



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – THIRD SESSION

THE SENATE

VOTES AND PROCEEDINGS

TUESDAY, FEBRUARY 26, 2019 AT 2.30 P.M.

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

The Speaker conveyed the following Communications from the Chair:-

i. Visiting Delegation of the Speaker's Panel from the County Assembly of Kirinyaga.

"Honourable Senators,

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon, the visiting delegation of the speaker's panel from the County Assembly of Kirinyaga.

I request the eight officers to stand when called out so that they may be acknowledged in the Senate tradition.

They are:-

- | | |
|------------------------------|----------------------------------|
| 1. Hon. David G. Wachira | - Speaker of the County Assembly |
| 2. Hon. Caroline W. Muriithi | - First Chair |
| 3. Hon. Lucy N. Mwaniki | - Second Chair |
| 4. Hon. Simon W. Kiragu | - Third Chair |
| 5. Mr. Kamau Aidi | - Clerk of the County Assembly |
| 6. Mr. Michuki Ngamau | - Assistant Hansard Editor |
| 7. Mr. Ibrahim M. Kirimi | - Secretariat |
| 8. Ms. Ruth W. Muriithi | - Secretariat |

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

I thank you."

ii. The 6th Annual Devolution Conference, 4th to 8th March, 2019.

“Honourable Senators,

As you are aware, the Annual Devolution Conference is a forum that brings together the Senate, the National Government, County Governments, Constitutional Commissions and Independent Offices, the civil society, development partners and other devolution stakeholders to take stock of the implementation of devolution in Kenya. The Conference has been held five times, the most recent one being the 5th Devolution Conference held in Kakamega in April, 2018.

The 6th Annual Devolution Conference is scheduled to take place from 4th to 8th March, 2019 at the Kirinyiga University in Kirinyaga County. The theme of this year’s Conference is “Deliver. Transform. Measure” with a clarion call of “Remaining Accountable”. Deliberations will focus on “Big Four Agenda”, water and sanitation.

In preparation for the Conference, this is to invite you to a Kamukunji on Thursday, 28th February, 2019 at 12:00 noon, in the Senate Chamber, for a briefing on the participation of the Senate.

I thank you.

iii. Visiting Delegation of Public Communication Officers from the Narok County Assembly.

“Honourable Senators,

I would like to acknowledge the presence, in the Speaker’s Gallery this afternoon, of the visiting delegation of Public Communication Officers from the Narok County Assembly.

I request the four officers to stand when called out so that they may be acknowledged in the Senate tradition.

They are: -

1. Mr. Jushua Ngure
2. Ms. Mary Namayian
3. NalepoN kaiwuatei
4. Mr. Jackson Oitinayio

In our usual tradition of receiving and welcoming visitors to Parliament, I extend a warm welcome to them and, on behalf of the Senate and on my own behalf, wish them a fruitful visit.

I thank you.”

iv. Demise of Mama Margaret Wangechi Irungu, Mother to the Senator for Murang'a County, Sen. Irungu Kang'ata, MP.

“Honourable Senators,

It is with great sorrow that I have learned of the demise of Mama Margaret Wangechi Irungu, mother to the Senator for Murang'a County, Sen. Irungu Kang'ata.

Mama Margaret was born in 1945 in Kagiko Village, Kangema, Murang'a County. She was a member of Mumbi Catholic Church, C.W.A and one of the pioneers of St. Cecilia Fellowship.

Mama Margaret passed away on Saturday, 23rd February, 2019 at the age of 74 while undergoing treatment. She will be remembered for her humility and dedication to the community at large. Mama Margaret is survived by her beloved husband and six children.

The burial will be held on Monday, 4th March, 2019 at Mumbi Catholic Church, Murang'a Town.

I take this opportunity on behalf of the Senate and my own behalf to send our heartfelt condolences to the family of the Senator and the entire County of Murang'a.

May God rest her soul in eternal peace.

I thank you.”

4. PAPERS LAID

The following papers were laid on the Table of the Senate:-

- i. The Independent Electoral and Boundaries Commission (IEBC) Post Election Valuation Report.

(Deputy Senate Majority Leader)

- ii. Report of the Standing Committee on Finance and Budget on the 2019 Budget Policy Statement.

