



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – THIRD SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, FEBRUARY 20, 2019

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Hon. Speaker
4. **COMMUNICATION FROM THE CHAIR**

The Speaker conveyed the following Communication –

Consideration of the Office of the County Printer Bill (Senate Bill No. 7 of 2018); and the Disaster Risk Management Bill (Senate Bill No. 8 of 2018)

“Honourable Members,

As you may recall, on November 7, 2018, I conveyed to the House a Message from the Senate regarding the passage of the Office of the County Printer Bill (Senate Bill No. 7 of 2018) seeking “to establish the office of the county printer in each county and to provide for the functions, mandate, management and administration of the office”; and the Disaster Risk Management Bill (Senate Bill No. 8 of 2018) which seeks “to establish the National Disaster Risk Management Authority and County Disaster Risk Management Committees; and to provide for a legal framework for the co-ordination of disaster management activities”.

Honourable Members, following First Reading of the two Bills on December 4, 2018, I did forward the Bills to the relevant technical offices to assist me to form the opinion contemplated under Standing Order 143(2) which provides that-

“Following First Reading, the Speaker shall, within reasonable time, pronounce his or her opinion contemplated under Article 114(2) of the Constitution.”

Honourable members, Now therefore, having received the advice on the matter from the relevant offices, I have made a determination that the said two Bills are “Money Bills” within the meaning of Article 114 of the Constitution. I therefore refer the two Bills to the Budget and Appropriations Committee.

The Budget and Appropriations Committee is required to consider the two Bills and report its recommendation to the House guiding on how to proceed in light of the provisions of Articles 109(5) and 114 of the Constitution, as read together with Standing Order 143(6).

Honourable Members, the House is accordingly guided.

Thank you”.

5. **PAPERS LAID**

The following Papers were laid on the Table –

- a) The Reports of the Auditor-General on the Financial Statements in respect of the following Institutions for the year ended 30th June, 2018 and the certificates therein:-
- (i) State Officers and Public Officers Motor Car Loan Scheme Fund from the National Treasury;
 - (ii) State Department for Culture and Heritage;
 - (iii) Meru University of Science and Technology;
 - (iv) Asian Officers Family Pension Fund; and
 - (v) South Eastern Kenya University.
- b) The Reports of the Auditor-General on the Financial Statements in respect of the following Constituencies for the year ended 30th June, 2017 and the certificates therein:-
- (i) Eldas;
 - (ii) Embakasi North;
 - (iii) Mwala;
 - (iv) Bondo; and
 - (v) Kieni.

(The Leader of the Majority Party)

6. **NOTICES OF MOTION**

The following Notices of Motions were given –

- (i) **Notice of Motion - The Report on alleged irregular specialist recognition of Dr. Samira Soni by the Kenya Medical Practitioners and Dentists Board**

THAT, this House adopts the Report of the Departmental Committee on Health on alleged irregular specialist recognition of Dr. Samira Soni by the Kenya Medical Practitioners and Dentists Board, laid on the Table of the House on Wednesday, October 17, 2018

(Chairperson, Departmental Committee on Health – Hon. Sabina Chege)

- (ii) **Notice of Motion - The Report of the Committee on Regional Integration on the East African Legislative Assembly**

THAT, this House **adopts** the Report of the Committee on Regional Integration on the East African Community Customs Management (Amendment) (No. 2) Bill, 2018 & the Administration of the East African Legislative Assembly (Amendment) Bill, 2018, laid on the Table of the House on Tuesday, November 27, 2018.

(Chairperson, Committee on Regional Integration – Hon. Naisula Lesuda)

7. **QUESTIONS**

(a) The following Questions were asked –

- (i) Question No.027/2019 by the Member for Saboti (Hon. Caleb Atemi) to the Cabinet Secretary for Lands regarding ownership of Soronzon and Mengo/Muroki Farms in Saboti Constituency.

(To be replied by the Cabinet Secretary for Lands before the Departmental Committee on Lands);

- (ii) Question No.028/2019 by the Member for Tiaty (Hon. William Kamket) to the Cabinet Secretary for Interior and Coordination of National Government regarding non-payment of allowances to the Kenya Police Reservists.

(To be replied by the Cabinet Secretary Interior and Coordination of National Government before the Departmental Committee on Administration and National Security);

- (iii) Question No.030/2019 by the Member for Kathiani (Hon. Robert Mbui) to the Cabinet Secretary for Education regarding pupils' inability to access NEMIS due to lack of birth certificates.

