



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – THIRD SESSION**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, MAY 02, 2019**

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Honourable Speaker

4. **ADMINISTRATION OF OATH**

The Speaker administered the Oath of Office to the following newly elected Member: –

Mr. Mohamed, Ahmed Kolosh (Wajir West)

5. **PETITION**

The Member for Magarini (Hon. Michael Thuyah Kingi) presented a Petition regarding impeding eviction of various residents of Kilifi North Community from Mazrui Trust Land.

Petition referred to the Departmental Committee on Land pursuant to Standing Order 227(2).

6. **PAPERS LAID**

The following Papers were laid on the Table –

- a) Report of the Board of the National Government Constituencies Development Fund on Project Proposals Approvals, Disbursement Status and Restrictions imposed on Constituency Account for the Third Quarter of 2018/19 Financial Year for the period 1<sup>st</sup> January to 31<sup>st</sup> March, 2019.
- b) Annual Reports and Financial Statements in respect of the following Institutions for the year ended 30<sup>th</sup> June 2017: -
  - (i) University of Nairobi; and
  - (ii) Kenya Dairy Board.
- c) The Report of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30<sup>th</sup> June, 2018 and the certificates therein: -
  - (i) State Department for Mining;
  - (ii) Kenya National Shipping Line Limited;

- (iii) Veterinary Services Development Fund; and,
- (iv) Kenya Ferry Services Limited.

d) Statement on the Business of the House for the Week commencing 7<sup>th</sup> May 2019.

*(The Leader of the Majority Party, Hon. Aden Duale)*

e) Report of the Departmental Committee on Environment and Natural Resources on its Consideration of a Petition regarding the Demolition Notice issued by the National Environment Management Authority (NEMA) to home owners of Seefar Apartments.

*(Chairperson, Departmental Committee on Environment and Natural Resources,  
Hon Kareke Mbiuki)*

## 7. **QUESTIONS AND STATEMENTS**

### **(a) Questions**

The following Questions were made to various Ministries/State Departments/Commissions –

#### **Questions by Private Notice**

(i) Question No.018/2019 by the Member for Rongo (Hon. Paul Abuor) regarding work-related injury suffered by PC Ronald Makori of Kamagambo Police Station.

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

(ii) Question No.019/2019 by the Member for Samburu East (Hon. Jackson Lekumontare) regarding inability by residents of Samburu East Constituency to register under the National Integrated Information Management System.

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

(iii) Question No.020/2019 by the Member for Nyando (Hon. Jared Okelo) regarding requirement for acquisition of various documents by motorcycle riders.

*[The Member for Kisumu County (Hon. Rozaah Buyu) asked a Supplementary Question on the same theme regarding regulation of the motorcycle industry pursuant to Standing Order 42B(4) ]*

*(Both Questions to be replied to by the Cabinet Secretary for Interior and Coordination of National Government before the Departmental Committee on Administration and National Security)*

#### **Ordinary Questions**

(iv) Question No.172/2019 by the Member for Bomet Central (Hon. Ronald Kipkoech Tonui) regarding construction of a tunnel connecting Parliament buildings.

*(Written Reply, as sought by the Member, to be obtained from the Parliamentary Service Commission)*

(v) Question No.181/2019 by the Member for South Imenti (Hon. Kathuri Murungi) regarding implementation of reports produced by the Tea and Coffee Task Forces.

*(To be replied to by the Cabinet Secretary for Agriculture, Livestock, Fisheries and Irrigation before the Departmental Committee on Agriculture and Livestock)*

The following Questions were deferred–

- (i) Question No.176/2019 by the Member for Nambale (Hon. John Sakwa Bunyasi) regarding construction of the Musikoma-Buyofu-Mungatsi Road.
- (ii) Question No.189/2019 by the Member for Nakuru Town East (Hon. David Gikaria) regarding stalling of the construction of the Nakuru-Kiambogo Road.
- (iii) Question No.198/2019 by the Member for Butula (Hon. Joseph Oyula Maero) regarding acquisition of land for construction of Ejinja-Bumula Road. *(Question deferred for recasting/ redrafting)*

**(b) Statements**

The following Statements were issued:

