



REPUBLIC OF KENYA

THE SENATE

ELEVENTH PARLIAMENT – THIRD SESSION

VOTES AND PROCEEDINGS

WEDNESDAY, JULY 08, 2015 AT 2.30 P.M.

1. The Senate assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer.
3. **COMMUNICATION FROM THE CHAIR**

The Speaker conveyed the following communications from the Chair-

a) Visiting Members and Staff from Kericho County

"Honorable Senators,

I am pleased to acknowledge and to welcome to the Senate this afternoon, the Members and Staff of Kericho County Assembly who are seated in the Speaker's Gallery.

I request that when their names are called out, they stand so that they may be acknowledged in our usual Senate tradition.

1. Hon. Japheth Mutai
2. Hon. Charles Ngetich
3. Hon. Chumo Kiprono
4. Hon. Daniel Rono
5. Hon. Livingstone Kirui
6. Hon. Jackson Kikwai
7. Hon. Emily Mutai
8. Hon. Bernard Mutai
9. Hon. John Sang
10. Hon. John Too
11. Hon. Philip Koske
12. Hon. Sharon Cherono
13. Hon. Betsy Chebet

14. Hon. Mary Betty Chelangat
15. Hon. Purity Bore
16. Hon. Hillary Bett
17. Hon. Agnes Marisin
18. Hon. Edna Tonui
19. Hon. Joseah Kirui
20. Hon. Cheruiyot Bett

The Members are accompanied by the following staff-

1. Mr. Martin Epus
2. Ms. Elizabeth Rop
3. Ms. Rose Mutai
4. Ms. Sally Bett
5. Ms. Linet Laboso
6. Ms. Nancy Bon
7. Mr. Ken Kosomei

Honorable Senators,

I take this opportunity on behalf of the Senate and on my own behalf, to wish the Members and Staff of Kericho County Assembly a happy and fruitful visit.

I thank you."

b) Visiting Students and Teachers of Kiserian Junior Seminary Academy

"Honorable Senators,

I wish to recognize the presence of the Students and Teachers from Kiserian Junior Seminary from Kajiado County seated in the Public gallery who are visiting the Senate today.

As you all know Hon. Senators, the tradition of receiving and welcoming visitors to Parliament is a long time tradition and one we shall endeavor to continue upholding.

On behalf of the Senate and on my own behalf, I extend a warm welcome to the Students and Teachers of Kiserian Junior Seminary.

I thank you."

4. **STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (b)**

- i) The Vice-Chairperson of the Standing Committee on National Security and Foreign Relations issued a statement regarding international boundary disputes between Kenya and her neighbours.

The Vice-Chairperson informed the Senate that there existed no boundary dispute between Kenya and the Democratic Republic of Ethiopia, but that inspection of the entire international boundary between the two countries was yet to be carried out due to logistical and other bureaucratic challenges. The joint inspection and re-establishment of boundary pillars between the two countries commenced in 2014, and was expected to be completed in approximately five years.

The Vice-Chairperson further informed the Senate that there existed no dispute on the land boundary between Kenya and Somalia, but that the boundary beacons between the two countries were dilapidated and require immediate re-establishment. Further, the Transitional Government of the Republic of Somalia had instituted a legal dispute in the International Court of Justice (ICJ) where it claimed part of the maritime territory over which Kenya presently exercises sovereignty. The Kenya Government had constituted a team of lawyers, headed by the Attorney General, to defend Kenya's position at the ICJ.

The Senate was further informed that there was notable disagreement along the Kenya-Uganda boundary along Lake Victoria over a one acre rock outcrop (Migingo Island) and that a joint survey had been undertaken by the two countries in respect of the boundary at Lake Victoria, and the Report thereon submitted to the respective Governments. Actual demarcation along the international boundary is pending, and the Kenya Government was pushing for completion of the same to resolve the dispute.