(To be replied by the Cabinet Secretary for Education before the Departmental Committee on Education and Research).

(b) The following Question was dropped -

Question No.029/2019 by the Member for Kiambu (Hon. Jude Njomo) to the Cabinet Secretary for Industry, Trade and Cooperatives regarding compliance with the relevant legal requirements in the issuance of Legal Notice No.127 of 2018 on Inspection of Imported Goods at the Country of Origin or Supply Prior to Shipment into the Country **was dropped** in the absence of the Member.

8. **THE COUNTY GOVERNMENTS (AMENDMENT) (NO.2) BILL (SENATE BILL NO.7 OF 2017)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the County Governments (Amendment) (No.2) Bill (Senate Bill No.27 of 2017) be now read a Second Time

(Chairperson, Departmental Committee on Administration and National Security – 19.02.2018)

Debate on the Second Reading having been concluded on Tuesday, February 19, 2018;

Question put and agreed to;

Bill read a Second Time and committed to the Committee of the whole House.

9. **MOTION - APPOINTMENT OF MEMBERS TO THE COMMITTEE ON MEMBERS' SERVICES AND FACILITIES**

Motion made and Question Proposed –

THAT, pursuant to the provisions of the Standing Orders 175 and 212B (3), this House approves the appointment of the following Members to the Committee on Members' Services and Facilities: -

- (i) The Hon. Ezekiel Machogu Ombaki, MP;
- (ii) The Hon. Catherine Waruguru, MP;
- (iii) The Hon. Florence Chepngetich Koskey, MP;
- (iv) The Hon. Samuel Moroto Chumel, MP
- (v) The Hon. Silas Kipkoech Tiren, MP;
- (vi) The Hon. Janet Nangabo Wanyama, MP;
- (vii) The Hon. Rehema Hassan, MP;
- (viii) The Hon. Rigathi Gachagua, MP;
- (ix) The Hon. Charity Kathambi Chepkwony, MP;
- (x) The Hon. Elisha Odhiambo Ochieng, MP;
- (xi) The Hon. Aisha Jumwa Katana, MP;
- (xii) The Hon. Eng. Thuddeus Kithua Nzambia, MP;
- (xiii) The Hon. Christopher Wangaya Aseka, MP;
- (xiv) The Hon. John Walter Owino, MP; and
- (xv) The Hon. Elsie Muhanda, MP.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

10. **MOTION – APPOINTMENT OF MEMBERS TO THE COMMITTEE OF PARLIAMENTARY POWERS AND PRIVILEGES**

Motion Made and Question Proposed -

THAT, pursuant to the provisions of section 15(1)(a)(ii) of the Parliamentary Powers and Privileges Act, 2017 and Standing Order 175(3), this House approves the appointment of the following Members to the Committee of Parliamentary Powers and Privileges, in addition to the one specified under paragraph 1(a)(i) of the said Act:

- (i) The Hon. Anthony Githiaka Kiai, MP;
- (ii) The Hon. Vincent Kipkurui Tuwei, MP;
- (iii) The Hon. Beatrice Pauline Cheronu Kones, MP;
- (iv) The Hon. Francis Chachu Ganya, MP;
- (v) The Hon. Jude L. Kangethe Njomo, MP;
- (vi) The Hon. Peter Mungai Mwathi, MP;
- (vii) The Hon. Marselino Malimo Arbelle, MP;
- (viii) The Hon. Gladwell Jesire Cheruiyot, MP;
- (ix) The Hon. Capt. (Rtd) Didmus Wekesa Barasa Mutua, MP;
- (x) The Hon. Andrew Mwadime, MP;
- (xi) The Hon. Omar Mwinyi Shimbwa, MP;
- (xii) The Hon. James Onyango Oyoo, MP;

- (xiii) The Hon. Danson Mwashako Mwakuwona, MP; and
- (xiv) The Hon. Vincent Kemosi Mogaka, MP.

(The Leader of the Majority Party)

There being no debate arising;

Question put and agreed to.

11. **THE SPORTS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.25 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Sports (Amendment) Bill (National Assembly Bill No.25 of 2018) be now read a Second Time

(The Leader of the Majority Party)

Debate arising;

(Change of Chair from the Speaker to the Second Chairperson)

Debate ongoing;

(Change of Chair from the Second Chairperson to the Deputy Speaker)

And the time being Seven O'clock, the Deputy Speaker interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

12. **HOUSE ROSE** - at Seven O'clock

M E M O R A N D U M

The Speaker will take the Chair on
Thursday, February 21, 2019 at 2.30 p.m.

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