(The Senate Majority Leader)

5. NOTICE OF MOTION- *(Chairperson, Standing Committee on Finance and Budget)*

THAT, pursuant to Section 25 (7) of the Public Finance Management Act and Standing Order No. 187 of the Senate, this House adopts the report of the Standing Committee on Finance and Budget on the 2019 Budget Policy Statement (BPS) laid on the Table of the Senate on Tuesday 26th February 2019.

6. **STATEMENTS PURSUANT TO STANDING ORDER NO. 48(1)**

- i. The Senator for Taita Taveta County (Sen. Johnes Mwaruma, MP) sought a statement from the Standing Committee on Land, Environment and Natural Resources regarding Iron Ore mining in Kishushe area of Taita Taveta County.
- ii. The Senator for Bungoma County (Sen. Moses Wetangula, MP) sought a statement from the Standing Committee on Education on the Implementation of the Digital Literacy Programme by the Ministry of Education

7. **THE KENYA MEDICAL SUPPLIES AUTHORITY (AMENDMENT) BILL (SENATE BILLS NO. 38 OF 2018)**

(Sen. Mary Seneta, MP)

Order for First Reading read;

Bill read a First time and committed to the Standing Committee on Health.

8. **THE COUNTY HALL OF FAME BILL (SENATE BILLS NO. 39 OF 2018)**

(The Senate Majority Leader)

Order for First Reading read;

Bill read a First time and committed to the Standing Committee on Labour and Social Welfare.

9. **THE TREATY MAKING AND RATIFICATION (AMENDMENT) BILL (SENATE BILLS NO. 23 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, Treaty Making and Ratification (Amendment) Bill (Senate Bills No. 23 of 2018) be now read a Second time.

(The Senate Majority Leader – 20.11.18)

Debate interrupted on Tuesday, 27th November, 2018 resumed on a Division;

The House proceeded to a Division;

Before the Question was put and pursuant to Standing Order No. 79 (1), the Speaker informed the Senate that the Motion affected counties and voting would be by Delegations;

The Speaker directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for one minute;

Upon the expiry of one minute, the Speaker directed that the doors be locked and bars drawn and asked Senators to log-in for electronic voting;

The 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 the provisions of standing order 81 (5), the Speaker allowed five (5) Senators to record their vote verbally.

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

1. Sen. Moi, Gideon Kipsielei - Baringo County
2. Sen. Haji, Farhiya Ali - on behalf of Nairobi County Delegation
3. Sen. Iman, Falhada Dekow - on behalf of Garissa County Delegation
4. Sen. Waqo, Naomi Jilo - on behalf of Marsabit County Delegation
5. Sen. Zani, Agnes - on behalf of Kwale County Delegation

The results of the Division were as follows:

AYES – 33

NOES – 2

ABSTENTION – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Zani, Agnes – voted verbally on behalf of Kwale County Delegation
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Iman, Falhada Dekow - voted verbally on behalf of Garissa County Delegation
7. Sen. Waqo, Naomi Jilo - voted verbally on behalf of Marsabit County Delegation
8. Sen. Kabaka, Boniface Mutinda
9. Sen. Kajwang', Moses Otieno
10. Sen. Kamar, Margaret Jepkoech
11. Sen. Kibiru, Charles Reubenson
12. Sen. Kihika, Susan Wakarura
13. Sen. Kilonzo, Mutula Junior
14. Sen. Langat, Christopher Andrew
15. Sen. Lelegwe, Steve Ltumbesi
16. Sen. Linturi Franklin Mithika
17. Sen. Mahamud, Mohamed Maalim
18. Sen. Mbiti, Michael Maling'a
19. Sen. Mbogo, George Ochilo Ayacko
20. Sen. Mogeni, Erick Okong'o
21. Sen. Moi, Gideon Kipsielei – voted verbally
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Mwaruma, Johnes Mwashushe
24. Sen. Nderitu, John Kinyua

25. Sen. Ndwiga, Peter Njeru
26. Sen. Olekina Ledama
27. Sen. Ongeri, Samson Kegengo
28. Sen. Orengo, James
29. Sen. Outa, Fredrick Otieno
30. Sen. Haji, Farhiya Ali – voted verbally on behalf of Nairobi County delegation
31. Sen. Wambua, Enoch Kiio
32. Sen. Wario, Golich Juma
33. Sen. Wetang'ula, Moses Masika

NOES

1. Sen. Mwangi, Paul Githiomi
2. Sen. Poghisi, Samuel Lesuron

Question; agreed to

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

10. **THE LOCAL CONTENT BILL (SENATE BILLS NO. 10 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, the Local Content Bill (Senate Bills No. 10 of 2018) be now read a Second time.