The Vice-Chairperson further informed the House that Kenya had a notable disagreement with the Republic of South Sudan over the common boundary from Kenya-Uganda-South Sudan Tri-Junction to Kibish Area, a place commonly referred to as 'Ilemi Triangle'. While Kenya continued to exercise sovereignty over the area, the Republic of South Sudan recently deposited maps with the African Union (AU) indicating the area to be in South Sudan. Efforts to delimit the boundary between the two countries had not progressed as the Republic of South Sudan requested to first address its boundary to the North with the Republic of Sudan in respect of the Abyei region. The Government was however engaging the Government of South Sudan towards kick-starting the process of delimiting the international boundary between the two countries.

The Senate was also informed that the Government had established the Kenya International Boundaries Office (KIBO) to deal with all matters related to international boundaries, and was expected to finalise demarcation of boundaries and to deposit Kenya's boundary instruments with the African Union and United Nations before the 2018 deadline.

- ii) The Vice-Chairperson of the Standing Committee on Roads and Transportation issued a statement regarding the status of the Mai-Mahiu – Narok Road. In the statement, the Vice-Chairperson informed the House that originally the road had isolated pockets of potholes, especially the section between Ntulele and Narok Town, and that the onset of the long rains in May 2015 had considerably worsened the situation and led to emergence of new potholes along the road.

The Vice-Chairperson further informed the House that the Ministry of Transport and Infrastructure through the Kenya National Highways Authority (KeNHA) had recently awarded a contract for maintenance of the road, and that the said works were expected to commence shortly.

The Senate was also informed of the House of the number and type of accidents that had occurred on the said road, and that measures were being put in place to address the identified safety challenges in order to mitigate and reduce the number of accidents.

5. **THE COUNTY HALL OF FAME BILL (SENATE BILL NO. 33 OF 2014)**

Order for Second Reading read;

Motion made –

That the County Hall of Fame Bill (Senate Bill No. 33 of 2014) be read a second time.

(Vice Chairperson, Standing Committee on Legal Affairs and Human Rights – 01.07.2015)

Order deferred.

6. **COMMITTEE OF THE WHOLE**

IN THE COMMITTEE

(The Acting Chairperson of Committees (Sen. (Dr.) Machage – in the Chair)

The National Government Coordination (Amendment) Bill (Senate Bill No. 30 of 2014)

Clauses 2 and 3

Motion made and Question proposed.

That, Clauses 2 and 3 be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed nine Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
5. Sen. Muriuki Karue Muriuki
6. Sen. Musila David
7. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
8. Sen. Obure Christopher Mogere
9. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 29

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – voted verbally on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki – voted verbally
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu

21. Sen. Musila David – voted verbally
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – voted verbally on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Obure Christopher Mogere – voted verbally
26. Sen. Okong'o Kennedy Mong'are
27. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
28. Sen. Sang Stephen Kipyego
29. Sen. Wetangula Moses Masika

The Title and Clause 1

Motion made and Question proposed.

That, the Title and Clause 1 be part of the Bill.

The Acting Chairperson (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed nine Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
5. Sen. Muriuki Karue Muriuki
6. Sen. Musila David
7. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
8. Sen. Obure Christopher Mogere
9. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 29

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – voted verbally on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki – voted verbally
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David – voted verbally
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – voted verbally on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Obure Christopher Mogere – voted verbally
26. Sen. Okong'o Kennedy Mong'are
27. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
28. Sen. Sang Stephen Kipyego
29. Sen. Wetangula Moses Masika

Motion made:-

That, the Bill be reported without amendments;

Before the question was put and pursuant to Standing Order 72, the Acting Chairperson (Sen. Machage) ruled that the question did not affect counties;

Question put and agreed to.

7. **HOUSE RESUMED** - (Temporary Speaker - (Sen. Mositet - in the Chair)
8. **THE NATIONAL GOVERNMENT COORDINATION (AMENDMENT) BILL (SENATE BILL NO. 30 OF 2014)**

Bill reported without amendments;

Motion made and Question proposed-

THAT, the Senate do agree with the Committee of the Whole in the said Report.

