



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – (THIRD SESSION)
THE SENATE
SUPPLEMENTARY (NO. 2) ORDER PAPER
TUESDAY, OCTOBER 15, 2019 AT 2.30 P.M.

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion (as listed in the Appendix)
7. Statements (as listed in the Appendix)
8. **MOTION - COMMENDATION OF ELIUD KIPCHOGE AND OTHER KENYAN ATHLETES FOR THEIR OUTSTANDING PERFORMANCE**
(Sen. Aaron Cheruiyot, MP)

AWARE THAT, marathon world record holder Eliud Kipchoge wrote his name into history books by becoming the first man to run a marathon in under two hours, on Saturday, 12th October, 2019, in Vienna, Austria;

FURTHER AWARE THAT, Brigid Kosgei broke the sixteen-year marathon world record for women, to become the new women's marathon world record holder during the Chicago Marathon held on Sunday, 13th October, 2019;

RECALLING the stellar performance by the Kenyan athletics team that participated in the IAAF World Athletics Championships held in Doha, Qatar from 27th September to 6th October, 2019, where the team won five Gold, two Silver and four Bronze medals, and emerged in the second position out of 206 participating countries;

COGNIZANT THAT Kenya has earned international respect in athletics over the years courtesy of the hard work and stellar performance by our athletes in both on and off-field events, which has brought us together as a country and encouraged cohesion in line with our National Anthem;

NOW THEREFORE, the Senate commends: -

...../Motion

- a) Mr. Eliud Kipchoge, for his history-defining fete of achieving the 1:59 target to run a full marathon;
- b) Ms. Brigid Kosgei for her excellent performance in the Chicago Marathon and specifically for breaking the women’s marathon world record; and
- c) the Kenyan athletics team that participated in the IAAF World Athletics Championships held in Doha, Qatar from 27th September to 6th October, 2019 for their stellar performance.

9. **MOTION – ADOPTION OF REPORT OF SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON ACCOUNTS OF COUNTY EXECUTIVES FOR FINANCIAL YEAR 2013/2014**

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

THAT, the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on the Inquiry into the Financial Operations of Nandi, Elgeyo Marakwet, Baringo, Laikipia, Machakos, West Pokot, Tharaka Nithi, Siaya, Embu and Nairobi City County Executives for Financial year 2013/2014 (1st July, 2013 to 30th June, 2014), laid on the Table of the Senate on Wednesday, 9th October, 2019.

10. **MOTION – ADOPTION OF REPORT OF SESSIONAL COMMITTEE ON COUNTY PUBLIC ACCOUNTS AND INVESTMENTS ON ACCOUNTS OF COUNTY GOVERNMENTS FOR FINANCIAL YEAR 2014/2015**

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

THAT, the Senate adopts the Report of the Sessional Committee on County Public Accounts and Investments on the Inquiry into the Financial Operations of Baringo, Busia, Elgeyo Marakwet, Embu, Kajiado, Kericho, Kilifi, Kirinyaga, Kisii, Kwale, Lamu, Makueni, Marsabit, Meru, Nakuru, Narok, Nyamira, Uasin Gishu, Vihiga and West Pokot Counties for Financial year 2014/2015 (1st July, 2014 to 30th June, 2015), laid on the Table of the Senate on Wednesday, 9th October, 2019.

11. **MOTION- ESTABLISHMENT OF A SELECT COMMITTEE TO INVESTIGATE THE PROPOSED REMOVAL FROM OFFICE BY IMPEACHMENT, OF THE GOVERNOR OF TAITA TAVETA COUNTY**

THAT, WHEREAS, pursuant to Article 181 of the Constitution and section 33 of the County Governments Act, 2012, on 9th October, 2019, the County Assembly of Taita Taveta approved a Motion “to remove from office, by impeachment,” the Governor of Taita Taveta County;

AND FURTHER, WHEREAS by letter Ref. No. TTCA/CS/7/Vol.1 (085) dated 9th October, 2019, received in the Office of the Speaker of the Senate on Friday, 11th October, 2019, the Speaker of the County Assembly of Taita Taveta informed the Speaker of the Senate of the approval of the Motion by the County Assembly and further forwarded to the Speaker of the Senate, documents in evidence of the proceedings of the Assembly;