(Sen. Gideon Moi – 27.11.18)

Debate interrupted on Tuesday, 27th November, 2018 resumed on a Division;

The House proceeded to a Division;

Before the Question was put and pursuant to Standing Order No. 79 (1), the Speaker informed the Senate that the Motion affected counties and voting would be by Delegations;

The Speaker directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for one minute;

Upon the expiry of one minute, the Speaker directed that the doors be locked and bars drawn and asked Senators to log-in for electronic voting;

The 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 the provisions of standing order 81 (5), the Speaker allowed two (2) Senators to record their vote verbally.

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

1. Sen. Moi, Gideon Kipsielei - Baringo County
2. Sen. Haji, Farhiya Ali - on behalf of Nairobi County Delegation

The results of the Division were as follows:

AYES – 34

NOES – 0

ABSTENTION – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Zani, Agnes – voted on behalf of Kwale County Delegation
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Iman, Falhada Dekow - voted on behalf of Garissa County Delegation
7. Sen. Waqo, Naomi Jilo - voted on behalf of Marsabit County Delegation
8. Sen. Kabaka, Boniface Mutinda
9. Sen. Kajwang', Moses Otieno
10. Sen. Kamar, Margaret Jepkoech
11. Sen. Kibiru, Charles Reubenson
12. Sen. Kihika, Susan Wakarura
13. Sen. Kilonzo, Mutula Junior
14. Sen. Langat, Christopher Andrew
15. Sen. Lelegwe, Steve Ltumbesi
16. Sen. Linturi Franklin Mithika
17. Sen. Mahamud, Mohamed Maalim
18. Sen. Mbito, Michael Maling'a
19. Sen. Mogeni, Erick Okong'o
20. Sen. Moi Gideon Kipsielei – voted verbally
21. Sen. Murkomen, Onesimus Kipchumba
22. Sen. Mwangi, Paul Githiomi
23. Sen. Mwaruma, Johnes Mwashushe
24. Sen. Nderitu, John Kinyua
25. Sen. Ndwiga, Peter Njeru
26. Sen. Olekina Ledama
27. Sen. Ongeru, Samson Kegengo
28. Sen. Orengo, James
29. Sen. Outa, Fredrick Otieno
30. Sen. Poghisiso, Samuel Lesuron
31. Sen. Haji, Farhiya Ali – voted verbally on behalf of Nairobi County delegation
32. Sen. Wambua, Enoch Kiio
33. Sen. Wario, Golich Juma
34. Sen. Wetang'ula, Moses Masika

Question; agreed to

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

11. **THE STATUTORY INSTRUMENTS (AMENDMENT) BILL (SENATE BILLS NO.24 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, Statutory Instruments (Amendment) Bill (Senate Bills No.24 of 2018) be now read a Second time.

(Chairperson, Sessional Committee on Delegated Legislation – 27.11.18)

Debate interrupted on Tuesday, 28th November, 2018 resumed on a Division;

The House proceeded to a Division;

Before the Question was put and pursuant to Standing Order No. 79 (1), the Speaker informed the Senate that the Motion affected counties and voting would be by Delegations;

The Speaker directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for one minute;

Upon the expiry of one minute, the Speaker directed that the doors be locked and bars drawn and asked Senators to log-in for electronic voting;

The 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 the provisions of standing order 81 (5), the Speaker allowed one (1) Senator to record his vote verbally.

Thereupon, the following Senator recorded his vote as **“Yes”**-

Sen. Moi, Gideon Kipsielei - Baringo County

The results of the Division were as follows:

AYES – 35

NOES – 0

ABSTENTION – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Zani, Agnes – voted on behalf of Kwale County Delegation
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Iman, Falhada Dekow - voted on behalf of Garissa County Delegation
7. Sen. Waqo, Naomi Jilo - voted on behalf of Marsabit County Delegation
8. Sen. Kabaka, Boniface Mutinda