(Sen. (Prof.) John Lonyangapuo)

Debate Arising;

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 72, the Temporary Speaker (Sen. Mositet) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the National Government Coordination (Amendment) Bill (Senate Bill No. 30 of 2014) be now Read a Third Time.

(Sen. (Prof.) John Lonyangapuo)

The House proceeded to a Division;

The Temporary Speaker directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker directed that the doors be locked and Senators asked to log-in using their cards;

The Temporary Speaker put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Temporary Speaker allowed thirteen Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Chelule Liza - on behalf of Nakuru County delegation
3. Sen. Chiaba Abu Mohamed
4. Sen. Karaba Dickson Daniel
5. Sen. Khalwale Boni
6. Sen. Khaniri George
7. Sen. Kilonzo Mutula Junior
8. Sen. Kimani Paul Wamatangi
9. Sen. Kithure Kindiki
10. Sen. Machage Wilfred Gisuka
11. Sen. Madzayo Stewart Mwachiru
12. Sen. Nyong'o Peter Anyang'
13. Sen. Orengo James

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 32

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Chelule Liza – voted verbally on behalf of Nakuru County delegation
4. Sen. Chiaba Abu Mohamed – voted verbally
5. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
6. Sen. Haji Mohamed Yusuf
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel – voted verbally
9. Sen. Khalwale Boni – voted verbally
10. Sen. Khaniri George – voted verbally
11. Sen. Kilonzo Mutula Junior – voted verbally
12. Sen. Kimani Paul Wamatangi – voted verbally
13. Sen. Kithure Kindiki – voted verbally
14. Sen. Kivuti Lenny Maxwell
15. Sen. Leshore Sammy Prisa
16. Sen. Lonyangapuo John Krop
17. Sen. Machage Wilfred Gisuka – voted verbally
18. Sen. Madzayo Stewart Mwachiru – voted verbally
19. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
20. Sen. Mositet Peter Korinko
21. Sen. Muriuki Karue Muriuki
22. Sen. Murkomen Onesmus Kipchumba
23. Sen. Murungi Kiraitu
24. Sen. Mutahi Kagwe
25. Sen. Nabwala Catherine Muklite – on behalf of Trans Nzoia County delegation
26. Sen. Ntutu Stephen Kanyinke
27. Sen. Nyong'o Peter Anyang' – voted verbally
28. Sen. Obure Christopher Mogere
29. Sen. Okong'o Kennedy Mong'are
30. Sen. Orengo James – voted verbally
31. Sen. Sang Stephen Kipyego
32. Sen. Wetangula Moses Masika

Bill Read a Third Time and passed.

9. COMMITTEE OF THE WHOLE

IN THE COMMITTEE

(The Acting Chairperson of Committees (Sen. (Dr.) Machage – in the Chair)

The National Drought Management Authority Bill (National Assembly Bill No. 42 of 2013)

Clause 3

Motion made and Question proposed.

That, Clause 3 be part of the Bill.

The Acting Chairperson (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Nyong'o Peter Anyang'
5. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally

11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Clause 4

Motion made and Question proposed.

That, Clause 4 be part of the Bill.

Amendment proposed.

THAT clause 4 of the Bill be amended by deleting subclause (2) and substituting therefor the following new subclause-

(2) The Authority shall establish offices in each county.

(Chairperson, Standing Committee on Land and Natural Resources)

Question of the amendment proposed;

Debate arising;

The Acting Chairperson (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question of the amendment and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed four Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 29

NOES - 0

ABSTENTIONS – 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – voted verbally on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation

24. Sen. Ntutu Stephen Kanyinke
25. Sen. Obure Christopher Mogere
26. Sen. Okong'o Kennedy Mong'are
27. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation
28. Sen. Sang Stephen Kipyego
29. Sen. Wetangula Moses Masika

Motion made and Question proposed:-

That, Clause 4 as amended be part of the Bill.