AND WHEREAS, pursuant to section 33(3)(b) of the County Governments Act, 2012 and standing order 75(1)(b) of the Senate, the Senate by resolution, may appoint a special committee comprising eleven of its Members to investigate the matter;

...../Motion

NOW THEREFORE, pursuant to section 33(3)(b) of the County Governments Act, 2012 and standing order 75(1)(b), the Senate resolves to establish a special committee comprising the following Senators:-

- 1) Sen. George Khaniri, MGH, MP;
- 2) Sen. Njeru Ndwiga, EGH, MP;
- 3) Sen. Ochillo Ayacko, EGH, MP;
- 4) Sen. (Dr.) Agnes Zani, CBS, MP;
- 5) Sen. Aaron Cheruiyot, MP;
- 6) Sen. Charles Kibiru MP;
- 7) Sen. Boniface Kabaka, MP
- 8) Sen. (Dr.) Lelegwe Ltumbesi, MP;
- 9) Sen. Beatrice Kwamboka, MP;
- 10) Sen. Farhiya Ali, MP; and
- 11) Sen. (Canon) Naomi Waqo, MP;

to investigate the proposed removal from office of the Governor of Taita Taveta County and to report to the Senate within ten (10) days, pursuant to standing order 75 (2), of its appointment, on whether it finds the particulars of the allegations to have been substantiated.

12. ***THE REGISTRATION OF PERSONS (AMENDMENT) BILL (SENATE BILLS NO. 14 OF 2019)**

(Sen. (Dr.) Isaac Mwaura, MP)

(Second Reading)

13. ***THE CARE AND PROTECTION OF CHILD PARENTS BILL (SENATE BILLS NO. 11 OF 2019)**

(Sen. Beatrice Kwamboka, MP)

(Second Reading)

14. **MOTION - ENGAGEMENT OF COMMUNITY HEALTH WORKERS BY COUNTY GOVERNMENTS**

(Sen. Rose Nyamunga, MP)

THAT, AWARE THAT county health facilities, and the promotion of primary health care are devolved functions, and each county government is striving to offer the best healthcare to the people of Kenya;

COGNIZANT THAT, the provision of healthcare services is continuously riddled with numerous challenges ranging from understaffing of personnel to inadequate facilities and equipment resulting in congestion in hospitals further restricting effective service delivery;

NOTING THAT every Kenyan has a right to affordable and accessible healthcare, and the President has launched a pilot universal health care program called “Afya Care” that will see many Kenyans access improved healthcare;

CONCERNED THAT, the diverse nature of counties and wanting infrastructural development is compromising the quality and accessibility of health centres especially during emergency situations, resulting in the loss of many lives occasioned

...../Motion

by the failure by patients to reach health facilities in time;

FURTHER CONCERNED THAT, in each county there are numerous unemployed community health workers who are adept at working with communities in emergency situations, and have the requisite experience to support the medical practitioners in our country where, according to the World Health Organization 2014 report, there are two (2) doctors for every ten thousand (10,000) people;

NOW THEREFORE, the Senate resolves that the Council of Governors in partnership with the Ministry of Health –

- (i) Develop a policy for the training, certification and employment of community health workers to enhance the emergency health service delivery in the Counties, and
- (ii) Facilitate the said community health workers with the necessary basic equipment for use during emergency cases.

15. **MOTION - FREE ADMINISTRATION OF THE SNAKE BITES ANTI-VENOM IN PUBLIC HEALTH FACILITIES**

(Sen. Beatrice Kwamboka, MP)

THAT, AWARE THAT, there is an abundance of snakes in various parts of the country namely; Kitui, Baringo, Wajir, Kajiado, Embu and Tana River Counties among others, which poses a high mortality rate of snake bites across these counties;

FURTHER AWARE THAT, all patients bitten by snakes should be assessed by medically-trained staff to determine the species responsible, the amount of venom injected and the variable time course for development of signs, requiring that patients be kept under observation for at least 24 hours;

CONCERNED THAT, these incidences of snake bites are a neglected emergency in Kenya owing to the low awareness of snake bites as a public health problem in the country resulting to victims being maimed and even losing lives;