9. Sen. Kajwang', Moses Otieno
10. Sen. Kamar, Margaret Jepkoech
11. Sen. Kibiru, Charles Reubenson
12. Sen. Kihika, Susan Wakarura
13. Sen. Kilonzo, Mutula Junior
14. Sen. Langat, Christopher Andrew
15. Sen. Lelegwe, Steve Ltumbesi
16. Sen. Linturi Franklin Mithika
17. Sen. Mahamud, Mohamed Maalim
18. Sen. Mbito, Michael Maling'a
19. Sen. Mbogo, George Ochilo Ayacko
20. Sen. Mogeni, Erick Okong'o
21. Sen. Moi, Gideon Kipsielei – voted verbally
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Mwangi, Paul Githiomi
24. Sen. Mwaruma, Johnes Mwashushe
25. Sen. Nderitu, John Kinyua
26. Sen. Ndwiga, Peter Njeru
27. Sen. Olekina, Ledama
28. Sen. Ongeru, Samson Kegengo
29. Sen. Orengo, James
30. Sen. Outa, Fredrick Otieno
31. Sen. Poghisi, Samuel Lesuron
32. Sen. Haji, Farhiya Ali – voted on behalf of Nairobi County delegation
33. Sen. Wambua, Enoch Kiio
34. Sen. Wario Golich Juma
35. Sen. Wetang'ula, Moses Masika

Question; agreed to.

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

12. **THE COUNTY LAW COMPLIANCE AND ENFORCEMENT BILL (SENATE BILLS NO. 25 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, the County Law Compliance and Enforcement Bill (Senate Bills No. 25 of 2018) be now read a Second time.

(Sen. George Khaniri – 28.11.18)

Debate interrupted on Tuesday, 28th November, 2018 resumed on a Division;

The House proceeded to a Division;

Before the Question was put and pursuant to Standing Order No. 79 (1), the Speaker informed the Senate that the Motion affected counties and voting would be by Delegations;

The Speaker directed that electronic voting be taken pursuant to Standing Order 81 (1)) and that the Division Bell be rung for one minute;

Upon the expiry of one minute, the Speaker directed that the doors be locked and bars drawn and asked Senators to log-in for electronic voting;

The 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 the provisions of standing order 81 (5), the Speaker allowed one (1) Senator to record his vote verbally.

Thereupon, the following Senator recorded his vote as **“Yes”**-

Sen. Moi, Gideon Kipsielei - Baringo County

The results of the Division were as follows:

AYES – 34

NOES – 1

ABSTENTION – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Zani, Agnes – voted on behalf of Kwale County Delegation
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Iman, Falhada Dekow - voted on behalf of Garissa County Delegation
7. Sen. Waqo, Naomi Jilo - voted on behalf of Marsabit County Delegation
8. Sen. Kabaka, Boniface Mutinda
9. Sen. Kajwang', Moses Otieno
10. Sen. Kamar, Margaret Jepkoech
11. Sen. Kibiru, Charles Reubenson
12. Sen. Kihika, Susan Wakarura
13. Sen. Kilonzo, Mutula Junior
14. Sen. Langat, Christopher Andrew
15. Sen. Lelegwe, Steve Ltumbesi
16. Sen. Linturi Franklin Mithika
17. Sen. Mahamud, Mohamed Maalim
18. Sen. Mbito, Michael Maling'a
19. Sen. Mogeni, Erick Okong'o
20. Sen. Moi, Gideon Kipsielei – voted verbally
21. Sen. Murkomen, Onesimus Kipchumba
22. Sen. Mwangi, Paul Githiomi
23. Sen. Mwaruma, Johnes Mwashushe

24. Sen. Nderitu, John Kinyua
25. Sen. Ndwiga, Peter Njeru
26. Sen. Olekina, Ledama
27. Sen. Ongeru, Samson Kegengo
28. Sen. Orengo, James
29. Sen. Outa, Fredrick Otieno
30. Sen. Poghio, Samuel Lesuron
31. Sen. Haji, Farhiya Ali – voted on behalf of Nairobi County delegation
32. Sen. Wambua, Enoch Kiio
33. Sen. Wario Golich Juma
34. Sen. Wetang'ula, Moses Masika

NOES

Sen. Mbogo, George Ochilo Ayacko

Question; agreed to.

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

13. **THE COUNTY EARLY CHILDHOOD EDUCATION BILL (SENATE BILLS NO. 26 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, the County Early Childhood Education Bill (Senate Bills No. 26 of 2018) be now read a Second time.