The Acting Chairperson (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Nyong'o Peter Anyang'
5. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses

8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Clauses 5, 6 and 7

Motion made and Question proposed.

That, Clauses 5, 6 and 7 be part of the Bill.

The Acting Chairperson (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation

2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Nyong'o Peter Anyang'
5. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Clause 8

Motion made and Question proposed.

That, Clause 8 be part of the Bill.

Amendment proposed.

THAT clause 8 of the Bill be amended-

(a) in subclause (1) by inserting the following new paragraph immediately after paragraph (d)-

(da) one person who shall be nominated by the Council of Governors.

(b) in subclause (5) by inserting the words "and (1)(da)" immediately after the words subsection (1)(d).

(Chairperson, Standing Committee on Land and Natural Resources)

Question of the amendment proposed;

Debate arising;

The Acting Chairperson (Sen. (Dr.) Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question of the amendment and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Nabwala Catherine Mukiite – voted verbally on behalf of Trans Nzoia County delegation
5. Sen. Karaba Dickson Daniel

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 29NOES - 0ABSTENTIONS - 0**AYES**

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel – voted verbally
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – voted verbally on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Obure Christopher Mogere
26. Sen. Okong'o Kennedy Mong'are
27. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation
28. Sen. Sang Stephen Kipyego
29. Sen. Wetangula Moses Masika

Motion made and Question proposed:-

That, Clause 8 as amended be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Nyong'o Peter Anyang'
5. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are

28. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Clauses 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32

Motion made and Question proposed.

That, Clauses 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32 be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Nyong'o Peter Anyang'
5. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan

7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

The Schedule, Clause 2, the Title and Clause 1

Motion made and Question proposed.

That, the Schedule, Clause 2, the Title and Clause 1 be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation

2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Nyong'o Peter Anyang'
5. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Muklite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – voted verbally on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Motion made:-

That, the Bill be reported with amendments;

Before the question was put and pursuant to Standing Order 72, the Acting Chairperson (Sen. (Dr.) Machage) ruled that the question did not affect counties;

Question put and agreed to.

10. **HOUSE RESUMED** - (Temporary Speaker - (Sen. Mositet - in the Chair)

11. **THE NATIONAL DROUGHT MANAGEMENT AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO. 42 OF 2013)**

Bill reported with amendments;

Motion made and Question proposed-

THAT, the Senate do agree with the Committee of the Whole in the said Report.

(The Senate Majority Leader)

Debate Arising;

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 72, the Temporary Speaker (Sen. Mositet) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the National Drought Management Authority Bill (National Assembly Bill No. 42 of 2013) be now Read a Third Time.

(The Senate Majority Leader)

Debate arising;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker directed that the doors be locked and Senators asked to log-in using their cards;

The Temporary Speaker put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Temporary Speaker allowed thirteen Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Chelule Liza - on behalf of Nakuru County delegation
3. Sen. Chiaba Abu Mohamed
4. Sen. Kajwang' Moses
5. Sen. Karaba Dickson Daniel
6. Sen. Khalwale Boni
7. Sen. Khaniri George
8. Sen. Kilonzo Mutula Junior
9. Sen. Kimani Paul Wamatangi
10. Sen. Kithure Kindiki
11. Sen. Murungi Kiraitu
12. Sen. Nyong'o Peter Anyang'
13. Sen. Orengo James

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 31

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Chelule Liza – voted verbally on behalf of Nakuru County delegation
4. Sen. Chiaba Abu Mohamed – voted verbally
5. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
6. Sen. Kajwang' Moses – voted verbally
7. Sen. Karaba Dickson Daniel – voted verbally
8. Sen. Khalwale Boni – voted verbally
9. Sen. Khaniri George – voted verbally
10. Sen. Kilonzo Mutula Junior – voted verbally
11. Sen. Kimani Paul Wamatangi – voted verbally
12. Sen. Kithure Kindiki – voted verbally
13. Sen. Kivuti Lenny Maxwell
14. Sen. Leshore Sammy Prisa
15. Sen. Lonyangapuo John Krop
16. Sen. Machage Wilfred Gisuka
17. Sen. Madzayo Stewart Mwachiru
18. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation

19. Sen. Mositet Peter Korinko
20. Sen. Muriuki Karue Muriuki
21. Sen. Murkomen Onesmus Kipchumba
22. Sen. Murungi Kiraitu – voted verbally
23. Sen. Mutahi Kagwe
24. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
25. Sen. Ntutu Stephen Kanyinke
26. Sen. Nyong'o Peter Anyang' – voted verbally
27. Sen. Obure Christopher Mogere
28. Sen. Okong'o Kennedy Mong'are
29. Sen. Orenge James – voted verbally
30. Sen. Sang Stephen Kipyego
31. Sen. Wetangula Moses Masika

Bill Read a Third Time and passed.

12. **COMMITTEE OF THE WHOLE**

IN THE COMMITTEE

(The Acting Chairperson of Committees (Sen. (Dr.) Machage – in the Chair)

The Parliamentary Service (Amendment) Bill (Senate Bill No. 21 of 2014)

Clauses 2 and 3

Motion made and Question proposed.

That, Clauses 2 and 3 be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Kivuti Lenny Maxwell
5. Sen. Nyong'o Peter Anyang'

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell – voted verbally
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Clause 4

Motion made and Question proposed.

That, Clause 4 be part of the Bill.

Amendment proposed.

THAT clause 4 of the Bill be amended in the proposed new clause 12B by-

- (a) deleting paragraph (c) appearing in sub-clause (2);
- (b) renumbering the subclause appearing immediately after sub-clause (2) as sub-clause (3); and
- (c) deleting paragraph (c) appearing in subclause (3).

(Sen. Kiraitu Murungi)

Question of the amendment proposed;

Debate arising;

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question of the amendment and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed seven Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Karaba Dickson Daniel
3. Sen. Kilonzo Mutula Junior
4. Sen. Kithure Kindiki
5. Sen. Murkomen Onesmus Kipchumba
6. Sen. Murungi Kiraitu
7. Sen. Nyong'o Peter Anyang'

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 29

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Hassan Omar Hassan
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel – voted verbally
8. Sen. Kilonzo Mutula Junior – voted verbally
9. Sen. Kithure Kindiki – voted verbally
10. Sen. Kivuti Lenny Maxwell
11. Sen. Leshore Sammy Prisa
12. Sen. Lonyangapuo John Krop
13. Sen. Machage Wilfred Gisuka
14. Sen. Madzayo Stewart Mwachiru
15. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
16. Sen. Mositet Peter Korinko
17. Sen. Muriuki Karue Muriuki
18. Sen. Murkomen Onesmus Kipchumba – voted verbally
19. Sen. Murungi Kiraitu – voted verbally
20. Sen. Musila David
21. Sen. Mutahi Kagwe
22. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
23. Sen. Ntutu Stephen Kanyinke
24. Sen. Nyong'o Peter Anyang' – voted verbally
25. Sen. Obure Christopher Mogere
26. Sen. Okong'o Kennedy Mong'are
27. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation
28. Sen. Sang Stephen Kipyego
29. Sen. Wetangula Moses Masika

Motion made and Question proposed:-

That, Clause 4 as amended be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Kivuti Lenny Maxwell
5. Sen. Nyong'o Peter Anyang'

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS – 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell – voted verbally
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally

26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Clause 5

Motion made and Question proposed.

That, Clause 5 be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **“Yes”**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Kivuti Lenny Maxwell
5. Sen. Nyong'o Peter Anyang'

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS – 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan

7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell – voted verbally
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

The Title and Clause 1

Motion made and Question proposed.

That, the Title and Clause 1 be part of the Bill.