FURTHER CONCERNED THAT, poor infrastructure and poverty contribute to delays in seeking and receiving treatment for snake bites including the high cost of acquiring and storing the anti-venom;

RECOGNIZING THAT, it is essential for snakebite victims to get supportive care followed by the administration of the anti-venom as soon as possible following a snake bite;

NOTING THAT, Article 43 (1) (a) of the Constitution provides that every person has the right to the highest attainable standard of health;

NOW THEREFORE, the Senate urges the Ministry of Health in collaboration with the County governments to establish programs to sensitize people on the management of snake bites and to ensure timely supply and free administration of the anti-venom in public health facilities, concentrating on sub county health facilities in the affected counties, and further ensure that these facilities are equipped with the necessary infrastructure for the storage of the anti-venom.

...../Motion

16. **MOTION - REPORT ON THE THIRD STATUTORY MEETING OF THE COMMITTEE ON ECONOMIC DEVELOPMENT, REGIONAL INTEGRATION AND NATURAL RESOURCES OF THE FORUM OF PARLIAMENTS OF THE INTERNATIONAL CONFERENCE OF THE GREAT LAKES REGION (FP-ICGLR)**

(Sen. Samuel Poghisio, MP)

THAT, this House notes the Report on the 3rd Statutory Meeting of the Committee on Economic Development, Regional Integration and Natural Resources of the Forum of Parliaments of the International Conference of the Great Lakes Region (FP-ICGLR) held in Bujumbura, Burundi, from 13th to 14th March, 2019, laid on the Table of the House on Tuesday, 21st May, 2019.

NOTICE

The Senate resolved on 13th February, 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

APPENDIX

1. NOTICES OF MOTION

(i) COMMENDATION OF ELIUD KIPCHOGE AND OTHER KENYAN ATHLETES FOR THEIR OUTSTANDING PERFORMANCE

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- 10) Sen. Farhiya Ali, MP; and
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to investigate the proposed removal from office of the Governor of Taita Taveta County and to report to the Senate within ten (10) days, pursuant to standing order 75 (2), of its appointment, on whether it finds the particulars of the allegations to have been substantiated.

2. STATEMENTS

(i) Pursuant to Standing Order 47(1)

(a) The Senator for Vihiga County (Sen. George Khaniri, MP) to make a statement on the inhumane evictions of families in Chepturo Village, Kiptuyo Ward, Chesumayi Sub-County in Nandi County.

(b) Nominated Senator (Sen. (Dr.) Alice Milgo, MP) to make a statement on the dangers posed by abandoned and disused excavated pits in road construction sites across the country.

(ii) Pursuant to Standing Order 48(1)

(a) The Senator for Marsabit County (Sen. Godana Hargura, MP) to seek a statement from the Standing Committee on Land, Environment and Natural Resources on the completion of Badassa Dam in Marsabit County.

(b) The Senator for Marsabit County (Sen. Godana Hargura, MP) to seek a statement from the Standing Committee on Finance and Budget regarding the utilization of the Equalization Fund established under Article 204 of the Constitution of Kenya.

(c) Nominated Senator (Sen. Mary Seneta, MP) to seek a statement from the Standing Committee on Education on the current state of affairs at the Maasai Mara University, in Narok County.

...../Appendix

- (d) Nominated Senator (Sen. (Dr.) Alice Milgo, MP) to seek a statement from the Standing Committee on Agriculture, Livestock and Fisheries concerning adoption of conservation agriculture in the country.
- (e) The Senator for Machakos County (Sen. Boniface Kabaka, MP) to seek a statement from the Standing Committee on Land, Environment and Natural Resources on the impending eviction of a section of residents of Mavoko, Machakos County, from their land by the East Africa Portland Cement Company.
- (f) The Senator for Isiolo County (Sen. Fatuma Dullo, MP) to seek a statement from the Standing Committee on Health on the challenges currently experienced in the implementation of the Universal Health Coverage (UHC) programme in the four counties.
- (g) Nominated Senator (Sen. Abshiro Halake, MP) to seek a statement from the Standing Committee on Labour and Social Welfare regarding joblessness among graduates of the National Youth Service (NYS).