(Chairperson, Standing Committee on Education – 28.11.18)

Debate interrupted on Tuesday, 29th November, 2018 resumed on a Division;

The House proceeded to a Division;

Before the Question was put and pursuant to Standing Order No. 79 (1), the Speaker informed the Senate that the Motion affected counties and voting would be by Delegations;

The Speaker directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for one minute;

Upon the expiry of one minute, the Speaker directed that the doors be locked and bars drawn and asked Senators to log-in for electronic voting;

The 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 the provisions of standing order 81 (5), the Speaker allowed one (1) Senator to record his vote verbally.

Thereupon, the following Senator recorded his vote as **“Yes”**-

Sen. Moi Gideon Kipsielei - Baringo County

The results of the Division were as follows:

AYES – 35

NOES – 0

ABSTENTION – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali, Abdullahi Ibrahim
3. Sen. Zani, Agnes – voted on behalf of Kwale County Delegation
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Iman, Falhada Dekow - voted on behalf of Garissa County Delegation
7. Sen. Waqo, Naomi Jilo - voted on behalf of Marsabit County Delegation
8. Sen. Kabaka, Boniface Mutinda
9. Sen. Kajwang', Moses Otieno
10. Sen. Kamar, Margaret Jepkoech
11. Sen. Kibiru, Charles Reubenson
12. Sen. Kihika, Susan Wakarura
13. Sen. Kilonzo, Mutula Junior
14. Sen. Langat, Christopher Andrew
15. Sen. Lelegwe, Steve Ltumbesi
16. Sen. Linturi Franklin Mithika
17. Sen. Mahamud, Mohamed Maalim
18. Sen. Mbito, Michael Maling'a
19. Sen. Mbogo, George Ochilo Ayacko
20. Sen. Mogeni, Erick Okong'o
21. Sen. Moi, Gideon Kipsielei – voted verbally
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Mwangi, Paul Githiomi
24. Sen. Mwaruma, Johnes Mwashushe
25. Sen. Nderitu, John Kinyua
26. Sen. Ndwiga, Peter Njeru
27. Sen. Olekina Ledama
28. Sen. Ongeru, Samson Kegengo
29. Sen. Orengo, James
30. Sen. Outa, Fredrick Otieno
31. Sen. Poghisi, Samuel Lesuron
32. Sen. Haji, Farhiya Ali – voted on behalf of Nairobi County delegation
33. Sen. Wambua, Enoch Kiio

34. Sen. Wario Golich Juma

35. Sen. Wetang'ula, Moses Masika

Question; agreed to

Bill read a Second Time and committed to the Committee of the Whole tomorrow.

14. **MOTION – ADOPTION OF THE REPORT OF THE OF THE AD-HOC COMMITTEE ON THE MAIZE CRISIS IN KENYA.**

Motion made and Question proposed-

THAT, this House adopts The Report of the Ad-hoc Committee on the Maize crisis in Kenya laid on the Table of the House on Tuesday, 27th November, 2018.

(Chairperson, Ad-Hoc Committee on Maize - 20.02.2019)

Debate arising;

Amendment proposed-

Motion made and Question Proposed:-

THAT, the Motion be amended by deleting the full stop at the end thereof and inserting the following words-

- (a) by inserting the words “*and the Inter-Ministerial Committee on Food Security*” immediately after the words “*The Cabinet Secretary, the National Treasury & Planning and the Cabinet Secretary, MOALF&I*” appearing in paragraph 3 on page 11 of the report;
- (b) by inserting the words “*and the Inter-Ministerial Committee on Food Security*” immediately after the words “*The Cabinet Secretary, the National Treasury and Cabinet Secretary, MOALF&I*” appearing in column 1 of recommendation 7 on page 111 of the report; and
- (c) by inserting the words “*and the Inter-Ministerial Committee on Food Security*” immediately after the words “*The Cabinet Secretary, the National Treasury and Cabinet Secretary, Agriculture*” appearing in column 3 of recommendation 7 on page 111 of the report.

(Sen. Petronilla Were Lokorio-21.02.2019)

Debate on the amendment interrupted on Thursday 21st February, 2019 resumed on a Division;

The House proceeded to a Division;

Before the Question was put and pursuant to Standing Order No. 79 (1), the Speaker informed the Senate that the Motion affected counties and voting would be by Delegations;

The Speaker directed that electronic voting be taken pursuant to Standing Order 81 (1) and that the Division Bell be rung for one minute;

Upon the expiry of one minute, the Speaker directed that the doors be locked and bars drawn and asked Senators to log-in for electronic voting;

The 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 the provisions of standing order 81 (5), the Speaker allowed one (1) Senator to record his vote verbally.