The Acting Chairperson (Sen. Machage) directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Acting Chairperson directed that the doors be locked and Senators asked to log-in using their cards;

The Acting Chairperson put the Question and directed Senators to cast their votes by pressing either the **“Yes”**, **“No”** or **“Abstain”** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Acting Chairperson allowed five Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Kilonzo Mutula Junior
3. Sen. Kithure Kindiki
4. Sen. Kivuti Lenny Maxwell
5. Sen. Nyong'o Peter Anyang'

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Boy Juma Boy
4. Sen. Elachi Beatrice - on behalf of Nairobi City County delegation
5. Sen. Haji Mohamed Yusuf
6. Sen. Hassan Omar Hassan
7. Sen. Kajwang' Moses
8. Sen. Karaba Dickson Daniel
9. Sen. Kilonzo Mutula Junior – voted verbally
10. Sen. Kithure Kindiki – voted verbally
11. Sen. Kivuti Lenny Maxwell – voted verbally
12. Sen. Leshore Sammy Prisa
13. Sen. Lonyangapuo John Krop
14. Sen. Machage Wilfred Gisuka
15. Sen. Madzayo Stewart Mwachiru
16. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
17. Sen. Mositet Peter Korinko
18. Sen. Muriuki Karue Muriuki
19. Sen. Murkomen Onesmus Kipchumba
20. Sen. Murungi Kiraitu
21. Sen. Musila David
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Omondi Godliver Nanjira – on behalf of Kakamega County delegation
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Motion made:-

That, the Bill be reported with amendments;

Before the question was put and pursuant to Standing Order 72, the Acting Chairperson (Sen. Machage) ruled that the question did not affect counties;

Question put and agreed to.

13. **HOUSE RESUMED** - (Temporary Speaker - (Sen. Mositet - in the Chair)
14. **THE PARLIAMENTARY SERVICE (AMENDMENT) BILL (SENATE BILL NO. 21 OF 2014)**

Bill reported with amendments;

Motion made and Question proposed-

THAT, the Senate do agree with the Committee of the Whole in the said Report.

(Sen. Kiraitu Murungi)

Debate Arising;

There being no Senator wishing to contribute;

Before the question was put and pursuant to Standing Order 72, the Temporary Speaker (Sen. Mositet) ruled that the question did not affect counties;

Question put and agreed to.

Motion made and question proposed-

THAT, the Parliamentary Service (Amendment) Bill (Senate Bill No. 21 of 2014) be now Read a Third Time.

(Sen. Kiraitu Murungi)

Debate arising;

The House proceeded to a Division on the Third Reading of the Bill;

The Temporary Speaker directed that electronic voting be taken pursuant to Standing Order 74 (1) and that the division bell be rung for two minutes;

After the expiry of two minutes, the Temporary Speaker directed that the doors be locked and Senators asked to log-in using their cards;

The Temporary Speaker put the Question and directed Senators to cast their votes by pressing either the **"Yes"**, **"No"** or **"Abstain"** button;

Before the results of the Division were announced and pursuant to provisions of Standing Order 74 (5), the Temporary Speaker allowed twelve Senators to record their vote verbally.

Thereupon, the following Senators recorded their votes as **"Yes"**-

1. Sen. Adan Dullo Fatuma – on behalf of Isiolo County delegation
2. Sen. Chelule Liza - on behalf of Nakuru County delegation
3. Sen. Chiaba Abu Mohamed
4. Sen. Khalwale Boni
5. Sen. Khaniri George
6. Sen. Kilonzo Mutula Junior
7. Sen. Kimani Paul Wamatangi
8. Sen. Murkomen Onesmus Kipchumba
9. Sen. Murungi Kiraitu
10. Sen. Nyong'o Peter Anyang'
11. Sen. Orengo James
12. Sen. Sijeny Judith Achieng – on behalf of Nairobi City County Delegation

Following the Division, Question agreed to.