- (i) The Member for Saku (Hon. Ali Raso) issued a Statement to the effect that Questions were taking long in scheduling and in obtaining response. The Honourable Speaker informed the House that Questions on the Order Paper are typically limited to five or six to avoid utilizing time for House business beyond 1530hrs.
- (ii) The Member for Suna East and Minority Whip (Hon. Junet Sheikh Nuh) issued a Statement seeking updating on the Mediation process on the Kenya Roads Bill. The Leader of the Majority Party (Hon Aden Duale) informed Members that the National Assembly members of the Mediation Committee would be meeting their Senate counterparts in the coming week.
- (iii) The Member for Soy (Hon. Caleb Kositany) issued a Statement seeking clarification on circumstances that led to the withdrawal of the Kenya Prisons Volleyball Team from the 2019 Africa Club Championship in Cairo, Egypt, pursuant to Standing Order 22(2)(c). The Chairperson of the Departmental Committee on Sports, Culture and Tourism (Hon. Victor Munyaka) committed to provide feedback within two weeks.
- (iv) The Member for Nyatike (Hon. Tom Mboya Odege) issued a Statement seeking information on the imminent takeover of the National Bank of Kenya by the Kenya Commercial Bank, pursuant to Standing Order 22(2)(c). The Chairperson of the Departmental Committee on Finance and Planning (Hon. Joseph Limo) committed to provide feedback once the House resumes from the upcoming Long Recess on account of being currently engrossed with the Budget Estimates.
- (v) The Leader of the Majority Party (Hon. Aden Duale) issued a Statement on the Business of the House for the Week commencing 7<sup>th</sup> May 2019

8. **MOTION - REPORTS OF THE KENYA DELEGATION TO SESSIONS OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY**

Motion made and Question proposed-

**THAT**, this House **notes** the Reports of the Kenya Delegation to the Sessions of the African Caribbean and Pacific Parliamentary Assembly and the African Caribbean, Pacific

and European Union (ACP-EU) Joint Parliamentary Assembly, *laid on the Table of the House on Wednesday 27<sup>th</sup> February 2019* as follows:

- (i) Report of the 50<sup>th</sup> Session of the ACP Parliamentary Assembly and the 35<sup>th</sup> Session of the ACP-EU Joint Parliamentary Assembly held in Brussels, Belgium from 13<sup>th</sup> to 20<sup>th</sup> June 2018;
- (ii) Report of the 51<sup>st</sup> Session of the ACP Parliamentary Assembly and the Intercessional Meetings of the ACP-EU Joint Parliamentary Assembly held in Brussels, Belgium from 9<sup>th</sup> to 11<sup>th</sup> October, 2018; and
- (iii) Report of the 52<sup>nd</sup> Session of the ACP Parliamentary Assembly and the 36<sup>th</sup> Session of the ACP-EU Joint Parliamentary Assembly held in Cotonou, Benin from 25<sup>th</sup> November 2018 to 5<sup>th</sup> December 2018.

*(Hon. Ali Raso, Member of the Delegation -23.04.2019)*

Debate on the Motion having been concluded on 30.04.2019;  
Question put and agreed to.

9. **THE SECTIONAL PROPERTIES BILL (NATIONAL ASSEMBLY BILL NO. 23 OF 2019)**

(The Leader of the Majority Party)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

10. **THE NATIONAL DROUGHT MANAGEMENT AUTHORITY (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 26 OF 2019)**

(The Leader of the Majority Party)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

11. **THE PUBLIC SERVICE (VALUES AND PRINCIPLES) (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 17 OF 2019)**

(Hon. Andrew Mwadime)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

12. **THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 22 OF 2019)**

(Hon. Kimani Ichung'wah, MP)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

13. **THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 24 OF 2019)**

(Hon. Jude Njomo)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

14. **THE PUBLIC SERVICE COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2019)**

(Hon. Benjamin Gathiru Mwangi, MP)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

15. **THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) (NO. 2) BILL (NATIONAL ASSEMBLY BILL NO. 30 OF 2019)**

(Chairperson, Constitutional Implementation and Oversight Committee)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

16. **THE KENYA FOOD AND DRUGS AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO. 31 OF 2019)**

(Hon. (Dr.) Robert Pukose, MP)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

17. **THE CROPS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 32 OF 2019)**

(Hon. Moses Kuria)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

18. **COMMITTEE OF THE WHOLE HOUSE**

Order for Committee read;

**IN THE COMMITTEE**

The Second Chairperson of Committees in the Chair

**The Statute Law (Miscellaneous Amendments) (No. 2) Bill (National Assembly Bill No. 13 of 2018)**

**SCHEDULE**

1. **Provisions relating to the Betting, Lotteries and Gaming Act (CAP 131)**

Proposed amendment to section 3(10) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 3(10);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 3 (10) - deleted

Proposed amendment to section 5(3) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 5(3);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Amendment withdrawn by the mover;

Amendment to section 5(3) - agreed to.

Proposed amendment to section 5(4) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 5(4);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and negatived;

Amendment to section 5(4) - agreed to.