Thereupon, the following Senator recorded his vote as **“Yes”**-

Sen. Moi, Gideon Kipsielei - Baringo County

The results of the Division were as follows:

AYES – 35

NOES – 0

ABSTENTION – 0

AYES

1. Sen. Adan, Dullo Fatuma
2. Sen. Ali Abdullahi Ibrahim
3. Sen. Zani, Agnes – voted on behalf of Kwale County Delegation
4. Sen. Cherarkey, Samson Kiprotich
5. Sen. Cheruiyot, Aaron Kipkirui
6. Sen. Iman, Falhada Dekow - voted on behalf of Garissa County Delegation
7. Sen. Waqo, Naomi Jilo - voted on behalf of Marsabit County Delegation
8. Sen. Kabaka, Boniface Mutinda
9. Sen. Kajwang', Moses Otieno
10. Sen. Kamar, Margaret Jepkoech
11. Sen. Kibiru, Charles Reubenson
12. Sen. Kihika, Susan Wakarura
13. Sen. Kilonzo, Mutula Junior
14. Sen. Langat, Christopher Andrew
15. Sen. Lelegwe, Steve Ltumbesi
16. Sen. Linturi, Franklin Mithika
17. Sen. Mahamud, Mohamed Maalim
18. Sen. Mbito, Michael Maling'a
19. Sen. Mbogo, George Ochilo Ayacko
20. Sen. Mogeni, Erick Okong'o
21. Sen. Moi, Gideon Kipsielei – voted verbally
22. Sen. Murkomen, Onesimus Kipchumba
23. Sen. Mwangi, Paul Githiomi
24. Sen. Mwaruma, Johnes Mwashushe
25. Sen. Nderitu, John Kinyua
26. Sen. Ndwiga, Peter Njeru
27. Sen. Olekina Ledama

- 28. Sen. Ongeru, Samson Kegengo
- 29. Sen. Orengo, James
- 30. Sen. Outa, Fredrick Otieno
- 31. Sen. Poghisio, Samuel Lesuron
- 32. Sen. Haji, Farhiya Ali – voted on behalf of Nairobi County delegation
- 33. Sen. Wambua, Enoch Kii
- 34. Sen. Wario, Golich Juma
- 35. Sen. Wetang'ula, Moses Masika

Question; agreed to

Resumption of debate on the Motion as amended deferred by leave of the House.

15. **MOTION – NATIONAL ASSEMBLY AMENDMENT TO ASSUMPTION OF OFFICE OF THE COUNTY GOVERNOR BILL (SENATE BILLS NO. 4 OF 2018)**

Motion made and Question proposed;

That, the National Assembly Amendment to Assumption of Office of the County Governor Bill (Senate Bills No. 4 of 2018) be now considered.

(The Senate Majority Leader)

Debate arising;

And there being no other Senator wishing to contribute;

Before the Question was put, the Temporary Speaker Sen. Judith Pareno ruled, pursuant to Standing Order 79 (1), that the Motion did not affect counties.

Question Put and agreed to.

RESOLVED ACCORDINGLY

That, National Assembly Amendment to Assumption of Office of the County Governor Bill (Senate Bills No. 4 of 2018) be now considered.

16. **THE PRESERVATION OF HUMAN DIGNITY AND ENFORCEMENT OF ECONOMIC AND SOCIAL RIGHTS BILL (SENATE BILLS NO 27 OF 2018)**

Order for Second Reading read;

Motion made and Question proposed-

THAT, the Preservation of Human Dignity and Enforcement of Economic and Social Rights Bill (Senate Bills No 27 of 2018) be now read a Second Time.

(Sen. Abshiro Halake, MP – 19.02.2019)

Debate arising;

And the time being thirty minutes past Six O'clock, the Temporary Speaker (Sen. Judith Pareno, MP) interrupted the proceedings and adjourned the Senate without Question put, pursuant to the Standing Orders.

17. SENATE ROSE – at thirty minutes past Six O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Wednesday, February 27, 2019 at 2.30 p.m.*

--XX--