The results of the Division were as follows-

AYES - 30

NOES - 0

ABSTENTIONS - 0

AYES

1. Sen. Adan Dullo Fatuma – voted verbally on behalf of Isiolo County delegation
2. Sen. Billow Adan Kerrow
3. Sen. Chelule Liza – voted verbally on behalf of Nakuru County delegation
4. Sen. Chiaba Abu Mohamed – voted verbally
5. Sen. Sijeny Judith Achieng – voted verbally on behalf of Nairobi City County delegation
6. Sen. Kajwang' Moses
7. Sen. Karaba Dickson Daniel
8. Sen. Khalwale Boni – voted verbally
9. Sen. Khaniri George – voted verbally
10. Sen. Kilonzo Mutula Junior – voted verbally
11. Sen. Kimani Paul Wamatangi – voted verbally
12. Sen. Kivuti Lenny Maxwell
13. Sen. Leshore Sammy Prisa
14. Sen. Lonyangapuo John Krop
15. Sen. Machage Wilfred Gisuka
16. Sen. Madzayo Stewart Mwachiru

17. Sen. Mohamud Halima Abdille – on behalf of Wajir County delegation
18. Sen. Mositet Peter Korinko
19. Sen. Muriuki Karue Muriuki
20. Sen. Murkomen Onesmus Kipchumba – voted verbally
21. Sen. Murungi Kiraitu – voted verbally
22. Sen. Mutahi Kagwe
23. Sen. Nabwala Catherine Mukiite – on behalf of Trans Nzoia County delegation
24. Sen. Ntutu Stephen Kanyinke
25. Sen. Nyong'o Peter Anyang' – voted verbally
26. Sen. Obure Christopher Mogere
27. Sen. Okong'o Kennedy Mong'are
28. Sen. Orengo James – voted verbally
29. Sen. Sang Stephen Kipyego
30. Sen. Wetangula Moses Masika

Bill Read a Third Time and passed.

15. **THE COUNTY ASSEMBLY SERVICES BILL (SENATE BILL NO. 27 OF 2014)**

Order for Second Reading read;

Order deferred.

16. **THE COUNTY RETIREMENT SCHEME BILL (SENATE BILL NO. 25 OF 2014)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, the County Retirement Scheme Bill (Senate Bill No. 25 of 2014) be now read a Second Time.

(Sen. (Prof.) Kithure Kindiki)

Debate arising;

There being no other Senator willing to contribute;

Mover replied;

Raising a point of order, pursuant to Standing Order 54 (3), the Senator for Tharaka-Nithi County (Sen. (Prof.) Kindiki) requested the Speaker to defer putting of the question to another day;

And the Temporary Speaker (Sen. Mositet) acceding to the request, deferred putting of the question to Wednesday, 15th July, 2015.

17. THE UNIVERSITIES (AMENDMENT) BILL (SENATE BILL NO. 31 OF 2014)

(Sen. Halima Abdille)

Order for Second Reading read;

Order deferred.

18. THE PETITION TO COUNTY ASSEMBLIES (PROCEDURE) BILL (SENATE BILL NO. 35 OF 2014)

(Chairperson, Standing Committee on Legal Affairs and Human Rights)

Order for Second Reading read;

Order deferred.

19. THE COUNTY INDUSTRIAL DEVELOPMENT BILL (SENATE BILL NO.7 OF 2014)

(Sen. (Eng.) Muriuki Karue)

Order for Second Reading read;

Order deferred.

20. MOTION ON THE ADOPTION OF THE INTERIM REPORT OF THE SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS.

(The Chairperson, Sessional Committee on County Public Accounts and Investments)

THAT, the Senate adopts the Interim report of the Senate Sessional Committee on County Public Accounts and Investments on the inquiry into County Government Accounts for the Financial Year 2012/2013- (1st January to 30th June, 2013).

Order Deferred.

There being no other business, the Temporary Speaker (Sen. Mositet) adjourned the Senate at twenty six minutes past six O'clock without Question put, pursuant to the Standing Orders.

21. SENATE ROSE - at twenty six minutes past six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Thursday, July 09, 2015 at 2.30 p.m.*

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