Proposed amendment to section 6(1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 6(1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and negatived;

Amendment to section 6(1) - agreed to.

Proposed amendment to section 8(3) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 8(3);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Amendment withdrawn by the mover;

Amendment to section 8(3) - agreed to.

Proposed amendment to section 10(2) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 10(2);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Amendment withdrawn by the mover;

Amendment to section 10(2) - agreed to.

Proposed amendment to section 11(4) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 11(4);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Amendment withdrawn by the mover;

Amendment to section 11(4) - agreed to.

Proposed amendment to section 29A (1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 29A(1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment by Hon. Gladys Wanga dropped;

Amendment to section 29A(1) - deleted.

Proposed amendment to section 36(1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 36(1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment by Hon. Gladys Wanga dropped;

Amendment to section 36(1) - deleted.

Proposed amendment to section 36(2) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 36(2);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment by Hon. Gladys Wanga dropped;

Amendment to section 36(2) - deleted.

Proposed amendment to section 44A (1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 44A (1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment by Hon. Gladys Wanga dropped;

Amendment to section 44A(1) - deleted.

Proposed amendment to section 53(1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 53(1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Amendment withdrawn by the mover;



Amendment to section 53(1) - agreed to.

Proposed amendment to section 54(2) (b) - amendment proposed  
Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 54(2)(b);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Amendment withdrawn by the mover;

Amendment to section 54(2) (b) - agreed to.

Proposed amendment to section 55(1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 55(1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Amendment withdrawn by the mover;

Amendment to section 55(1) - agreed to.

Proposed amendment to section 55A (1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 55A (1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment by Hon. Gladys Wanga dropped;

Amendment to section 55A (1) - deleted

Proposed amendment to section 59B (1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 59B (1);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment by Hon. Gladys Wanga dropped;

Amendment to section 59B(1) - deleted

Proposed amendment to section 59(2) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 59(2);

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Amendment withdrawn by the mover;

Amendment to section 59(2) - agreed to.

Proposed amendment to section 61 - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 61;

*(Chairperson, Departmental Committee on Sports, Tourism and Culture)*

Amendment withdrawn by the mover;

Amendment to section 61 - agreed to.

**Provisions relating to the Betting, Lotteries and Gaming Act (Cap.131) as further amended – agreed to**

**2. Provisions relating to the Dairy Industry Act (CAP 336)**

Proposed amendment to section 3 - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 3;

*(Chairperson, Departmental Committee on Agriculture and Livestock)*

Amendment withdrawn by the mover;

Further amendment proposed

THAT the Schedule to the Bill be amended in the proposed amendments to section 3 by deleting the proposed amendment to the definition of “producer”;

*(Hon. Millie Odhiambo)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Further amendment proposed

THAT the Schedule to the Bill be amended in the proposed amendments to section 3 by inserting the following new definition in the proper alphabetical sequence—

“importer” means a person who buys and brings any dairy produce into the country for commercial purposes;

*(Hon. Millie Odhiambo)*

Amendment withdrawn by the mover;

Amendment to section 3 as further amended - agreed to.

Proposed amendment to section 19(e) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 19(e);

*(Chairperson, Departmental Committee on Agriculture and Livestock)*

Amendment withdrawn by the mover;

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 19 and substituting therefor the following-

s. 19(e) Delete the word "Minister" and substitute therefor the word "Cabinet Secretary"

*(Hon. Millie Odhiambo)*

Amendment withdrawn by the mover;

Amendment to section 19(e) - agreed to.

Proposed new section 19(w) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed new section 19(w);  
*(Chairperson, Departmental Committee on Agriculture and Livestock)*

Amendment withdrawn by the mover;

Proposed new section 19(w) - agreed to.

Proposed new section 19(x) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed new section 19(x);

*(Chairperson, Departmental Committee on Agriculture and Livestock)*

Question of the amendment proposed;

Amendment withdrawn by the mover;

Proposed new section 19(x) - agreed to.

Proposed amendment section 20 - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 20;

*(Chairperson, Departmental Committee on Agriculture and Livestock)*

Amendment withdrawn by the mover;

Amendment to section 20 - agreed to.

Proposed new section 23A - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the words "one per centum" appearing in the proposed new section 23A(1) and substituting therefor the words "zero decimal two per centum (0.2%)".

*(Hon. Zachary Thuku)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Proposed new section 23A as further amended - agreed to.

Proposed amendment to section 31 - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 31;

*(Chairperson, Departmental Committee on Agriculture and Livestock)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 31 - deleted.

