



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – (THIRD SESSION)
THE SENATE
ORDER PAPER
TUESDAY, FEBRUARY 26, 2019 AT 2.30 PM

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions (as listed in the Appendix)
5. Papers(as listed in the Appendix)
6. Notices of Motion
7. Statements (as listed in the Appendix)
8. ***THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 38 OF 2018)**
(Sen. Mary Seneta, MP)
(First Reading)
9. ******THE COUNTY HALL OF FAME BILL (SENATE BILLS NO. 39 OF 2018)**
(The Senate Majority Leader)
(First Reading)
10. ***THE TREATY MAKING AND RATIFICATION (AMENDMENT) BILL (SENATE BILLS NO. 23 OF 2018)**
(Sen. Fatuma Dullo, MP)
(Second Reading)
(Resumption of debate interrupted on Tuesday, 27th November, 2018)
(Division)
11. ***THE LOCAL CONTENT BILL (SENATE BILLS NO. 10 OF 2018)**
(Sen. Gideon Moi, MP)
(Second Reading)
(Resumption of debate interrupted on Tuesday, 27th November, 2018)
(Division)

12. ****THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILLS NO.24OF 2018)**
 (Chairperson, Sessional Committee on Delegated Legislation)
(Second Reading)
(Resumption of debate interrupted on Wednesday, 28th November, 2018)
(Division)

13. ****THE COUNTY LAW COMPLIANCE AND ENFORCEMENT BILL (SENATE BILLS NO. 25 OF 2018)**
 (Sen. George Khaniri, MP)
(Second Reading)
(Resumption of debate interrupted on Wednesday, 28th November, 2018)
(Division)

14. ****THE COUNTY EARLY CHILDHOOD EDUCATION BILL (SENATE BILLS NO. 26 OF 2018)**
 (Chairperson, Standing Committee on Education)
(Second Reading)
(Resumption of debate interrupted on Thursday, 29th November, 2018)
(Division)

15. **MOTION - THE REPORT OF THE OF THE AD-HOC COMMITTEE ON THE MAIZE CRISIS IN KENYA.**
 (Chairperson Ad-Hoc Committee on Maize)
THAT, this House adopts The Report of the of the Ad-hoc Committee on the Maize crisis in Kenya laid on the Table of the House on Tuesday, 27th November, 2018.
(Resumption of debate interrupted on Thursday, 21st February, 2019)

16. **MOTION – NATIONAL ASSEMBLY AMENDMENTS TO ASSUMPTION OF OFFICE OF THE COUNTY GOVERNOR BILL (SENATE BILLS NO.1 OF 2018)**
 (The Senate Majority Leader)
THAT the amendments by the National Assembly to the Assumption of Office of the County Governor Bill (Senate Bills No.4 of 2017) be now considered.

17. ****THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILLS NO 27 OF 2018)**
 (Sen. Abshiro Halake, MP)
(Second Reading)
(Resumption of debate interrupted on Tuesday, 19th February, 2019)

18. ****THE COUNTY STATUTORY INSTRUMENTS BILL (SENATE BILLS NO. 21 OF 2018)**
 (Chairperson, Sessional Committee on Delegated Legislation)
(Second Reading)

19. ***THE COUNTY OVERSIGHT AND ACCOUNTABILITY BILL (SENATE BILLS NO. 28 OF 2018)**
(Sen. Ledama Olekina, MP)
(Second Reading)

20. ***THE DETERMINATION OF THE NATURE OF BILLS (PROCEDURE) BILL(SENATE BILLS NO. 30 OF 2018)**
(Sen. Mutula Kilonzo Jnr, MP and Sen. Sakaja Johnson, MP)
(Second Reading)

21. ***THE NATURAL RESOURCES (BENEFIT SHARING) BILL (SENATE BILLS NO 31 OF 2018)**
(Sen. (Dr.) Agnes Zani, MP)
(Second Reading)

22. ***THE MENTAL HEALTH (AMENDMENT) BILL (SENATE BILLS NO. 32 OF 2018)**
(Sen. (Arch.) Sylvia Kasanga, MP)
(Second Reading)

NOTICE

The Senate resolved on 13thFebruary, 2019 as follows:-

THAT, pursuant to Standing Order 106 (1), the Senate resolves that debate on a Motion not sponsored by the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the Mover, twenty minutes for the Majority Party Official Responder, twenty minutes for the Minority Party Official Responder and fifteen minutes for each other Senator speaking and that fifteen minutes before the time expires, the Mover shall be called upon to reply.

KEY

********* - Denotes a Majority /Minority Party Bill

******* - Denotes a National Assembly Bill

****** - Denotes a Committee Bill

***** - Denotes any other Bill

***THE ASSUMPTION OF OFFICE OF THE COUNTY GOVERNOR BILL (SENATE BILLS NO. 1 OF 2018)**

(Sen. Paul Kimani Wamatangi, MP)

Schedule of amendments as passed by the National Assembly on Thursday, 6th December, 2018

CLAUSE 2

Clause 2 amended by inserting the definition of the word “county public officer” in its proper sequence—

“county public officer” has the meaning assigned to it under the County Governments Act.

CLAUSE 5

Clause 5 of the Bill amended in sub clause 2 by inserting the following new paragraph immediately after paragraph (f)–

“(fa) a representative of the Ministry responsible for matters related to devolution;

CLAUSE 6

Clause 6 of the Bill amended in sub clause (1) by deleting the words “to be at the service of the Governor elect” appearing in paragraph (c) and substituting therefor the words “for the Governor-elect”.

CLAUSE 16

Clause 16 of the Bill amended by-

- (a) renumbering the proposed clause as subclause (1);
- (b) inserting the following new paragraph immediately after paragraph (b) —
“ (c) to swearing of a speaker of a county assembly who assumes office under Article 182(5) of the Constitution”;
- (c) inserting the following new subclause after the proposed clause—
“(2) Upon nullification of an election of a county governor and a receipt of the notification by a relevant speaker, the speaker of a county assembly shall assume office as a governor within seven days and an election shall be held pursuant to Article 182(5) of the Constitution.”

CLAUSE 21

Clause 21 of the Bill amended by inserting the word “committee” immediately after the word “governor”.

CLAUSE 23

Clause 23 of the Bill amended by inserting the following new subsection immediately after the proposed new subsection (1B)—

“(1C) Where a vacancy arises as contemplated under section (1A), the speaker of a county assembly shall act as a governor and an election shall be held pursuant to Article 182(5) of the Constitution”.

APPENDIX

1. **PETITION**

Petition to the Senate by Residents of Kangemi, Mountain View, Uthiru, 87, Kinoo, Muthiga, Zambezi and Kamandura on compensation and resettlement of persons affected by the rehabilitation and capacity enhancement of James Gichuru Road Junction-Rironi Highway (A104) Project.

(Sen. Kimani Wamatangi, MP)

2. **PAPER**

The Independent Electoral and Boundaries Commission (IEBC) Post Election Evaluation report.

(The Senate Majority Leader)

3. **STATEMENT PURSUANT TO STANDING ORDER NO. 48(1)**

The Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) to seek a statement from the Standing Committee on Land, Environment and Natural Resources regarding the Iron Ore mining in Kishushe area of Taita Taveta County.
