 130.00 per person

SECTION 8. Increase in Fee – The Sangguniang Panlungsod may increase the aforesated service fee from time to time based on current prevailing prices of laboratory reagents and supplies.

SECTION 9. Exemptions – Indigent patients shall be exempt from paying the service fee herein imposed; subject to the limitations provided for by existing laws, rules and regulations.

SECTION 10. Budget – The budget for the establishment, operations and maintenance of the Medical X-Ray Imaging Facility shall come from the local health fund under the laboratory service of the City Health Office and similar appropriations provided for in the Annual Budget of the City Government



SECTION 11. Compliance of Minimum Requirement – The Local Chief Executive (LCE), in coordination with the City Health Officer, shall see to it that the Medical X-Ray Imaging Facility shall comply with the minimum operational requirements set by the DOH.

SECTION 12. Repealing Clause – All ordinances, resolutions, rules and regulations, or parts thereof, whose provisions are in conflict with or contrary to the provisions of this Ordinance are hereby deemed repealed, amended and modified accordingly.

SECTION 13. Severability – Should any provision or any part of this Ordinance be declared unconstitutional or invalid, other provisions or any part herein not affected shall continue to be in full force and effect.

SECTION 14. Effectivity – This Ordinance shall take effect after fifteen (15) days after its approval and after due compliance with publication requirements.

UNANIMOUSLY APPROVED.

AUTHOR: COUNCILOR MARIA LOURDES S. GAANE

- Present:
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|---------------------------|--|------------------------------------|
| 1 st District: | - Councilor Edna M. Dahino | - Councilor Jay R. Pascual |
| | - Councilor Reuben R. Daba | - Councilor Lordan G. Suan |
| | - Councilor Roger G. Abaday | - Councilor Romeo V. Calizo |
| | - Councilor George S. Goking | - Councilor Zaldy O. Ocon |
| 2 nd District: | - Councilor Joyleen Mercedes L. Balaba | - Councilor Maria Lourdes S. Gaane |
| | - Councilor Ian Mark O. Nacaya | - Councilor Edgar S. Cabanlas |
| | - Councilor Teodulfo E. Lao, Jr. | - Councilor Jocelyn B. Rodriguez |
| | - Councilor Suzette G. Magtajas-Daba | - Councilor Enrico D. Salcedo |
| Ex-Officio: | - Councilor Yan Lam S. Lim | - Councilor John Michael L. Seno |

ENACTED this 27th day of July 2020 in the City of Cagayan de Oro.

I hereby certify to the correctness of the foregoing Ordinance.

ARTURO S. DE SAN MIGUEL
CITY COUNCIL SECRETARY

Attested as duly enacted:

RAINEIR JOAQUIN V. UY
CITY VICE-MAYOR
PRESIDING OFFICER

Approved:

OSCAR S. MORENO
CITY MAYOR

Attested:

TEODORO A. SABUGA-A, JR.
ACTING CITY ADMINISTRATOR