Proposed amendment to section 33 - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by deleting the proposed amendment to section 33;

*(Chairperson, Departmental Committee on Agriculture and Livestock)*

Question of the amendment proposed;

Amendment withdrawn by the mover;

Amendment to section 33 - agreed to.

**Provisions relating to the Dairy Industry Act (CAP 336) as further amended – agreed to**

*(Change of Chair from First Chairperson to Third Chairperson)*

**3. Provisions relating to the National Hospital Insurance Fund Act (No. 9 of 1998)**

Proposed amendments to sections 1, 2 & 3(1) - agreed to

Proposed amendment to section 3(2)(a) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 3(2)(a), by deleting the proposed new sub-paragraph (ii);

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 3(2)(a) as further amended - agreed to

Proposed amendment to section 4(1) - agreed to

Proposed amendment to section 4(1)(e) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 4(1), by deleting the proposed new paragraph (e) and substituting therefor the following new paragraph–

“(e) the Director General for Health or his or her representative;

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 4(1)(e) as further amended - agreed to

Proposed amendment to section 4(1)(f) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 4(1), by deleting the proposed new paragraph (f);

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 4(1)(f) - deleted

Proposed amendment to section 4(1)(g), (h), (i) & (j) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 4(1), by deleting the proposed amendment to paragraph (g), (h), (i) & (j);

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 4(1)(g), (h), (i) & (j) - deleted

Proposed new section 4(1)(k) - agreed to

Proposed amendment to section 5(1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended by inserting the words “as provided under section 22(3) of this Act” immediately after the word “benefits” in the proposed new paragraph (fa);

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 5(1) as further amended - agreed to

Proposed amendment to section 10 - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 10, by deleting the proposed new subsection (1B) and substituting therefor the following new subsection-

“(1B) The Chief Executive Officer shall serve the Fund for a term of three years and shall be eligible for reappointment for one further term of three years, subject to satisfactory performance of assigned functions.”

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 10 as further amended - agreed to

Proposed amendment to section 15(2) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 15(2), by-

- (i) deleting the proposed new paragraph (c);
  - (ii) renumbering the proposed new paragraph (d) as (c);
- (Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 15(2) as further amended - agreed to

Proposed amendments to sections 16(3)(c), 16(4), & 21(5) (a)- agreed to

Proposed amendment to section 22(3) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 22(3), by inserting the following new amendment—

“Delete the word “Minister” and substitute therefor the word “Cabinet Secretary”;

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 22(3) as further amended - agreed to

Proposed amendment to section 23(1) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 23(1), by deleting the word “maintain” and substituting therefor the words “cause to be kept” in the proposed new subsection (1);

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 23(1) as further amended - agreed to

Proposed amendments to sections 23(2), 24, 25(2)(b)& (c) - agreed to

Proposed amendments to section 25(3) - amendment proposed

Further amendment proposed;

THAT the Schedule to the Bill be amended in the proposed amendment to section 25, by deleting the proposed amendment to subsection (3) and substituting therefor the following new amendment—

s.25(3) Delete subsection (3) and substitute therefor the following new subsection—  
“(3) Any person who—  
prints, manufactures or issues the

)

- (a) National Health Insurance cards in circumstances other than as contemplated in this Act;
- (b) misuses the card for purposes not contemplated in this Act;
- (c) fraudulently obtains or uses a card to obtain benefits; or
- (d) misrepresents himself or herself in relation to the cards,

commits an offence and is liable on conviction to a fine not exceeding one million shillings, or to imprisonment for a term not exceeding five years, or to both.”

*(Chairperson, Departmental Committee on Health)*

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Amendment to section 25(3) as further amended - agreed to

Proposed amendment to section 26(a) - agreed to

19. **PROGRESS REPORT**

Motion made and Question proposed -

THAT, the Committee of the whole House do report progress and seek leave to sit again

*(Leader of the Majority Party)*

Question put and agreed to.

20. **HOUSE RESUMED** - Third Chairperson of Committees on the Chair

**Progress reported**

THAT, the Committee do Report to the House its consideration the Statute Law (Miscellaneous Amendments)(No. 2) Bill (National Assembly Bill No. 13 of 2018) up to

section 26(a) of the provisions relating to the National Hospital Insurance Fund Act (No. 9 of 1998) and its approval thereof with amendments and seek leave to sit again

*(Leader of the Majority Party)*

Putting of Question deferred.

And the time being three minutes past seven O'clock, the Third Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

21. HOUSE ROSE - at three minutes past seven O'clock

MEMORANDUM

The Speaker will take the Chair on  
Tuesday, May 07, 2019 at 2.30 p.m.

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